

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JANUARY 5, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the January meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on January 5, 2004, in the Commissioners' room at the Courthouse with Chairman Richard Chartier, Members Gary E. Fraser and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Health Administrator Billie Payne; Noxious Weed Director Ron Thomas; Maintenance Manager Jim Johnson; Solid Waste Director Richard Mills; Computer technician Jerry Collins.

Others attending were: none.

Chairman Chartier signed payroll checks for all departments.

Resolution No. 04-1, requesting that the Director of Accounts & Reports waive the requirements in regard to fixed asset accounting, was adopted on motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote.

On motion by Commissioner Nelson, second by Commissioner Fraser, unanimous vote, minutes of the previous meeting were approved as written.

On motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote, the Board approved and adopted the annual review of the North Central Kansas Solid Waste Management Plan together with the attached addendum referencing current practices.

The Commissioners continued discussion on cellular phones but took no action pending receipt of information from county departments.

Highway Administrator Andy Asch presented the re-purchase agreement and maintenance warranty for the motor grader approved for purchase on December 8, 2003. The agreement and warranty were approved by the Board and signed by Chairman Chartier on motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote.

Employment agreement with Andrew Asch for 2004 services as County Highway Administrator was approved and signed on motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote.

Asch and the Commissioners discussed the removal of a hedge row from the Mike Miller property.

An agreement with Republic County for the provision of family planning services by Cloud County Health Department was approved and signed on motion by Commissioner Nelson,

second by Commissioner Fraser, unanimous vote. Republic County Health department is included in Cloud County's Family Planning grant and has been receiving supplies from Cloud County. Under the new agreement, the Cloud County Health department may also provide a clinician for Republic County family planning clinics.

The Commissioners, Health Administrator Billie Payne and Maintenance Manager Jim Johnson discussed the possible use of a building west of the health department building for the health department car. Payne provided information on total department mileage in 2003, discussed credit card applications, and reported that department evaluations are currently being completed.

Employment agreement with Ron Thomas for 2004 services as Noxious Weed Director was approved and signed on motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote.

Thomas and the Commissioners discussed spraying done by the county. The Commissioners asked Thomas to provide the number of acres sprayed during 2003.

Employment agreement with Jim Johnson for 2004 services as Maintenance Manager was approved and signed on motion by Commissioner Nelson, second by Commissioner Fraser, unanimous vote.

Jerry Collins, Computer Technician, discussed renewal of the Norton Antivirus program for county computers. Collins noted that the current contract serves 25 computers at the courthouse. There are 7 other licenses which county departments have purchased individually. Collins suggested including all in a corporate edition of the program at a cost of approximately \$878 as opposed to an approximate cost of \$1,087 if purchased individually. The Board approved combining the licenses in the corporate package.

County Attorney Robert Walsh presented a letter addressed to Representative Joann Freeborn requesting her assistance in drafting legislation regarding consolidated law enforcement. The letter was approved and signed by the Commissioners and by Walsh on motion by Commissioner Nelson, second by Commissioner Fraser, unanimous vote. The Board asked Walsh to send a copy of the letter to Senator Mark Taddiken.

The Board discussed a possible refund on the lease payment by Joe Melhus for the leased transfer station land which has been reclaimed for county use. Melhus had reported that a landfill pit and a pond have been constructed and an antenna tower installed on portions of the leased land. No action was taken pending information on acreage.

Solid Waste Director Richard Mills reported that National Byproducts has advised that they will continue picking up domestic animal waste from the meat processing plants for an indefinite period of time. Mills and the Commissioners discussed potential changes and costs associated with disposal of the animal waste.

Employment agreement with Richard Mills for 2004 services as Solid Waste Director was approved and signed on motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote.

A cereal malt beverage license for 2004 was issued to the Glasco County Club on recommendation by the Lyon Township Board and on motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote.

A cereal malt beverage license for 2004 was issued to TJ LLC, dba Uncle Gib's Barn, on the recommendation of the Lincoln Township Board and on motion by Commissioner Nelson, second by Commissioner Fraser, unanimous vote.

The session was adjourned at 11:30 a.m. until January 12, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JANUARY 12, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the January meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on January 12, 2004, in the Commissioners' room at the Courthouse with Chairman Richard Chartier, Members Gary E. Fraser and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; County Treasurer Alice Walker; Health Administrator Billie Payne; Computer Technician Jerry Collins; Solid Waste Director Richard Mills; Sheriff Larry Bergstrom; Appraiser Barry Porter; Connie Gallagher and Penny Larsen, RN's, Health department; Wanda Backstrom, JJA/Com. Corr. Director; Emergency Preparedness Director Larry Eubanks.

Others attending were: Pat Gerhardt, Extension; Gene Wilson, TS&S Consulting.

The Board re-organized, electing Commissioner Gary Fraser as Chairman for 2004 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

County Attorney Robert Walsh reported that an undercover agent had been hired to check sales of alcohol to underage persons. This past weekend the operation resulted in four sales to minors for which charges are pending. Walsh noted that such operations for illegal sales of alcohol and cigarettes will be conducted periodically.

Walsh reported that a voucher will be submitted in the amount of \$1,800 for a one-time licensing fee to Justice Systems Inc. for a computer program that will allow the county attorney's office access to district court case records. This will free up district court staff from having to research cases in order to provide information to the county attorney.

At Walsh's request and on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board recessed into executive session for five minutes for the purpose of discussion of non-elected personnel matters. County Clerk Musick was included in the session. The Board recessed at 9:10 a.m. and open session was resumed at 9:15 a.m.

Walsh and the Commissioners continued discussion of consolidated law enforcement, noting that at this point, the two main issues are the proposed legislation and the action already taken which will allow the voters to indicate their preference.

Walsh and Highway Administrator Andy Asch discussed the situation involving hedge removal on the Mike Miller property.

Highway Administrator Asch reported that Glenn Sulanka, who rents the Aurora rock pit property, wants to cut the hedge trees out of the pasture and use them for fire wood. The Board

approved provided he cuts the trees level with the ground and treats the stumps with a stump killer chemical.

Asch reported a rash of sign vandalism which has been turned over to the Sheriff for investigation. Asch noted that the damage done during one night alone amounted to \$383.62 in repairs.

Asch reported that he is working on right-of-way acquisition for bridge project No. 15 C-3863-01, which is between Sections 7 and 18, Township 5, Range 3.

At 10:00 a.m. the Commissioners met with department heads in the regular monthly meeting.

County Clerk Musick reported that a study will be conducted on accessibility of voting places according to ADA standards.

Sheriff Larry Bergstrom provided department statistics for 2003 which included patrol mileage for cities (Glasco-2,270; Miltonvale-2062; Jamestown-1152; Clyde-2137; Concordia-2124) and total mileage of 184,302. Nineteen injury accidents and 218 non-injury accidents were worked. 334 criminal cases were cleared. (A copy is enclosed for your information.)

Maintenance Manager Jim Johnson thanked the highway department for clearing snow from the parking lots.

Solid Waste Director Richard Mills provided statistics for 2003. Solid waste tonnage hauled to Rolling Meadows, Topeka, amounted to 7,883 tons, of which 5,177 was Cloud County waste and 2,706 was Republic County's. Hauling costs amounted to approximately \$110,000 and tipping fees at Rolling Meadows were \$134,011. Mills noted that 280 tons of metal were baled for recycling; 60 tons of cardboard were removed from the waste stream for recycling, and 3,000 gallons of used oil were sold at ten cents per gallon.

Computer technician Jerry Collins discusses virus protection, discontinued maintenance of the Windows 98 operating system, and the federal law regarding spam.

Health Administrator Billie Payne reported that during December Home Health saw 57 patients for a total of 336 visits. Statistics for the year of 2003 include 2,393 Family Planning clients, 3,536 immunizations (which includes 1,182 flu shots), and 239 WIC clients. Payne noted that she still has some flu vaccine for children. Total client visits during 2003 were 6,919. Payne also noted that an "Adoption Awareness" workshop will be held in February.

Pat Gerhardt, Extension, discussed food safety programs which are being provided in the schools and nursing homes.

County Treasurer Alice Walker reported approximately 57% of the 2003 tax has been collected, annual reports have been sent to tax districts, and heavy trucks are being issued tags showing an expiration month of February. Walker also reminded that second half taxes are due May 10.

County Attorney Walsh reported that he will be talking with junior and senior high school students about crimes involving sexual activity. Walsh will be assisted by female attorneys for talks with female students. Walsh also noted that certain traffic violations will now carry the requirement for attendance at "55 Alive" driving class.

Commissioner Nelson reported that of the 11 months for which sales tax reports are available, 7 show higher receipts than for the previous year. The 4 lower months show only marginally lower figures.

The department head meeting ended at 11:55 a.m.

Health Administrator Billie Payne presented the annual Home Health evaluation report which was signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Payne reported several possibilities for a shelter for the department car. After discussion, the Board asked Payne to obtain more specific information for further discussion.

Connie Gallagher, RN, provided a historical reference concerning the Family Planning clinics. Apparently the doctors assigned by the hospital are also assigned to emergency room duty for the same period and are often called away from the clinic. Penny Larsen, who obtained her ARNP (Advanced Nurse Practitioner) status, was able to fill in for the clinicians and, with the approval of the health administrator at that time, began filling the position of clinician at the Family Planning clinics. Payne noted that an RN is not allowed to serve as clinician. Only a physician, an ARNP or a physician's assistant (PA) is authorized to do so. Payne suggested that Larsen should be compensated for her duties as an ARNP during the FP clinics at a different rate from her duties as an RN. The Board will review Payne's recommendations.

Payne discussed concerns with the newly appointed County Health Officer's ethical reservations regarding family planning duties. Payne will discuss the situation with him.

Wanda Backstrom, JJA/Com.Corr. Dir., presented a grant application for unexpended 2001 funds in the amount of \$5000 to be used for drug testing supplies in the surveillance program. The application was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Gene Wilson, TS&S Consulting, offered his services in reviewing the county's communications costs, for local services, long distance and circuits. Wilson will review billing statements for accuracy and rates. On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved a consulting agreement in which TS&S Consulting will receive 33% of the first year's savings resulting from such review. The agreement and a letter of authorization addressed to Southwestern Bell Telephone Company were signed by the Chairman under the aforesaid motion.

The Board recessed at 12:15 p.m. for lunch and reconvened at 1:00 p.m.

Richard Mills, Solid Waste Director, reported that Dan Koch, who currently is contracted for solid waste hauling, will contract for another year at the same rate. Mills noted that he wants a change in the contract to allow 7 hours for the return to the transfer station from the time the truck leaves the transfer station in place of 7 hours from the time the trailer is emptied at Rolling Meadows. No action was taken at this time.

Mills reported that he will be meeting with Steve Breeding on Wednesday January 14. Breeding, representing Pawnee Mental Health, has asked the county to consider a recycling program that will provide a place for Pawnee clients to work as required for certain grants and other assistance. After discussion in which the Commissioners noted the various items which are currently recycled at the transfer station, the Board discussed several grants being offered for various other recycling activities and authorized Mills to make application. Mills provided information on Kansas Recycling at Hutchinson.

Mills noted that he will be attending a meeting in McPherson on February 11 for a review of current Kansas Department of Health and Environment (KDHE) regulations on solid waste.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Abatements Nos. 62 and 63 were allowed in the total amount of \$946.04 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

A letter addressed to John Cyr, Executive Director for the North Central Regional Planning Commission, advising that the Board has studied the annual review of the NCK solid Waste Management Plan and found it acceptable was signed by Chairman Fraser.

Emergency Preparedness Director Larry Eubanks presented an application to the Kansas Division of Emergency Management for grant funds in the amount of \$4,790 to be used for the update of the emergency operations plan. Eubanks' wages as Director will serve as the soft match for the grant. The application was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The session was adjourned at 2:50 p.m. until January 19, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JANUARY 19, 2003
UNOFFICIAL PROCEEDINGS

Adjourned session of the January meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on January 9, 2003, in the Commissioners' room at the Courthouse with Commissioners Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Solid Waste Director Richard Mills; Health Administrator Billie Payne; Weed Director Ron Thomas; Maintenance Manager Jim Johnson.

Others attending were: none.

In the absence of Chairman Gary Fraser, Commissioner Roger Nelson was elected as Chairman pro tem on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Payroll checks for all departments were signed.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Abatements were allowed in the total amount of \$2,482.72 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The Board received notification that the Community Development Block Grant application for Cloud County Rural Water District #1 has been approved at the requested amount of \$400,000.

Resolution #04-2, appointing Amanda Davidson to the Juvenile Justice/Community Corrections Advisory Board, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Davidson is the Director of the Concordia office of Social and Rehabilitation Services. Davidson's term begins immediately and will expire June 30, 2005.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board appointed the following persons to the Convention and Tourism Committee for terms ending December 31, 2006: Madonna Sorell, Rustic Remembrances; Mary Ann Lagemann, Women's Chamber; Susie Haver, NCK Tourism; Jerry Stenberg, Clyde Hotel; and Patricia Lynch, representing the Cottage on the River, for the remainder of Laura Lee Stenberg's term; and Sharon Dykes, representing Super 8 Motel, for the remainder of Debra Cooper's term. County Clerk Musick noted that Dolores Landry, who was representing NCK Tourism, now represents the POW Camp Concordia Committee.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board appointed Genevieve Jones, Clyde, to a second term representing Cloud County on the North Central/Flint Hills Area Agency on Aging Board of Directors. Jones's second term will end December 31, 2005.

The Commissioners considered a request for an appointment to the Flint Hills Foundation for Older Kansans. The appointment was postponed, pending further information about the foundation.

County Attorney Robert Walsh reported routine business.

Highway Administrator Andy Asch provided photographs of the hedge clearing site adjacent to Mike Morrison's land. Asch and the Board discussed right-of-way policy and the language of an agreement which will be required to be signed by the landowner for such work in the future.

Asch reported that on Wednesday January 21 he will be attending a preconstruction conference for bridge project #15 C 3680-01 (west of Miltonvale).

Asch and the Commissioners discussed requesting increased speed limits on Highway 28 between Concordia and Jamestown and Highway 9 between Concordia and Clyde. Asch advised the Commissioners that Leland Tice, KDOT, has suggested a formal letter be sent to KDOT.

Commissioner Nelson reported citizens' compliments on the county's mowing of road edges, noting that such mowing increased motorists' visibility and appears to help prevent accidents with deer and other wildlife.

The Commissioners approved paying the dues for 2004 membership in the Kansas Association of Counties in the amount of \$1,907.20.

Richard Mills, Solid Waste Director, presented suggestions for revisions of the hauling contract, which the Commissioners approved. Mills also noted that the Kansas Department of Health and Environment (KDHE) has inspected the closed landfill and found all in order, although they did require that the large round hay bales be removed immediately. Mills has contacted the owner of the bales.

Mills reported that Steve Breeding and Rod Elliott, representing Pawnee Mental Health, had met with him last week to discuss recycling possibilities.

Health Administrator Billie Payne reported that the West Nile virus grant has been approved for the department in the amount of \$5000. The Extension department will be working with the health department in controlling the mosquitoes which spread the West Nile virus. The grant agreement was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Payne presented a contract with Doug Funk, pharmacist, for pharmaceutical services during 2004 in the amount of \$35.00 per hour. The contract was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Payne presented the resignation of Dr. Evan Swanson as Cloud County Health Officer, which was accepted by the Board. Payne presented a contract with Dr. Justin Poore, DO, as County Health Officer, which was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Payne presented proposals on a carport, noting that requests for an extension to the existing garage were too expensive to consider. Proposals submitted for a 12'x21'x6' carport with sides were: Owen Trucking - \$935; Roadworthy Cars - \$1195. On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved purchase from Owen Trucking.

Payne and the Commissioners discussed clinic hours as compared with the time at which the health department's doors are closed. Clinics end at 4:15 p.m. but the health department is experiencing many persons showing up at 4:30 p.m. Payne noted that this requires staff to stay until 5:00 p.m. to complete paperwork, resulting in either overtime or staff shortage on another day. The Commissioners suggested increased publicizing of the clinic hours in an attempt to alleviate the problem before going to the extreme of locking the doors at 4:15 p.m.

After discussing the request for increased wages for Penny Larsen, ARNP, for her services at Family Planning clinics, on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved an additional \$10.00 per hour for those hours during which Larsen serves as clinician.

Weed Director Ron Thomas reported that during 2003, the weed department sprayed 411 privately owned acres, 198 right-of-way acres for the Kansas Department of Transportation, and 93 right-of-way acres for the county for a total of 702 acres sprayed for noxious weeds.

Thomas provided figures for the 2004 subsidized cost to the landowner for noxious weed chemicals. The cost is based on the current estimate of chemical cost plus 15% storage/handling minus the 25% subsidy. The subsidy rate was increased due to the decrease below 1.500 mills in the 2003 levy rate for the Noxious Weed Fund.

Maintenance Manager Jim Johnson reported that the air conditioner compressor need a gasket set costing about \$500. He also recommended adding an air dryer on the air compressor to prevent damage to the air filter. Cost for the air dryer is about \$695 and for a replacement for the filter, about \$100. The Board approved the expenditures which will be taken from the Special Building Fund.

The Board approved paying Midwest Security on an annual basis which will save \$2.00 per month.

The session was adjourned at 11:30 p.m. until January 26, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JANUARY 26, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the January meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on January 26, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: Highway Administrator Andy Asch; Solid Waste Director Richard Mills; Maintenance Manager Jim Johnson; JJA Director Wanda Backstrom.

Others attending were: Dan Koch, Koch Excavating, Inc.

County Attorney Robert Walsh called to cancel his appointment due to weather.

Mike Houck, Rural Lakes LEPP Director, and James Hedstrom, CellularOne, both called to cancel their appointments, also due to weather.

Supply and expense vouchers were reviewed.

Highway Administrator Andy Asch reported that a great deal of sign vandalism had occurred last Wednesday night. Equipment, material and labor costs for repair amounted to \$999.57. Asch reported that the person responsible for the vandalism has been identified.

Asch and the Commissioners discussed the wording of an agreement that will be required to be signed by landowners whenever work is done on private property adjacent to county right-of-way.

Asch and the Commissioners discussed the possible purchase of a bucket truck offered for sale. Asch will check whether a double bucket can be used with the truck.

Asch presented a change of classification for Graig Anderson who has completed the introductory period. On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved a wage increase from \$8.00 to \$9.66 per hour, effective January 25, 2004.

Asch presented a copy of a letter to Leland Tice, KDOT area KDOT engineer, requesting a traffic study be done on Highway 9 between Concordia and Clyde and on Highway 28 between Concordia and Jamestown, with the intent of increasing the speed limits.

The Board requested Asch to write a letter to KDOT requesting fulfillment of the agreement to install road signs along Highway 81 through Cloud County.

Richard Mills, Solid Waste Director, presented the hauling contract with Dan Koch, Koch Excavating, Inc., for the term April 16, 2004 through April 15, 2005, in the amount of \$254.98 per trip. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the contract was approved and signed by the Board and Koch.

Wanda Backstrom, JJA Director, presented the FY05 application for JJA funding which was approved by the Board and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The application requests \$62,385 for case management services, \$48,109 for juvenile intensive supervision, and \$59,011 for juvenile intake and assessment services. Backstrom also reported that funding from the state for the programs Keys to Inner Vision and Parenting with Love and Limits has been cut. Backstrom has asked county attorneys in the district to provide funding for the programs from diversion funds under their control. Cloud County's share is in the amount of \$2,236.29. Cloud County Attorney Robert Walsh is expected to discuss the request with the Commissioners next week.

Maintenance Manager Jim Johnson reported problems with the regulator on the air compressor. Johnson noted that temporary repairs have been made until Comfort Controls can provide new replacement equipment.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Abatements were allowed in the total amount of \$3,674.24 on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The Board acknowledged the resignation of Amber Schumock, part-time corrections officer, effective January 18, 2004.

The session was adjourned at 11:45 a.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
FEBRUARY 2, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the February meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on February 2, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson; Noxious Weed Director Ron Thomas.

Others attending were: Representative Joann Freeborn by telephone.

Mike Houck, Rural Lakes LEPP Director, and Gene Wilson, TS&S Consulting, both called to cancel their appointments due to weather.

James Hedstrom, CellularOne, and Darin Sander and Tom Smith, representing Miltonvale Rural Fire District #3, failed to appear.

Payroll checks for all departments were signed.

Supply and expense checks were signed.

County Attorney Robert Walsh continued discussion on consolidated law enforcement proposed legislation. Walsh and the Commissioners made arrangements for a study session on Wednesday February 4 at 10:00 a.m. A conference call to Legislative Research is planned.

Highway Administrator Andy Asch presented a draft of a letter to KDOT Secretary Deb Miller requesting the installation of road signs along US 81. The letter was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch presented a draft of the easement agreement for work on private land abutting county right-of-way. The draft was approved by the Board.

Minutes of the previous meeting were approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The Board received a phone call from Representative Joann Freeborn regarding the proposed legislation on consolidated law enforcement.

Maintenance Manager Jim Johnson reported estimated costs on replacing the gasket sets for the air compressor at approximately \$4000 to \$4300, depending upon the time it takes. The Board approved replacing both sets of gaskets.

The Commissioners reviewed inventory listings which have been submitted: County Clerk, Commissioners, County Treasurer, Register of Deeds, Appraiser, Sheriff, Maintenance, Health, Noxious Weed, Computer, Field Services, and Solid Waste.

Abatements were allowed in the total amount of \$2,493.50 on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The Board recessed for lunch at 11:45 a.m. and reconvened at 1:00 p.m.

Noxious Weed Director Ron Thomas presented the annual noxious weed eradication progress report for 2003 which was approved and signed by the Board on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The session was adjourned at 2:00 p.m. until February 9, 2004

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
FEBRUARY 9, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the February meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on February 9, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and Deputy County Clerk Peg Powell present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Sheriff Larry Bergstrom; Undersheriff Donnie Kearn; County Treasurer Alice Walker; Noxious Weed Director Ron Thomas; Solid Waste Director Richard Mills; Computer Technician Jerry Collins; Health Administrator Billie Payne; Register of Deeds Terry Ferguson.

Others attending were: District Court Clerk Lea Dawn Welch; Extension Agent Todd Whitney; Gene Wilson, TS&S Consulting; Mike Houck, Rural Lakes LEPP Director, and Stan Marshall, Rural Lakes LEPP Sanitarian.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

County Attorney Robert Walsh discussed the proposed legislation on consolidated law enforcement.

Highway Administrator Andy Asch discussed road work during and after the snow storms. The Commissioners thanked Asch and the highway department employees for their good work.

The regular monthly department head meeting was held at 10:00 a.m. County Treasurer Alice Walker reported a total of \$503,916.92 in sales tax revenue was distributed to the county in 2003.

Extension Agent Todd Whitney discussed declining privately owned dairies and the possibility of corporate dairies.

Health Administrator Billie Payne reported that the health department will be sponsoring an adoption workshop on February 18.

Other officials reported routine business.

The department head meeting ended at 10:50 a.m.

Gene Wilson, TS&S Consulting, reported on the study he did on the county's telephone system and suggested several adjustments. The Commission will consider the suggestions.

Mike Houck, Rural Lakes LEPP Director, discussed the interlocal agreement for sanitary services. The agreement will be presented for approval and signatures at a later date. Houck discussed the possibility of raising the fees for repair of existing systems and reported on the progress of correction of a sanitary problem at the Texaco Travel Plaza.

Stan Marshall, Rural Lakes LEPP Sanitarian, reported on 2003 activities and a new requirement for risers on septic tanks. After discussion, on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved requiring risers on all new septic tanks.

On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board adopted Resolution #04-3, cancelling county check No. 002807.

The Board received a telephone call from James Hedstrom, CellularOne, regarding his proposal on cell phones. No action was taken.

The session was adjourned at 12:43 p.m. until February 17, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
FEBRUARY 17, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the February meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on February 17, 2004, in the Commissioners' room at the Courthouse with Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present. Commissioner Gary E. Fraser was absent due to illness.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Computer Technician Jerry Collins; Health Administrator Billie Payne.

Others attending were: Richard Schultz, Miltonvale Rural Fire District #3.

Commissioner Richard Chartier was selected as Chairman pro tem.

Solid Waste Director Richard Mills called to reschedule his appointment.

Payroll checks for all departments were signed.

County Attorney Robert Walsh discussed House Bill 2805, regarding consolidated law enforcement.

Highway Administrator Andy Asch reported that he has sent out a request for proposals for the purchase of a loader. The submitted proposals will be reviewed on February 23.

Asch reported costs associated with the snow storms. Equipment and labor costs for the week ending January 31 were \$16,264.19; for the week ending February 7, \$36,162.52. Sixteen tons of salt were used at a cost of \$199.68. There were 99.25 tons of sand applied at a cost of \$377.15.

Asch reported that Kansas One-Call is sponsoring a safety program on February 26 at the American Legion Hall at 6:30 p.m.

Computer Technician Jerry Collins reported that the Solid Waste department needs assistance with transferring files to a new computer and several departments need assistance with re-writing older programs. Collins expressed concern that he does not have sufficient time allotted to computer duties to do the work in a timely manner. After discussion the Board advised Collins to make arrangements with outside businesses to do the transfers and programming.

The Board received the resignation of Brenda Mikesell as Grant Township Clerk. Mikesell is moving out of county. On the recommendation of the remaining two township board members and on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board appointed Kurt Zimmer as Grant Township Clerk.

Resolution No. 04-4, cancelling county check #002794, was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Commissioner Chartier reported on the recent Soil Conservation meeting and the Mid-States Port Authority meeting.

Commissioner Nelson reported on the community development block grant meeting for the grant received by Cloud County Water District #1.

Richard Schultz, representing Miltonvale Rural Fire District #3, asked the County Commission to sponsor a community development block grant application for the fire district. The Board agreed to do so.

Health Administrator Billie Payne reported that the carport was put up last Friday evening.

Payne requested a \$0.25 to \$0.50 raise in wages for health department staff. The Board will consider the request when all three commissioners can participate.

Payne reported that the state wants to do a mass flu inoculation clinic next fall. Payne will advise the state that Cloud County is interested but needs additional information.

The Board received a letter of resignation from Dr. Herbert Doubek, 12th Judicial District Coroner, effective March 1, 2004. The Board will appoint a replacement at a later date.

The session was adjourned at 11:50 a.m. until February 23, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
FEBRUARY 23, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the February meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on February 23, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Noxious Weed Director Ron Thomas; Solid Waste Director Richard Mills.

Others attending were: Dave Divilbiss, Victor L. Phillips Co.; Mark Johnson, Sellers Equipment; Roger Stuber, Martin Tractor Co.; Jim Anderson, Chairman of the Chemical Dependency Committee; Deb Ohlde, Regional Planning; Mike Houck, director of Rural Lakes LEPP.

The Commissioners reviewed expense vouchers.

County Attorney Robert Walsh reviewed Senate Bill 494 which would change the manner in which tax funds are distributed to the TIF district. The Board affirmed written testimony provided by County Clerk Musick and County Attorney Walsh.

Commissioner Nelson reported on his testimony on House Bill 2805 on consolidated law enforcement.

County Attorney Walsh reported that on Thursday and Friday he and other attorneys will be meeting with junior and senior high students to discuss law and sexual conduct.

Andy Asch, Highway Administrator, reported that the spring meeting of the North Central Kansas County Highway Officials Association (NCKCHOA) will be held in Ellsworth on March 25. The Commissioners and Asch will attend.

Asch presented proposals for the purchase of a loader. Proposals were received from Berry Tractor, Victor L. Phillips, Martin Tractor, and Sellers Equipment. After reviewing the proposals, the Board asked Asch to check the proposals against the specifications and provide a recommendation next Monday.

Asch presented a utility easement agreement with United Telephone Company of Kansas for buried service wire across Rock Rd. in the southwest corner of Section 32, Township 5, Range 1 which was approved by the Board on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Jim Anderson, Chairman of the Chemical Dependency Committee of the Community Resources Council, provided the annual review of the previous year's activities and presented the funding

agreement for 2004 in the amount of \$20,760. On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved and signed the agreement.

Noxious Weed Director Ron Thomas presented the contract with the Kansas Department of Transportation (KDOT) for spraying state highway right-of-way. The Board called the county's insurance pool with questions on liability. No action was taken on the contract. The Board will continue discussion at a later date.

Deb Ohlde, North Central Regional Planning, presented the contract between Cloud County and the State Department of Commerce on behalf of Cloud County Rural Water District #1 for the Community Development Block Grant received by the water district. The contract was approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Solid Waste Director Richard Mills presented new state regulations on construction/demolition landfills which go into effect on March 17, 2004. Mills noted that digging and closing of the pits will require planning and approval by a licensed engineer. Details are not available at this time.

Mills also reported that Salina Scales is coming in today to begin installing the new scale.

Mike Houck, Director of the Rural Lakes Local Environment Protection Program (LEPP), presented the cooperative agreement with Junction City/Geary County Health Department for water quality planning and sanitary code implementation. The contract was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Houck discussed amendments to the county's sanitary code. The amendments consist of deleting reference to specific fees and adding references to current state standards. As soon as Houck has received confirmation of state approval for the changes, the Board will publish official notice of a public hearing.

Houck also provided an update on temporary changes made to the waste water system at Texaco Travel Plaza. The owner is working on a permanent installation.

Commissioner Chartier reported on the last Juvenile Detention board meeting.

Abatements were allowed in the total amount of \$513.50 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Minutes of the previous meeting on February 9 and February 17 were both approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Resignation of Court Services surveillance officer Kevin Thoman, effective February 26, 2004, was acknowledged by the Board.

The Commissioners discussed recent recommendations on the telephone system by Gene Wilson, TS&S Consulting, and asked County Clerk Musick to contact Wilson for another appointment.

The meeting was adjourned at 12:30 p.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MARCH 1, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the March meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on March 1, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Noxious Weed Director Ron Thomas; Maintenance Manager Jim Johnson; Peg Powell, Deputy County Clerk.

Others attending were: Gene Wilson, TS&S Consulting; Roger Stuber, Martin Tractor Company; Mark Johnson and Kirk Nelson, Sellers Equipment.

Payroll checks for all departments were signed.

Supply and expense checks were signed.

County Attorney Robert Walsh discussed several cases on appeal and reported on the talks last Thursday and Friday with senior and junior high school students on the law and sexual conduct.

Walsh and the Commissioners also discussed the possibility of inviting the city commissioners to a meeting to discuss House Bill 2805 on consolidated law enforcement.

Highway Administrator Andy Asch reported he had narrowed the proposals for the purchase of a loader to the Caterpillar from Martin Tractor Company and the JCB from Sellers Equipment. Proposals submitted last week were:

Berry Tractor, 2001 Komatsu at \$59,000 with trade and a 2004 Komatsu at \$80,250 with trade;
Victor L. Phillips Co., 2004 Case at \$72,939 with trade;
Martin Tractor Co., 2004 Caterpillar at \$75,229 with trade (\$75,579 with a cutting edge);
Sellers Equipment Co., 2002 JCB at \$65,800 with trade and a 2002 Daewoo at \$56,350 with trade.

Roger Stuber, Martin Tractor, and Mark Johnson and Kirk Nelson, Sellers Tractor, discussed their proposals. Asch detailed difference between the Caterpillar and the JCB and made a final recommendation of the Caterpillar from Martin Tractor. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board approved purchase from Martin Tractor Company.

Asch discussed attendance at the North Central Kansas County Highway Officials Association meeting to be held in Ellsworth on March 25. All three commissioners, Asch and another highway department employee will attend.

Asch noted that he believes that the county is partially responsible for some damage to fences belonging to Mark Boley and Benson Keil and reported that the highway department will assist in mending the fences. The Board advised Asch to instruct crews not to clear the roads so widely next time.

Asch and the Board discussed repairs to the Buffalo Township dike.

Noxious Weed Director Ron Thomas reported that the Kansas Department of Agriculture has audited the department on its use of restricted use chemicals and found no problems. Thomas also noted that there is no containment problem so long as there no 55 gallon containers in use. The department does not purchase anything larger than 30 gallon.

Thomas presented the contract with the Kansas Department of Transportation for state highway right-of-way spraying which was approved and signed on motion by Commissioner Chartier, second by Commisisoner Nelson, unanimous vote.

Thomas and the Board discussed hiring either a sprayer or a sprayer/secretary. After discussion the Board advised Thomas to hire whichever he thinks will be most efficient for the department.

Deputy County Clerk Peg Powell asked if she could use bereavement leave in place of personal leave for a sick day since she had not used the full allowance of bereavement leave. The Board advised Powell that, although bereavement leave is intended to be taken in consecutive days, they will allow an exception this time.

Maintenance Manager Jim Johnson reported low voltage over the weekend had destroyed two motors, one for the circulating pump in the Courthouse and one for the circulating pump at the Health department, and the starter for the air handler at the Courthouse.

Johnson also reported that the recent heavy snows caved in the roof of the metal generator shed. Johnson had obtained estimates for a replacement of the same size but suggested that the size of the shed be increased and an overhead door added to allow for easy access and additional storage. The Board advised Johnson to get proposals for the larger building.

Johnson presented resignation for retirement from Raymond King, Assistant Maintenance Manager, effective April 1, 2004 which the Board acknowledged.

Johnson reported that the field services vehicle was hit by the maintenance pickup during snow removal. Two estimates for repair were presented. Since both estimates were less than the insurance deductible, the Board advised that the vehicle be repaired according to the lower of the estimates.

Minutes of the previous meeting were approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Abatements were allowed in the total amount of \$1,157.84 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved a proclamation recognizing the 10th anniversary of the declaration of Cloud County as the Stained Glass Capital of Kansas and urging citizens to display stained glass during the month of March which has been declared to be Stained Glass Month. (Copy enclosed for information purposes.)

The Board discussed the Health department's recent request for \$0.25 to \$0.50 cent raises in wages. After discussion the Board decided not to authorize any raises since none were allowed for in either the health department budget or in the employee benefits budget and since the request does not conform to the approved pay plan.

The Board discussed cell phone proposals. No action was taken.

The Board discussed recent meetings on the proposed creation of Resource Conservation and Development (RC&D) districts. The consensus was that in this area the RC&D's duplicate the efforts of Regional Planning.

The Board considered Barton County's proposed tax exemption for Superior ESSEX for economic development purposes and will not oppose the requested exemption. Cloud County was notified because the Central Kansas Regional Library valuation and levy may be affected.

The session was adjourned at 12:10 p.m. until March 8, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MARCH 8, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the March meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on March 8, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Appraiser Barry Porter; Register of Deeds Terry Ferguson; Computer Technician Jerry Collins; Health Administrator Billie Payne; Solid Waste Director Richard Mills; Sheriff Larry Bergstrom; Treasurer Alice Walker; JJA/CC Director Wanda Backstrom; Juvenile Services Coordinator Pat Huffman; Emergency Preparedness Coordinator Larry Eubanks.

Others attending were: Todd Whitney, Extension; Eric Johnson, Campbell & Johnson; John Cyr, North Central Regional Planning Executive Director; Senator Mark Taddiken (by phone); High school government students Lacey Moore, Lori LeDuc, Ty Gennette, Matt McNutt, Dan Weber and Andy Mendenhall.

County Attorney Robert Walsh discussed House Bill 2805, emphasizing that the bill is designed to allow voters of Cloud and Lincoln counties to voice their opinion on whether or not to have consolidated law enforcement. Walsh reported that city officials had advised him that they could not all attend the meeting that they had requested for March 10 to discuss the bill and had asked to meet in the afternoon of Monday March 15. Commissioner Nelson noted that he will not be able to attend on that day. Walsh will try to re-schedule a meeting.

Highway Administrator Andy Asch reported KDOT's acknowledgement of receipt of the county's matching funds for bridge project 15 C-3680-01 (west of Miltonvale) in the amount of \$57,158.70.

Asch reported a request to purchase the millings from the Agenda road. The Board advised that the millings will first be used as base material on a county road. Any millings left over might be sold later.

At 10:00 a.m. the Commissioners met with department heads in the regular monthly meeting. County Clerk Musick reported instructing five high school government classes in voting procedure and registration last week with one more scheduled this week. Musick reminded everyone to sign up for the sexual harassment seminar on Thursday and reported preparations for the Concordia and Miltonvale city general elections on April 6.

Highway Administrator Andy Asch reported that KDOT plans to install road signs along US81 some time this summer. Asch also noted that the county spent over \$53,000 in snow removal this winter.

Todd Whitney, Extension Agent, reported on K State's Cattlemen's Day on Friday March 5 and noted that a tractor safety school is scheduled for next month. Whitney reported that an informational meeting on Extension districts will be held at the Middle School at 7:30 p.m. on Monday March 15. Whitney discussed ID tags for cattle and reported that Pat Gerhardt is working with the schools on food safety.

County Treasurer Alice Walker reported that there was more vehicle business during February than at any time since the office has been keeping track. Walker reported that delinquent personal property notices have been sent out and that the February distribution (January collections) of sales tax amounted to \$49,738.61, the highest so far.

Sheriff Larry Bergstrom reported that the county attorney is handling a felony case of stop sign vandalism. Bergstrom also noted that the City of Clyde has requested that an officer reside in Clyde. Bergstrom discussed costs of training an officer and problems with specifying where officers should live.

Solid Waste Director Richard Mills reported that the new scales are being installed today.

Health Administrator Billie Payne reported 240 health care visits during the last month. That figure includes all programs, both in the home and at the office. Payne noted that the Walk Kansas program is starting and urged people to get their applications in today. Payne also reported legislative proposals to decrease public health funds and noted that employees were making calls to legislators.

Computer Technician Jerry Collins reported new viruses and noted that over 100 infected files have been caught and quarantined. Collins noted that the county's website address is www.cloudcountyks.org and urged departments to keep their sections up to date. Collins noted that the Infinitec use conference is April 20-22 in Salina.

Register of Deeds Terry Ferguson reported assisting high school government classes with research projects and noted that the information needed has been put on CD's so that the old books can be preserved. Ferguson also noted that mortgage registrations have increased both in number (from 344 to 507) and in amount (from \$15,252,320 to \$24,657,134) in the past 5 years.

Appraiser Barry Porter noted that the Change of Value notices are to be mailed out shortly and that personal property statements are coming in. Porter noted that both agricultural land and rural residential land have increased in value. Porter discussed the various digitized maps available and the new aerial photography maps. Porter noted that the lower elevation maps of Concordia resulted from a county-city cooperative funding effort.

Commissioner Fraser reported on the telephone system study and explained changes that will result in monetary savings.

The department head meeting ended at 11:55 a.m.

JJA/CC Director Wanda Backstrom and Juvenile Services Coordinator Pat Huffman presented a grant application to the Kansas Health Foundation for \$7,130 to fund the parenting program classes for FY05. The grant application, which requires no local match, was approved by the Board and signed by Chairman Fraser on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Emergency Preparedness Coordinator Larry Eubanks presented the State and Local Assistance funding grant which was approved by the Board and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Although there is no specific amount mentioned in the application, last year the agency received about \$5000.

Eubanks discussed a grant application for funds to update the county's emergency preparedness plan. The application will be presented later for approval and signatures.

Eubanks reported on the Kansas Emergency Managers Association meeting that he attended last week and discussed vehicles for emergency preparedness use.

Eric Johnson, Campbell & Johnson, discussed roof repair. After discussion, the Board asked Johnson to prepare specifications and a cost estimate for thermal plastic roofing with screw-down installation for the main courthouse roof and for the north wing roof.

John Cyr, North Central Regional Planning Executive Director, presented copies of the organization resume. Cyr discussed the question of organization of Resource Conservation & Development (RC&D) districts. Cyr and the Commissioners noted that there appears to be no local (grassroots) call for such organization. Commissioner Chartier noted that the approximate \$160,000 annual funding is for payroll and office costs, not for projects. Cyr noted that suggestions that the RC&D's work cooperatively with Regional Planning were not accepted.

The Commissioners recessed for lunch at 12:25 p.m., and the meeting was resumed at 1:15 p.m.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Abatements were allowed in the total amount of \$209.40 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Resolution No. 04-5, canceling check #003396, was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The agreement with North Central Regional Planning for administration of Cloud County Rural Water District's Community Development Block Grant project was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

A draft of a new job description for a sprayer/clerical assistant position in the Noxious Weed department was reviewed and an amendment made.

A proclamation declaring April as Fair Housing Month was approved and issued on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. (Copy included for information purposes only.)

Resignation by Mike Taylor, Sheriff's department road officer, effective 3-3-04, was acknowledged.

The Commissioners reviewed class times for presentations to the high school government classes.

The session was adjourned at 2:25 p.m. until March 15, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MARCH 15, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the March meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on March 15, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Member Richard Chartier, and County Clerk Betty Musick present. Commissioner Roger Nelson was absent on personal business.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Health Administrator Billie Payne; Solid Waste Director Richard Mills.

Others attending were: Conservation District board members Loren Koester, Stan Tenopir, Catherine Newland, Jacqueline Ramsey, Jim Odette; Secretary Arlene Bray; Apolonio Miranda, Natural Resources Conservation Service.

Payroll checks for all departments were signed.

Larry Eubanks called to cancel his appointment.

County Attorney Robert Walsh reported on the Senate hearing for House Bill 2805 on consolidated law enforcement.

Highway Administrator Andy Asch presented a right-of-way use permit for the City of Glasco for a sewer line to be located along the centerline of 47th Road starting at the existing manhole thence north approximately 460 feet. The permit was approved on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Asch presented a right-of-way use permit for Thad Peterson for a buried electrical line for an irrigation pump to cross Rock Road on the half mile line between 34-5-1 and 3-6-1. The permit was approved on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

After discussion, the Board approved having Campbell & Johnson stake the fence line of the Mike Miller property.

Asch discussed the sealing program for this year.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Jim Johnson, Maintenance Manager, reported that not all the unused property sent to the Optimist Club auction was sold. The Board advised Johnson to take it to Concordia Auction.

Board members of the County Soil Conservation District Loren Koester, Stan Tenopir, Catherine Newland, Jacqueline Ramsey, Jim Odette, Secretary Arlene Bray, and Apolonio Miranda, Natural Resources Conservation Service, discussed the proposed Resource, Conservation and Development District. The group noted that federal funds are available for projects that will protect and improve the environment, enhance living conditions, and assist economic development. Apolonio Miranda noted that he envisioned the program as complementing and cooperating with other programs, rather than duplicating existing programs.

Commissioner Fraser noted that North Central Regional Planning Commission is already doing much of what the RD&D proposes without federal funding to pay for staff and office expenses. The NCRPC is well known throughout the state for its excellent work and is often asked by the state to assist other areas that are not within its area. Fraser explained that, although commissioners may have no objection to an RC&D working on grants for agricultural projects, counties in the NCRPC district do not want to weaken that organization in the many other areas in which they assist in achieving grant funding.

Health Administrator Billie Payne presented four grant applications, all of which were approved by the Board and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote. Grant funds requested were:

State Formula (basic services)	\$ 7,409.00
Child Care Licensing	\$42,365.82
Maternal & Child Health	\$13,422.00
Family Planning	\$31,145.00
Chronic Disease Risk Reduction	\$64,003.30
HIC/AIDS Counsel/Test	\$ 1,183.00
Immunizations	\$29,419.00
Total funds requested:	\$188,947.12

Solid Waste Director Richard Mills requested approval for purchasing a dumpster for the construction/demolition pit and a 3-point, 7' blade for the back of the tractor. Estimated cost of the dumpster is around \$100 and for the blade, approximately \$1100. The Board approved.

Abatements in the total amount of \$3,397.94 were allowed on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

The session was adjourned at 11:30 a.m. until March 22, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MARCH 22, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the March meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on March 22, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch.

Others attending were: Jeff Strickland, Concordia Fire Chief; Stan Marshall, Rural Lakes Sanitarian.

County Attorney Robert Walsh and the Commissioners discussed HB 2805 concerning consolidated law enforcement.

Highway Administrator Andy Asch presented the report from Campbell & Johnson on checking the stakes on the Mike Miller property.

Asch presented vouchers for the purchase of right-of-way for bridge project 15 C 3863-01 (4 miles north and 2.8 miles west of Concordia between Sections 7 & 18, Township 5, Range 3) which were approved and signed by the Commissioners. Right-of-way was purchased from Orville Lagasse for \$180.00 and from Patrick McLean for \$190.00.

The Board set the date and time for the public hearing on the 5-year bridge plan for April 5 at 9:30 a.m.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Jeff Strickland, Concordia Fire Chief, presented an indoor weather warning device called an informer to be installed in the Courthouse. The informer is a desktop or wall-mount device that includes both siren and voice capabilities.

At 11:30 a.m. the public hearing was held for amendments to the county sanitary code. Sanitarian Stan Marshall was present. No one else appeared for the hearing. After discussion of the amendments, Resolution No. 04-6, approving the amended code, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The amendments delete specific fees, allowing for adjustments as needed, and make reference to current state regulations.

The Board recessed at 12:00 noon and reconvened at 1:00 p.m.

Abatements were allowed in the total amount of \$6.16 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Resignation of Steven Snyder, road officer, was acknowledged effective 3-8-04.

Reinstatement of Kyle Fraley, road officer, returned from military active duty, was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, effective 4-2-04, at \$11.66.

The Board found no objection to Agriculture Development Revenue bonds issued by the Kansas Development Finance Authority for Beginning Farmer DeVon D. & Dena L. Benfer, located at the north half of the northeast quarter of Section 36, Township 5, Range 3.

Township surety bonds for Grant Township officers Kurt Zimmer, Clerk, Betty Bombardier, Treasurer, and Max Smith, Trustee, were approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Kurt Zimmer was appointed township clerk last month upon the resignation of the previous clerk.

The engineering contract between Schwab-Eaton and Cloud County Rural Water District was reviewed and approved by the Board.

The audit of federal funds expended in 2003 was reviewed by the Board and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. OCCK's Community Development Block Grant No. 03-PF-322 received and expended \$4,000. The County Health Department received and expended \$56,420.334 in various program grants.

The Board discussed possible appointments for District Coroner. No action was taken at this time.

The session was adjourned at 1:30 p.m. until March 29, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MARCH 29, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the March meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on March 29, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson.

Others attending were: Eric Johnson, Campbell & Johnson; Cloud County Conservation District board members and secretary Jim Odette, Stan Tenopir, Loren Koester, Arlene Bray; Cloud County Conservationist Apolonio Miranda; Ottawa County Conservationist Rod Frack; Area Conservationist Jess Crockford.

Payroll checks for all departments were signed.

Supply and expense vouchers were reviewed.

County Attorney Robert Walsh discussed proposed HIPAA (Health Insurance Portability and Accountability Act) documents, HB 2805 and publication of the dates of beginning employment and termination of employment for elected officials' employees.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board adopted Resolution No. 04-7, appointing County Clerk Musick as Privacy Officer for purposes of HIPAA matters.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved and adopted a statement of policies and procedures for HIPAA matters.

Highway Administrator Andy Asch presented a letter from KDOT requesting approval for using a county road as a detour while a railroad crossing is being repaired. Asch noted that he had provided the requested approval.

After discussion of the 5-year bridge construction plan, Asch and the Board re-scheduled the public hearing from next Monday to 9:30 a.m. on April 12.

Minutes of the previous meeting were approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Jim Johnson, Maintenance Manager, reported that contactors for the air conditioner are available from York at \$348 each. After discussion the Board approved purchasing one contactor to replace the one that is not working.

Johnson presented proposals from the Concordia Home Store and from Miltonvale Lumber for the materials to build a new generator shed. The Commissioners asked Johnson to review the proposals to make sure that all necessary items were included and bring them a recommendation next Monday.

Eric Johnson, Campbell & Johnson, presented cost estimates for repairing the main roof of the Courthouse and the north wing. Estimated costs are \$94,520 with a 20% contingency inclusion, bringing the total estimate to \$113,424. The Board instructed Johnson to add non-slip surface walkways for maintenance purposes to the specifications, re-work cost estimate and prepare specifications for bids.

The Board discussed a wage for the new position of sprayer/clerical assistant in the Noxious Weed department. Since the position requires training and certification, the Board approved a starting wage of \$10.00 per hour for a six-month period or until certification is obtained, at which time the wage can be increased to \$10.64 per hour. The Board also approved retaining the part-time position for the previously approved period or until the sprayer/clerical position can be filled.

Abatements were allowed in the total amount of \$57.12 on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The Board reviewed and approved a public notice for Cloud County Rural Water District's CDBG project, which is planned for publication on Tuesday.

The Board reviewed and approved a bill from Porter Construction, contractor for OCCK's CDBG project (work center). A request for funds from Department of Commerce will be submitted.

The Board reviewed a proposal for lease of a mailing machine from Pitney-Bowes and authorized County Clerk Musick to request a contract.

District Court's 2003 inventory list was reviewed.

The Board recessed for lunch at 12:00 noon and reconvened at 1:15 p.m.

Apolonio Miranda, Cloud County Conservationist, introduced Jess Crockford, Area Conservationist out of Hutchinson. Crockford discussed three areas of concern regarding the request for sponsorship of an RC&D (Resource Conservation & Development) district in this area. Crockford reported that each district is provided with \$160,000 in federal funds annually to pay for the salaries of a coordinator and staff and the costs associated with providing an office, equipment, vehicle, etc.

Crockford noted that RC&D's will partner with anyone in eleven program areas but cannot turn funds over to another agency, which presumably would preclude accepting North Central Regional Planning Commission's offer to provide office space and staff.

Crockford suggested that an RC&D can work on smaller grant requests since basic office costs are funded and the agency does not have to require administrative costs. Crockford felt that this would eliminate any duplication of efforts or competition with Regional Planning.

Crockford said that no decision has been made on the location of the district office but suggested that it would need to be near a [conservation] field office so that the computers could be hard-wired together.

The Commissioners reiterated their concern that North Central Regional Planning should not be weakened.

The Commissioners continued discussion on the appointment of a district coroner. No action was taken.

The meeting was adjourned at 2:47 p.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
APRIL 5, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the April meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on April 5, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson; Solid Waste Director Richard Mills.

Others attending were: Carol Miller and Cathy Feriend, CASA; Gail Whitley, Pawnee Mental Health; Nancy Reynolds, Frank Carlson Library; Holly Brown, Big Brothers, Big Sisters; Aimee Brooks, DVACK; Todd Whitney, Extension.

Supply and expense checks were signed.

County Attorney Robert Walsh reported that Bev Mortimer, USD #333 Superintendent, had asked the Commission's position on the School Resource Officer concept and whether the county would provide any funding. Although the Commissioners found certain points of merit in the concept of a school resource officer, the consensus was that the county should not be involved in funding an SRO in one school district only and further, since the officer will be a Concordia police department employee, the county should not fund a city police activity.

Commissioner Roger Nelson advised the Board that he will not be seeking nomination for the position of Third District Commissioner.

Highway Administrator Andy Asch reported on bridge project 15 C-3919-01 (2 miles south and 4.5 miles west of Concordia, between Section 9 & 10, Township 6, Range 4). Engineering costs of \$5,160 have already been paid with an additional \$6,000 due as the project proceeds. Estimated construction cost is \$188,000, of which the county's share would be \$41,360. Asch estimated that the cost of materials alone if the county crews constructed the bridge would be \$32,652 minimum or \$37,550 with contingencies. After discussion the Board agreed to leave the bridge on the 5-year plan. There was tentative agreement that a county-built bridge should be one that does not already have engineering costs involved.

Asch reported that requests for tube and tire bids were sent out last week. Bid opening time was set for 9:30 a.m. on April 19.

Asch discussed summer help, noting that he would like to hire two temporary employees. The Board approved.

Carol Miller, CASA Director, along with Cathy Feriend, CASA; Gail Whitley, Pawnee Mental Health; Nancy Reynolds, Frank Carlson Library; Holly Brown, Big Brothers, Big Sisters; and

Aimee Brooks, DVACK, presented a proclamation declaring the month of April to be Child Abuse Prevention and Awareness Month in Cloud County and urging all citizens to join in a national effort to raise awareness and help prevent child abuse and neglect. The proclamation was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Miller reported that sixteen agencies will participate in an event celebrating children and families and scheduled for Saturday April at the Middle School. There will be activities for all family members.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Jim Johnson, Maintenance Manager, reported the correct price on a 200 amp contactor for the air conditioner is \$508.15. The previous price of \$348 was for a 100 amp contactor. The Board discussed the possibility of changing out the entire unit since contactors of the correct size are difficult to obtain. No action was taken at this time.

Johnson reported that both proposals for materials for the generator building were complete. After discussion of other expenditures needed from the Special Building fund, the Board decided to hold off on a new generator building and advised Johnson to make repairs as necessary to the existing building.

Johnson and the Commissioners discussed a possible new hire. No action was taken.

Todd Whitney, Extension agent, provided information on the proposed combined Extension district, including the counties of Cloud, Republic, Washington and Clay. Whitney provided a draft of the resolution which will be presented for action next week.

Solid Waste Director Richard Mills discussed concerns about unpaid bills for use of the construction/demolition landfill. The Board advised him to contact the County Attorney.

Mills reported that he has written a new operating plan for the C/D landfill according to the new regulations. The plan has been sent to KDHE for approval.

Mills reported that the power washer pump has quit working. The 3-year old washer has had to be repaired three times. Mills suggested purchasing a medium duty industrial grade washer from HOTSYS at approximately \$4,935. The Board approved.

Mills reported that this week the transfer station will begin staying open Wednesday evenings until 6:00 p.m.

Abatements in the total amount of \$567.32 were allowed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

A letter of support for the Zilkha wind energy project addressed to Westar Energy was approved and signed by the Commissioners on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

A bill from Porter Construction for the OCCK CDBG project (work center) in the amount of \$46,616 was reviewed and approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The amount will be requested from the Department of Commerce.

The session was adjourned at 12:05 p.m. until April 12, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
APRIL 12, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the April meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on April 12, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: Highway Administrator Andy Asch; Solid Waste Director Richard Mills; Maintenance Manager Jim Johnson; Noxious Weed Director Ron Thomas; County Treasurer Alice Walker; Sheriff Larry Bergstrom.

Others attending were: Joe Detrixhe; District Court Clerk Lea Dawn Welch; Extension Agents Todd Whitney and Pat Gerhardt; Extension Board members Mark Nelson, Bill Garrison, Linda Brown, Mark Boley.

County Attorney Robert Walsh was unable to appear for his appointment due to other duties.

Payroll checks for all departments were signed.

Commissioner Nelson reported that the county's share of February sales tax receipts was \$42,897.56.

At 9:30 a.m. the public hearing for the 5-year bridge/construction plan was held. Joe Detrixhe appeared in support of the inclusion of a bridge near Ames. Highway Administrator Andy Asch reported that, with approximately \$155,000 per year allocated by the state for projects, Cloud County currently has approximately \$374,000 in projects already on file. Asch recommended the following three bridge projects be added to the 5-year plan:

- 1) 0.5 mile south and 0.8 mile west of Rice (between 5-6-2 & 32-5-3), estimated \$230,000;
- 2) 2 miles south and 4.2 miles west of Concordia (between Sections 9-6-4 & 10-6-4, estimated \$188,000;
- 3) 3 miles south & 1.7 miles west of Ames (between 18-6-1 & 19-6-1, estimated \$240,000.

Asch noted that Steve Richard had called in requesting a new bridge between Sections 21 & 6, Township 8, Range 3. Asch noted that the sufficiency rating on the last bridge inspection was too high for that bridge to be included.

On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Commission adopted Resolution No. 04-8, approving the 5-year construction plan with the three additions.

Asch reported that Betty Bombardier, Treasurer for Jamestown Cemetery District #17 had requested a cost estimate for a two-inch overlay on the streets in the Jamestown cemetery. Asch noted the estimated cost is about \$11,000. The Board expressed concern about doing such a project when there is a private contractor in the area. Asch will check into the situation.

At 10:00 a.m. the Board met with county officials and department heads in the regular monthly meeting. County Clerk Musick provided information on HIPAA regulations and requirements.

Extension agent Todd Whitney reported that resolutions on an Extension district are being presented to four counties this morning – Cloud, Washington, Republic and Clay. Whitney reported that the Walk Kansas project has 38 teams that have walked a distance of 9,083 miles in the last three weeks. The Walk Kansas project is a combined project for the county health department and Extension.

Noxious Weed Director Ron Thomas reported that landowners are spraying for thistle.

Maintenance Manager Jim Johnson reported that a Kansas State forester had met with county officials to discuss plans for tree removal, replacement and landscaping. Johnson also noted that the contacts from the air conditioning unit have been send to Kansas City to be rebuilt.

Solid Waste Director Richard Mills reported that Wildlife & Parks personnel have notified him that none of the deer heads left at the transfer station tested positive for chronic wasting disease. Mills also noted that the City of Jamestown has notified him that their city-wide cleanup day is May 1.

Sheriff Larry Bergstrom reported that the local ministerial association, along with AA (Alcoholics Anonymous) personnel, have expressed an interest in working with inmates to provide education and support during incarceration and a continuing support system following release. Commissioner Nelson asked Sheriff Bergstrom to look into the possibility of allowing inmates to perform work duties outside the jail.

Highway Administrator Asch reported on the 5-year construction plan.

District Court Clerk Lea Dawn Welch reported that she and other court personnel had assisted Butler County in setting up their case management computer program.

County Treasurer Alice Walker reported that some 2nd half taxes are coming in, but that there is still confusion regarding the earlier payment date (May 10) mandated by last year's legislature.

The department head meeting ended at 10:50 a.m.

Todd Whitney, Extension agent, and Bill Garrison, Extension board president, presented a resolution stating the intention of the Board to approve an agreement forming an extension district. Garrison also presented a "Districting Fact Sheet" which provided information about the proposed district. After discussion, the resolution was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The resolution will be published once a week for two weeks, followed by a 60-day protest period.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

On recommendation by the other two township officers and on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, Meredith Liby was appointed Colfax Township Clerk for the remainder of the current term.

The Board discussed plans for the Kansas Territorial Sesquicentennial celebration to be held on April 26.

The session was adjourned at 11:45 a.m. until April 19, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
APRIL 19, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the April meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on April 19, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Member Richard Chartier, and County Clerk Betty Musick present. Commissioner Roger Nelson's excused absence was acknowledged.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Noxious Weed Director Ron Thomas.

Others attending were: none.

County Attorney Robert Walsh reported that young offenders required to perform community service are doing road right-of-way clean-up. They purchase their own insurance and, under the supervision of county attorney office personnel, pick up litter from county roads.

Walsh reported on research requested by Highway Administrator Andy Asch regarding sealing work requested by a cemetery district. Walsh noted that, although the statutes specifically allow work to be done for cities, work for schools is prohibited. It also appears that work for other tax districts is prohibited if there are private contractors available.

Highway Administrator Andy Asch presented one bid received for tires and tubes. Although three businesses were sent requests for bids, only Kansasland Tire, Concordia, returned a bid.

Nylon grader tire, 10/E, 13.00x24, 10 ct. - Goodyear Sure Grip at \$235.00 each;

Nylon grader tire, 10/E, 14.00x24, 2 ct. - Goodyear Sure Grip, \$274.00 each;

Radial tube type rear truck tire, 16/H, 10.00xR20, 12 ct. - Goodyear G124, \$237.50 each.;

Radial tube type front truck tire, 16/H, 10.00xR20, 4 ct. - Sumitoma 727, \$224.97 each;

Trailer tire radial tube type truck tire, 14/G, 10.00xR15, 7 ct. - Goodyear G114 Straight Tread, \$236.77 each;

Front tractor nylon quad rib tube type tire, 10/E, 10.00x 16, 2 ct. - Goodyear 4 rib, \$68.63 each;

M/S rear radial PU tire, 6?C, LT 235/75R15, 1 ct. - Goodyear Workhorse XTRA-GRIP - \$63.87 each;

Front radial PU tire, 6/C, LT 235/75R15, 7 ct. - Goodyear Workhorse Conquest AP - \$52.37 each;

M/S rear radial PU tire, 10/E, LT 235/85R16, 2 ct. - Goodyear Workhorse XTRA-GRIP, - \$90.53 each;

Front radial PU tire, 10/E, LT 235.85R16, 4 ct. - Goodyear Workhorse Conquest AP, \$73.44 each;

Rear radial truck tire, 16/H, 11rx22.5, 4 ct. - Dunlop SP431, \$216.02 each;

Front radial truck tire, 16/H, 11rx22.5, 6 ct. - Sumitoma 727, \$210.58 each;

Rear radial truck tire, 16/H, 11rx24.5, 4 ct. - Dunlop SP431, \$231.47 each;

Tire & tube, 6/C, 5.70/8, 4 ct. - Nanco 8 ply & tube, \$19.21 each;

Tube, 10.00/15, 5 ct. - Cooper, \$13.08 each;

Tube, 10.00/16, ct. – Cooper, \$9.74 each;

Tube, 10.00/20, 20 ct. – Cooper, \$10.15 each;

Rube, 13.00/24, 20 ct. – Cooper, \$22.82 each;

On motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote, the Board approved the submitted bid for a total of \$13,405.87.

Asch reported that crews will continue work on the Buffalo Township dike this week.

Minutes of the previous meeting were approved on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Abatements were allowed in the total amount of \$900.26 on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Weed Director Ron Thomas discussed carryover funds since no chemical purchase was made last December. After discussion the Board decided to wait until budget time and discuss the matter with the auditor.

On motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote, the Board approved and signed the agreement for administrative services by North Central Regional Planning for the Community Development Block Grant received by Cloud County Rural Water District.

The session was adjourned at 10:50 a.m. until April 26, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
APRIL 26, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the April meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on April 26, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; County Treasurer Alice Walker; Wanda Backstrom, Field Services.

Others attending were: High school government students Matthew Tatum and Jeremiah King; Judy Womack, Zella Moore and Shirley Stolzenburg, CASA; Kirk Lowell, CloudCorp; Don Kling and Ben Retter, Cloud Ceramics; Sharon Coy, Blade-Empire; Brian Strait, KNCK; Eric Johnson, Campbell & Johnson.

Payroll checks for all departments were signed.

Supply and expense vouchers were reviewed.

County Attorney Robert Walsh reviewed the home rule statutes and the current status of HB 2805. Walsh also discussed upgrading the part-time secretary position in his office to that of full-time legal secretary. The Board approved.

Highway Administrator Andy Asch discussed the purchase of weed chemical for spraying county right-of-way. The Board advised Asch to purchase the appropriate chemical wherever he could get it at the best price.

Asch reported that work has been started on a culvert replacement on the south side of 32-7-5 and noted that he expects the deck to be placed this week on bridge project 15 C-2680-01 (west edge of Miltonvale).

Asch and the Commissioners discussed the surfacing on the Buffalo Township dike road. After discussion the Board advised Asch to put down gravel over rock on the road.

Asch noted that the new loader should be in this week. Asch and the Commissioners discussed equipment.

Shirley Stolzenburg, Judy Womack and Zella Moore, representing CASA, presented a proclamation designating Friday April 30 as CASA Recognition Day. The proclamation was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The group noted that 42 children were served in 2003 and that there are currently 12 volunteers in Cloud County.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Resolution No. 04-10, canceling county check #003870, was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Abatement #167, in the amount of \$54.62, was allowed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Kirk Lowell, CloudCorp, Don Kling and Ben Retter, Cloud Ceramics, and Eric Johnson, Campbell & Johnson, presented information on the proposed expansion project and Cloud Ceramics. Kling explained that the 3-phase project, which is projected over the next 20 years, is planned to fully automate the plant, but will result in no layoff of personnel. On the contrary, over the life of the project, jobs will be created for a number of new employees in various areas. Kirk Lowell, CloudCorp, explained how the expansion project was secured for the Cloud County plant rather than the Barton County plant by using available local contractors where possible and noted that approximately \$85,000 in state grant and other funds for re-training and planning and design functions is expected. Lowell also spoke of the support and participation by Cloud Ceramics employees. Ben Retter discussed the current and future market for bricks, noting that 46 million bricks were sold last year with an expected 74 million to be sold when the plant is operational in 2005. The group expressed deep appreciation to Armand and Larry Naillieux for their willingness to negotiate for the purchase of the land necessary for the expansion. The group requested a 100% tax abatement for the new construction for 10 years plus construction time and an asphalt road leading to the plant. The County Commissioners expressed their approval and support for the project and, on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, appointed Chairman Fraser to work with CloudCorp and Cloud Ceramics to coordinate the necessary agreements.

County Treasurer Alice Walker reported that the State Director of Vehicles (Department of Revenue) has requested office space in the Courthouse for the Driver's License Examiner's office while the armory is being renovated. Apparently there is some question as to whether the office will be allowed to return to the armory. The Director of Vehicles also would like to be able to use the county treasurer's personnel to man the office when the officer is out giving driving tests. The Board indicated that the Director could look at what is available in the Courthouse.

The Board received a request to allow payroll deductions for pre-paid legal services. After discussion, the request was denied.

The Board recessed at 11:55 a.m. for lunch and reconvened at 1:30 p.m.

The Board hosted the ceremony for the Kansas Territorial Sesquicentennial celebration. Larry Greene, president of the Cloud County Historical Society gave the address. Concordia High School Chamber Choir, directed by Kevin Johnson, sang the Kansas State song "Home on the Range." A Caddo sugar maple tree was dedicated for the occasion.

Wanda Backstrom, Field Services Director, presented the Community Corrections Adult Services Intensive Supervision plan for FY05. The plan was approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The Board approved Alltel's proposal for cell phones.

The Board reviewed two notices for Cloud County Rural Water District's CDBG and Chairman Fraser signed the notice to request release of funds.

The meeting was adjourned at 2:20 p.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MAY 3, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the May meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on May 3, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; County Treasurer Alice Walker.

Others attending were: High school government students Blake Brewer, Erica Lervold, Sarah Istars, Sierra Snyder, Younes Mazlomian; Nathan Newman; Lowell Thoman; Donald Dean, Campbell & Johnson; Eric Johnson, Campbell & Johnson; Lola and Thomas Franek; Harold and Rosemary Poirier.

Supply and expense checks were signed.

County Attorney Robert Walsh discussed the Kansas County Commissioners Association meeting to be held this week in Salina. Walsh is part of a discussion group on HB 2805.

Minutes of the previous meeting were approved as corrected on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Bridge construction number was changed from 15 C-2680-01 to 15 C 3680-01.

Highway Administrator Andy Asch and Don Dean, Campbell & Johnson, discussed the proposed asphalt overlay on the brick plant road. Dean will be checking into the possibility of an economic development grant for the project.

Asch presented a service and repurchase agreement for the recently purchased loader which was delivered last Tuesday. The agreement was approved and signed by Chairman Fraser, on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch reported that he will be purchasing metal culvert pipe and reminded the Board of The Pipeline Group dinner meeting Tuesday May 11.

Erick Johnson, Campbell & Johnson, presented the plans and specification for courthouse roof repair. The Board approved having a pre-bid conference on May 17 at 1:15 p.m., approved submission of bids no later than 4:00 p.m. on May 28, and bid opening on June 1 (Tuesday) at 10:00 a.m.

Harold and Rosemary Poirier and Tom and Lola Franek discussed difficulties in purchasing a residence located in a flood plan and asked the Board the join the National Flood Insurance

program. After discussion the Commissioners agreed to investigate the requirements of the program.

County Treasurer Alice Walker reported that personnel from the State Division of Vehicles have inspected the basement room suggested for their possible use. They believe the room will work for them. The state will contact the County Commission later for discussion.

Health department accounts receivable to be written off for 2003 were approved in the amount of \$40,586.98 on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The amount is the difference between what the health department is required to bill and what Medicare, Medicaid and 3rd party insurance actually pays.

The session was adjourned at 12:00 noon until May 10, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MAY 10, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the May meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on May 10, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Appraiser Barry Porter; Maintenance Manager Jim Johnson; Health Administrator Billie Payne; Solid Waste Director Richard Mills; Sheriff Larry Bergstrom; Computer Technician Jerry Collins; Register of Deeds Terry Ferguson.

Others attending were: Todd Whitney, Extension agent; Martha Soucek and Carol Chartier, Pawnee Mental Health.

Payroll checks were signed for all departments.

County Attorney Robert Walsh and the Commissioners discussed HB 2805. After discussion the Board asked Walsh to draft a letter to Governor Sebelius noting their support of HB 2805 as amended and requesting her to sign the bill into law. Later in the morning Walsh presented the letter which the Board approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Walsh also discussed the development agreement requested by Cloud Ceramics last week, noting that the business has requested the installation of a signal light at the railroad crossing on the brick plant road. The request will be included in the agreement and the County Commission will support the request to KDOT. Commissioner Fraser noted that CloudCorp director Kirk Lowell is working on a draft of the agreement which will be sent to the parties some time this week.

Highway Administrator Andy Asch reported that diesel fuel prices have increased from \$1.15 at this time last year to \$1.37 last week. Unleaded gasoline prices increased from \$1.26 to \$1.43 in the same period. The Commissioners noted that this year's figures do not include the most recent \$0.10 increase. (Figures do not include state and federal tax from which the county is exempt.) Asch and the Commissioners discussed responses to the fuel increases, noting that they may need to cut back on projects or use the Special Highway fund for fuel rather than construction costs.

Asch reported that he will be in Garden City two days this week at the annual Kansas County Highway Administrators' conference.

At 10:00 a.m. the Commissioners met with other officials and department heads in the regular monthly meeting. Appraiser Barry Porter noted that personal property valuation notices have been sent out and that real estate valuation hearings have been completed.

Register of Deeds Terry Ferguson said there has been much genealogical activity lately.

Maintenance Manager Jim Johnson reported that the air conditioner is now working. The three rebuilt contactors cost only \$185, so he may do three more this fall. The Kansas Territory Sesquicentennial tree was planted following a very nice ceremony. A plaque will be installed later.

Computer Technician Jerry Collins reported that the Sheriff's department new system is up and running. Collins noted that Windows 98 support ended in January and recommended that all departments consider upgrading to Windows XP. Collins also provided information on the public usage of the county's website.

Health Administrator Billie Payne reported that the state audits for the immunization and family planning programs have been completed. Payne noted that Cloud County did not get the mass flu immunization grant program. That program was awarded to Osborne County. Payne reported that Nurses' Week started May 6, that there were 291 visits to the health department last month, and that tetanus/diphtheria inoculations have been given at the Glasco and Miltonvale and Clyde schools. Concordia students will need to come to the health department for the shots. Kindergarten screenings will begin on June 16. Parents need to call the health department for an appointment.

Solid Waste Director Richard Mills discussed the new construction/demolition pit regulations and reported that the KDHE has inspected the county burn site and found it satisfactory.

Highway Administrator Andy Asch noted that crews had begun spraying right-of-way last week.

Sheriff Larry Bergstrom reported that he has received 700 gun locks which will be given away at the county fair.

Extension agent Todd Whitney noted that the Walk Kansas, a shared project of Extension and the Health department, will finish this Saturday with a special celebration. Whitney also noted that the low temperatures appear not to have damaged the wheat much but mildew has occurred in some areas following the rains. Whitney noted that a beef identification academy will be held on May 24 and 25, and the wheat block tour will be held on May 27. June 7-11 is 4-H camp.

County Clerk Musick provided copies of the KWORCC newsletter concerning automobile safety.

The department head meeting ended at 10:50 a.m.

Appraiser Barry Porter provided information on the brick plant property and suggested that the county and Cloud Ceramics share the cost of hiring a professional appraiser to do a detailed real property appraisal at the end of the exemption period.

Solid Waste Director Richard Mills provided an estimate from Alstom Power on replacing the lower part of the liner in a solid waste trailer in the amount of \$4,335. Mills noted that he had requested estimates from two other firms but one did not want the job and the other did not respond. The Board approved having Alstom do the work, noting that the repair was much less expensive than purchasing another trailer.

Mills presented a letter from KDHE personnel on the new construction/demolition pit regulations which specifically require that detailed operation and site plans bear the stamp of a Kansas-licensed professional engineer. Mills requested that Bucher, Willis & Ratliff be hired for the job since the firm already has plan information on the site. The Board approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Mills reported that the burn pile at Jamestown was inspected by KDHE and closed because of the inclusion of unauthorized material. The permit can be renewed if the site is cleaned up and re-inspected.

Carol Chartier and Martha Soucek, Cloud County representatives to the Pawnee Mental Health Board, presented a proclamation designating the month of May as Mental Health Month. The proclamation was approved and signed on motion by Commissioner Richard, second by Commissioner Nelson, unanimous vote. (A copy is enclosed for informational purposes.) Chartier and Soucek gave a report on current activities.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

An addendum to the county's Plexar (telephone) contract was approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The addendum allows the addition of the telephone lines in the highway, noxious weed, and solid waste departments to the Plexar system.

Notice was sent to the Lincoln Township Board that Jack Fisher, representing the Sons of the American Legion #76, and Mark Hughey have both applied for cereal malt beverage licenses for the beer garden at the fairgrounds, events to be held on varying dates.

The request by ING for a deferred compensation payroll deduction program was denied since the county already has two deferred compensation programs.

The Commissioners noted that they will attend the intergovernmental meeting hosted by Concordia City on May 17 at 6:00 p.m. in the city commission chamber.

Chairman Fraser reported that he has not yet had a reply from the National Flood Insurance program personnel. He will keep trying to contact them.

The session was adjourned at 12:10 p.m. until Monday May 17, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MAY 17, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the May meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on May 17, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Solid Waste Director Richard Mills; Emergency Preparedness Director Larry Eubanks; Maintenance Manager Jim Johnson.

Others attending were: High school government students Alan De Rochefort-Reynolds, Florian Winkler, Jessica Collins, and Adam Hawkins; Kirk Lowell, CloudCorp; Loren Koester, Jacqueline Ramsey, Catherine Newland, Stan Tenopir and Jim Odette, Soil Conservation board members; Arlene Bray, Soil Conservation secretary; Joan Barnum, Nancy Jones, and Don Menard, representing the Commission on Aging; Barbara Henry, Cloud County Coordinator; Carolee Miner, Patrick Wallerius and Sheila Nelson-Stout, OCCK; Randy Wilson, Roofworks; Keith Geisler, Geisler Roofing. Eric Johnson, Campbell & Johnson.

County Attorney Robert Walsh discussed HB 2805, noting that Monday May 17 is the last day for the governor either to sign or to veto the bill.

Walsh and Kirk Lowell, CloudCorp executive director, discussed the development agreement with Cloud Ceramics. The agreement is currently in draft stage and will be presented at a later date.

Lowell invited the Commissioners to the CloudCorp board study session on May 18 at 7:00 p.m. to hear John Lovejoy, a business law attorney, who will discuss a proposal for commercial and industrial business recruitment.

Highway Administrator Andy Asch reported a request to increase the speed limit on East 11th Street. Asch presented a resolution authorizing a maximum speed limit of 45 mph beginning 415 feet east of the east city limits of Concordia on East 11th Street for approximately 1,850 feet along the north side of 3-6-3. Resolution No. 04-11 was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch reported a telephone call expressing concerns with speeders through the community of St. Joseph. During discussion it was determined that there is already a speed limit of 20 mph through the town, so the problem is one of enforcement or signage rather than legislation. The Board advised Asch to consider the installation of "Reduced Speed Ahead" signs to alert drivers to the lowered speed limit.

Asch reported on last week's meeting of the Kansas County Highway Association (KCHA). The group expressed concerns with liability issues arising from farming on county right-of-way. The Board agreed that Kansas law prohibiting farming on right-of-way should be enforced. Asch will put notices in all the county newspapers.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved hiring Gary Cash for seasonal mower help, \$8.00 per hour, effective 6-1-04.

Asch presented information on a bucket truck that Reed Company has for sale. No action was taken.

Asch reported that the field check for bridge project 15 C-3951-01 (5 miles north and 1.7 miles west of Glasco) will take place on May 20 at 11:00 a.m.

Asch and the Board discussed steel prices, noting that purchases of steel mesh, etc., will be reduced.

Soil Conservation Board members Loren Koester, Jacqueline Ramsey, Catherine Newland, Stan Tenopir and Jim Odette and secretary Arlene Bray presented the 2005 budget request in the amount of \$18,098. The group discussed grant funding for various purposes and noted that they are considering purchasing a grass drill which could be rented out.

Solid Waste Director Richard Mills presented a sample of the construction/demolition pit plans that Bucher, Willis & Ratliff will do for Cloud County. Mills noted that much of what is required has already been done and just needs to be incorporated into the plan.

Commissioner Fraser reported that the Regional Planning meeting on May 27 will have a speaker on water planning and the future of water rights. All three Commissioners may attend.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The inventory for the Road and Bridge department was reviewed and filed.

County Clerk Musick reported that the Road & Bridge, Solid Waste, and Noxious Weed departments' telephone lines will be transferred into the county Plexar system on May 20.

Joan Barnum, Nancy Jones and Don Menard, representing the Cloud County Commission on Aging, and Barbara Henry, Cloud County Coordinator, presented the 2005 budget request in the amount of \$65,000, approximately one mill. Henry expressed concerns with the increase in utility bills at the various centers and gasoline costs for running the Cloud 9 van. Henry noted that the warm water exercise program is very popular and the prescription drug program currently has 602 persons participating.

After reviewing the engineering agreement between Schwab-Eaton and the Cloud County Rural Water District, the agreement was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The Board approved a bill from Porter Construction for the OCCK work center in the amount of \$44,471. The funds will be requested from the Department of Commerce via the water district CDBG.

The Board reviewed the cellular phone bill and expressed concern with the amount of overage minutes. The Commissioners asked the all employees be aware of cellular phone use and try to use air time conservatively.

Carolee Miner, Executive Director for OCCK, Patrick Wallerius and Sheila Nelson-Stout presented two resolutions. On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, Resolution No. 04-12, recognizing the Disability Planning Organization of Kansas Inc. (formerly the Occupational Center of Central Kansas Inc.) as the Community Developmental Disability Organization for the nine-county area (Cloud, Dickinson, Ellsworth, Jewell, Lincoln, Mitchell, Ottawa, Republic and Saline) and Resolution No. 04-13, recognizing OCCK Inc. as the Preferred Service Provider for persons who are physically handicapped and those who are mentally retarded or developmentally disabled for the same area.

The group presented the 2005 budget request in the amount of \$103,203 and expressed concerns about legislative suggestions of using county tax dollars designated for services provided by OCCK for services that are supposed to be provided by the state.

The Board recessed at 12:15 p.m. for lunch and reconvened at 1:15 p.m.

The pre-bid conference for the roof repair bids was held at 1:15 p.m. Randy Wilson, Roofworks, Herington, and Keith Geisler, Geisler Roofing, Concordia, attended. Eric Johnson, Campbell & Johnson, Eng., discussed the bid specifications. The group then inspected the work area.

Larry Eubanks, Emergency Preparedness Coordinator, presented the grant application for funding for update of the Local Emergency Operations Plan which was signed by Chairman Fraser on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Eubanks reported that he is considering the purchase of a communications trailer or vehicle with funding from the federal homeland security grant.

Cereal malt beverage licenses were granted to Jack Fisher, Jr. for the Sons of the American Legion and to Mark J. Hughey on recommendation by the Lincoln Township Board and on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. Both licenses are for the beer garden area at the fairgrounds with events at differing times.

The Board discussed policy on solicitations in the courthouse and other county offices and expressed concerns with liability issues regarding certain practices. The Board instructed

Maintenance Manager Jim Johnson to remove merchandise from the break room. Formal action may be taken later concerning policy.

The session was adjourned at 2:20 p.m. until May 24, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
MAY 24, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the May meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on May 24, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Appraiser Barry Porter; Wanda Backstrom, Field Services Director; Pat Huffman, Juvenile Services Coordinator; Jerry Collins, Computer Technician.

Others attending were: District Court Clerk Lea Dawn Welch; Kirk Lowell, CloudCorp; Larry Greene, Mary Dean Nelson and Wayne Switzer, Historical Society Board; Dan McReynolds and Gary Holbert, Fair Board.

Payroll checks for all departments were signed.

Supply and expense vouchers were reviewed.

Highway Administrator Andy Asch's appointed was re-scheduled for 1:00 p.m.

Kirk Lowell, CloudCorp Executive Director, presented a draft of the development agreement with Cloud Ceramics for an economic development exemption. County Attorney Robert Walsh, Appraiser Barry Porter, and Highway Administrator Andy Asch participated in the discussion. The group discussed the draft agreement and made several suggestions for amendments. No action was taken at this time.

Larry Greene, Mary Dean Nelson, and Wayne Switzer, representing the Cloud County Historical Society Board (museum), presented the appropriation request for the 2005 budget in the amount of \$36,000. The group reported approximately \$407,000 in appraised value in buildings, \$238,000 in savings from the Wilson Estate, \$63,000 in certificates of deposit. The group reported recent activities, notably the acquisition of the Everitt building, and suggested plans for its use. They also discussed the proposed three dimensional mural proposed for the east exterior wall of the Everitt building, noting that funding for the project is to come from donations.

Wanda Backstrom, Field Services Director, and Pat Huffman, Juvenile Services Coordinator, presented the amended FY05 budget in the amount of \$151,146. The budget has been reduced by the state in the amount of \$18,359. Backstrom explained where she had made cuts. The budget was approved by the Board and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Backstrom and Huffman presented the Juvenile Accountability Block Grant (JABG) in the amount of \$10,674 which will be used for some activities which were cut from the

aforementioned budget. The grant application was approved by the Board and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Lea Dawn Welch, District Court Clerk, presented the 2005 budget for the 12th Judicial District in the amount of \$41,050. The budget figures will be sent to each of the other counties in the district for their input prior to its approval on June 7.

Jerry Collins, Computer Technician, reported costs for advertising in the “Concordia Blade-Empire” and in “The Advertiser” and recommended not advertising for the county website. Collins also reported adding links to and from other entities on the county’s website at www.cloudcountyks.org.

Dan McReynolds and Gary Holbert, representing the Cloud County Fair board, presented the 2005 budget appropriation request in the amount of \$23,000. McReynolds and Holbert discussed future plans, including insulating the commercial building and adding a concrete floor to the sheep building.

Minutes of the previous meeting were approved as corrected on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Concerning the funds to pay for a bill from Porter Construction for work on the OCKK work center, the funds will be requested from the OCKK Community Development Block Grant (CDBG), not the Rural Water District CDBG.

Resolution No. 04-14, appointing Richard Comfort as acting county attorney in a pending case, and Resolution No. 04-15, appointing Frank Spurney, Jr., in Case No. 04-TR-165, were both adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The county attorney has a conflict of interest in both cases.

Abatements #177 through #182 were allowed in the total amount of \$1,547.98 on motion by Commissioner Chartier, second by Commissioner Nelson.

The Emergency Preparedness department inventory was reviewed and filed.

County Clerk Musick reported a refund of \$4,245 from KWORCC, the county’s worker’s compensation pool, following the annual audit.

The Board recessed at 12:10 p.m. and reconvened at 1:00 p.m. Commissioner Nelson was unable to attend the afternoon session.

Highway Administrator Andy Asch reported proposals for the purchase of pipe and wire mesh. Proposals for pipe were received from Welborn Sales, \$44,083.22; J & J, \$47,026.85; DC, \$48,035.32. Proposals for wire mesh were received from DC, \$759.60 and from Welborn, \$916.25. Asch noted he plans to purchase 10 rolls of wire mesh which will last about two years. The proposals from Welborn Sales for pipe and from DC for wire mesh were accepted on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Asch reported progress on the Buffalo Township dike.

Asch also reported that Glenn Sulanka, who rents the Aurora rock pit land from the county, has asked that the county pay for chemical for aerial spraying since the thistles are so bad. Sulanka said he would pay for the labor. The Board noted that the lease agreement stipulates that the renter is responsible for thistle control but, after discussion, agreed to pay for the chemical this time.

The meeting was adjourned at 2:25 p.m. The next meeting will be Tuesday June 1, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JUNE 1, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the June meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on June 1, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson.

Others attending were: Kirk Lowell, CloudCorp; Eric Johnson, Campbell & Johnson; Steve Geisler, Geisler Roofing; Holly Brown, Big Brothers, Big Sisters.

Chairman Fraser signed the supply and expense checks.

Commissioner Nelson reported that the county's share of April's sales tax revenue is \$46,824.32.

Kirk Lowell, CloudCorp, presented a third draft of the development agreement with Cloud Ceramics. The group, including the commissioners, county clerk, county attorney, and highway administrator, discussed the agreement and made several amendments. The finalized agreement is expected to be signed next week.

Highway Administrator Andy Asch presented two utility easement agreements, one for Southwestern Bell Telephone and one for Rolling Hills Electric. Both are in connection with bridge project No. 15 C-3863, 4 miles north and 2.8 miles west of Concordia (between Sections 7 & 18, Township 5, Range 3). Both agreements were approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch reported that crews are working on clean-up from the storm and hauling rock to the Buffalo Township dike.

County Attorney Robert Walsh requested a five-minute executive session for the purpose of discussion of non-elected personnel matters. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board recessed at 9:50 a.m. Open session was resumed at 9:55 a.m.

County Attorney Walsh discussed the Board's previous resolution to put the question of consolidated law enforcement on the November ballot. Because of the increase in the county's valuation, the current statutes no longer apply. The Board asked County Clerk Musick to draft a resolution rescinding the previous resolution.

At 10:00 a.m. the Board opened bids for the courthouse roof repair. Two bids were timely presented and opened. One bid was presented too late to be considered. After reviewing the

bids, the Board asked Eric Johnson, Campbell & Johnson, to check the bids against the specifications and make a recommendation next week.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

A cover letter for the OCCK CDBG environmental review was approved and signed by Chairman Fraser on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Discussion on a policy on solicitation was postponed until another meeting.

Holly Brown, Big Brothers, Big Sisters, presented a draft of a letter addressed to the Juvenile Justice Authority, advising that Cloud County is unable at this time to provide funding for the organization. Brown is preparing an application for a grant from JJA. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board approved having County Clerk Musick will prepare the letter on the Commission's letterhead for signing next week.

Kirk Lowell, CloudCorp, discussed the possibility of an agreement with Gold/Thomen Financial Services Group for services in identifying and attracting desirable commercial and industrial businesses to Cloud County. The CloudCorp board of directors has met several times with business attorney John Lovejoy to discuss the advantages of a three-part agreement. Phase one includes the identification of industries and businesses that might be likely candidates for establishment in Cloud County. Phase two would include the preparation of a strategic plan and action plans. Phase three would be the implementation of such plans. Lowell noted that the first phase of the agreement requires an investment of \$10,000. The City of Concordia and Cloud County will each be asked to provide \$5,000. After discussion, on motion by Commissioner Nelson, second by Commissioner Fraser, majority vote, the Board approved providing the requested \$5,000 from the county's economic development line item or the county general fund, if necessary, Commissioners Nelson and Fraser voting "Yes" and Commissioner Chartier voting "No".

Lowell also presented the 2005 budget appropriation request for CloudCorp in the amount of \$45,000, the same amount as requested last year. Last year's request was for a proportional share of the sales tax revenue and was denied, although funds in the amount of \$38,010 were provided as a line item in the county general fund. No source was defined in this year's request.

The session was adjourned at 12:35 p.m. until June 7, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JUNE 7, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the June meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on June 7, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; JJA Director Wanda Backstrom; Emergency Preparedness Director Larry Eubanks; Maintenance Manager Jim Johnson.

Others attending were: Kirk Lowell, Cloudcorp; Don Kling and Susan Retter, Cloud Ceramics; James Workman, Jr., Womack Sunshine Ford; Eric Johnson, Campbell & Johnson; Holly Brown, Big Brothers, Big Sisters; Jessica LeDuc, Blade-Empire; Brian Strait, KNCK.

Payroll checks for all departments were signed.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board adopted Resolution No. 04-16, rescinding Resolution 03-35, which called for an election on the question of consolidated law enforcement. (Copy enclosed for information purposes only.)

Commissioner Nelson expressed appreciation for county road crews' work on the roads in the northeast part of the county and assistance to the Lutheran Saron and Danish Lutheran cemeteries in cleaning up damaged trees.

Kirk Lowell, CloudCorp executive director, presented the cost-benefit analysis required for the development agreement between the county and Cloud Ceramics. The study was done by the Kansas Department of Commerce. After discussion, the development agreement was approved by the Board of County Commissioners on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote and signed in three originals by the county commissioners and by Don Kling, president of Cloud Ceramics.

County Attorney Robert Walsh requested a five-minute executive session for the purpose of discussion of non-elected personnel matters. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board recessed at 9:19 a.m. for the stated time and purpose. Open session was resumed at 9:24 a.m.

Highway Administrator Andy Asch presented a certification of real property acquisition procedures for bridge project 15 C-3863-01 (4 miles north and 2.8 miles west of Concordia) and a resolution regarding right-of-way clearance, utility arrangements and available funds and granting authority to KDOT to proceed. Resolution No. 04-17 was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch reported that the department has gone to summer hours (7:00 a.m. to 4:00 p.m.).

Chairman Fraser left at 9:50 a.m. for a funeral. Commissioner Nelson was appointed Chairman pro tem.

JJA Director Wanda Backstrom presented bids for the purchase of a used vehicle. Bids were received from six dealers. After opening the bids, the Board asked Backstrom to check the bids against the specifications, check out the vehicles and report next week.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The 2005 budget for the 12th Judicial District was approved for inclusion in the individual counties' budget in the total amount of \$41,050 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Eric Johnson, Campbell & Johnson, reported on the roof repair bids received last week. Bids were requested for the upper and lower roofs separately and combined. Bids were received from:

	Upper	Lower	Combined
Roofmaster, Hays	\$64,855	\$32,900	\$95,755
Vincent Roofing, Inc., Wichita	\$64,652	\$33,258	\$94,284

Noting that Vincent Roofing was the lower bid on the combined bid and also provided a shorter completion time (105 days as compared to 125 for Roofmaster), Johnson recommended that the Board accept the bid from Vincent Roofing. After discussion, during which the Board ascertained that the funds for the combined bid are available this year, the Board accepted the bid from Vincent Roofing at \$94,284 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Johnson then presented a draft of the owner/contractor agreement, suggesting additional language be added regarding "liquidated damages". The Board agreed and Johnson returned later in the morning with the amended contract which was signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The contract will be sent to Vincent Roofing for their signature.

Holly Brown, Director of Big Brothers, Big Sisters, came in to pick up the Board's letter advising JJA that, although there are no funds available in the county budget for the organization, the Board supports and recommends consideration of BB-BS's grant application.

Larry Eubanks, Emergency Preparedness Director, presented 2005 budget appropriation requests from the National Guard Armory in an amount to be determined by the Board and from the Cloud County EMS association, again in an amount to be determined. Eubanks reported that the armory has used and expects to use any funds received from the county for remodeling and repair work that is not funded by the State. Eubanks reported on previous years' expenditures for the EMS association, most of which was spent for training of EMTs. Eubanks also presented the budget for the county emergency preparedness in the amount of \$12,000, noting previous expenditures and proposed purchases for 2005. Eubanks noted that he would like to send more people to training in various aspects of emergency preparedness. Eubanks also presented the

SAL grant application in the amount of \$6000. This grant provides funding for the director's salary and was approved and signed by Chairman pro tem Nelson on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Maintenance Manager Jim Johnson reported that the Marion Ellet bequest committee has recommended that the rose garden be re-done, removing the presented climbing roses and trellises and planting bush roses and native grasses. The Board approved the change.

Johnson presented a proposal from Schenk's Tree Surgery for tree removal in the amount of \$400. Johnson noted that he had received only the one proposal although the request was made to other tree surgeries as well. The Board accepted the proposal on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The session was adjourned at 11:50 a.m. until June 14, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JUNE 14, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the June meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on June 14, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; JJA/CC Director Wanda Backstrom; Register of Deeds Terry Ferguson; Sheriff Larry Bergstrom; Computer Technician Jerry Collins; Health Administrator Billie Payne; Solid Waste Director Richard Mills; County Treasurer Alice Walker; Appraiser Barry Porter; Maintenance Manager Jim Johnson.

Others attending were: Extension Agent Todd Whitney; Jake Jacobs, Pawnee Mental Health Executive Director; Martha Soucek, Cloud County representative to Pawnee Mental Health Board; Carol Miller, CASA Director; Dallas Nading, KNCK.

County Attorney Robert Walsh discussed current activities.

Highway Administrator Andy Asch presented the recommendations from the safety inspection and notice of actions taken, which Chairman Fraser signed. Asch noted that work on the brick plant road will begin after harvest. Asch also reported that the bucket truck from Reed Equipment is not what he wants.

At 10:00 a.m. the Commissioners met with department heads in the regular monthly meeting. JJA/Cc Director Wanda Backstrom reported that an ad has been placed for a court services officer to replace a retiring officer. Backstrom also noted that the JJA budget has been cut 11% by the State and that there is no information yet on the adult services funding.

Sheriff Larry Bergstrom reported statistics for the month of May, which include 14,502 total patrol hours with 767 patrol hours in cities, two injury and 17 non-injury accidents worked, and 14 criminal cases cleared.

Computer Technician Jerry Collins reported on county website visits and the need for additional security.

Maintenance Manager Jim Johnson reported plans for the rose garden from the Marion Ellet bequest committee.

Health Administrator Billie Payne reported that CPR training and re-certification has been completed for all health department employees, state grant funding was cut by 5% with no funding provided certain Maternal & Child Health activities. Payne noted that she is appealing that decision. Funding for West Nile virus prevention, however, was increased. Larvicidal

briquets (for standing water) are available from both the health department and from Extension. Payne reported that June 16th has been set aside for kindergarten screenings. Parents should contact the health department (243-8140) for appointments. There were 71 immunizations and 117 family planning visits to the health department last month.

Solid Waste Director Richard Mills reported that “Waste Disposal Site” signs have been installed along US 81 and that the county solid waste committee will meet on September 2 at 7:00 p.m. in the courthouse meeting room.

County Treasurer Alice Walker noted that 95% of the 2003 taxes have been collected and that delinquent personal property notices were sent out last week.

Appraiser Barry Porter reported that he is compiling a file of storm damage for adjustment to next year’s valuations if necessary. Porter also noted that the state’s new CAMA (Computer Assisted Mass Appraisal) program will be PC based, cost the county about \$19,000 and require multiple servers. Porter also reviewed recent legislation regarding appraisal matters.

Extension agent Todd Whitney noted that wheat harvest will probably begin in earnest next Wednesday or Thursday, 4-H camp finished last week, and the county fair is scheduled for July 20-24.

County Clerk Musick reported on recent developments concerning the primary election.

Other department heads reported routine business.

The department head meeting was adjourned at 11:00 a.m.

Jake Jacobs, Pawnee Mental Health Executive Director, and Martha Soucek, Cloud County representative to the PMH board, presented the appropriation request for 2005 in an amount 5% greater than was requested last year. Jacobs cited increased costs of service for indigent persons and noted that the Board had cut last year’s request by 5%. Jacobs said a finalized budget would be presented at the next PMH board meeting.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

JJA Director Wanda Backstrom reported on vehicle bids submitted last week. Bids submitted were:

Bidder	Vehicle	Net price with trade of 2000 Pontiac
George Motor Co., Clyde	2004 Dodge Intrepid	\$11,400
Beloit Auto & Truck	2003 Ford Taurus	\$7,190
Babe Houser, Concordia	2003 Pontiac Grand Prix	\$12,000
Stenberg Motors, Clyde	2003 Ford Taurus	\$6,500
Beloit Motor Co.	2003 Pontiac Grand Prix	\$9,975
	2003 Buick Regal	\$9,250
	2003 Buick Century	\$6,725

Womack Sunshine Ford	2001 Ford Taurus	\$4,212
Concordia	2003 Ford Taurus	\$5,800
	2003 Ford Taurus	\$6,000

Backstrom noted that several bids did not meet specifications, but she had inspected those that did meet specifications and her budgeted figure. Backstrom recommended purchase of the 2003 Ford Taurus at \$5,800 from Womack Sunshine Ford. The Board approved purchase of the recommended vehicle on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

After discussion on need for a district coroner, on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board appointed Dr. Craig Concannon as district coroner for the 12th Judicial District.

The Board recessed for lunch at 11:45 a.m. and reconvened at 1:00 p.m.

Dallas Nading, KNCK, stopped by to invite the Commissioners to participate in Coffeetime on June 25 at 8:00 a.m.

A letter addressed to the North Central-Flint Hills Area Agency on Aging, advising of the Board's intent to include match funding for Senior Care services in the county general fund of the 2005 budget, was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Carol Miller, CASA, presented the 2005 budget appropriation request in the amount of \$12,000, an increase of \$2,500. Miller noted that the total district budget amounts to \$54,738 and provided figures on children assisted in the various counties.

The session was adjourned at 1:10 p.m. until June 21, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JUNE 21, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the June meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on June 21, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Solid Waste Director Richard Mills; Jerry Collins, Computer Technician; Maintenance Manager Jim Johnson.

Others attending were: Roberta Lowrey, Chamber of Commerce.

Chairman Fraser signed payroll checks for all departments.

County Attorney Robert Walsh discussed current activities.

At the request of County Attorney Walsh and Highway Administrator Andy Asch and on motion by Commissioner Nelson, second by Commissioner Chartier, the Board recessed into executive session for ten minutes for the purpose of discussing non-elected personnel matters. The Board recessed at 9:18 a.m. Open session was resumed at 9:28 a.m. Highway Administrator Asch was included in the executive session.

Asch presented a right-of-way use agreement with SBC for bridge project #15 C 3863-01 (between Sections 7 & 18, Township 5, Range 3), which was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch and the Commissioners discussed the brick plant road work and equipment needs. Asch reported that the Buffalo Township dike repair has been completed.

Solid Waste Director Richard Mills presented an agreement in the amount of \$16,031 for engineering services by Bucher, Willis, & Ratliff for planning required by the state on the county's construction/demolition pits. After reviewing the document, the Board asked Mills to have Bucher, Willis & Ratliff make some amendments and corrections. The agreement will be presented again next Monday.

Computer Technician Jerry Collins discussed computer equipment needs, maintenance, and other computer matters.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved the bill submitted by Porter Construction for work on the OCCK work center. A request for payment from the Department of Commerce from OCCK's Community Development Block Grant funds will be submitted.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board adopted Resolution No. 04-18, approving the appointment of Norman Nelson and Maryjo Downey for Positions 4 and 8 respectively on the Mid-States Port Authority Board with terms beginning June 1, 2004 and ending May 31, 2008.

The Board signed a written notice of appointment of Dr. Craig Concannon as district coroner for the 12th Judicial District. (Dr. Concannon was appointed last week by motion made, seconded and passed.)

A township officer's bond for Meredith Liby as Colfax Township Clerk was approved by the Board on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Upon receipt of notification that the State has increased the mileage rates for state employees, including district court personnel, the Board approved matching the rates for county employees on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The rates include \$0.37 per mile for personal vehicles used for county business. The new rates take effect July 1.

John Denney, Pierce, Faris & Co., county auditor, discussed the possible need for a single audit for 2004 if grant funds involving federal monies are expended in an amount greater than \$500,000. This includes those funds for which the county acts only as a sponsoring agent, e.g., the OCCK or Rural Water District CDBGs.

Denney also reported that changes in auditing standards necessitate his inquiring of the governing body and selected officials and employees as to the possibility of fraudulent activities. The Commissioners reported no knowledge of any such activity. Current standards also suggest changes to policies and procedures to assist in awareness of such activities.

Roberta Lowrey, Concordia Area Chamber of Commerce, reported on plans for Fall Fest activities and asked if some events could be held on the courthouse lawn. The Fall Fest committee would like to set up the hay bale maze, the petting zoo, and the motorcycle obstacle course race on the north lawn. Lowrey noted that 8th Street between Washington and Broadway would be closed off to vehicular traffic so people can walk easily between the car show in the Episcopal parking lot and events on the courthouse lawn. After discussion the Board approved the use of the courthouse lawn for the described events.

Commissioner Nelson reported that persons who have residential damage from the recent storms should report to John Cyr, North Central Regional Planning Executive Director, at 785-738-2218. The state is evaluating the possibility of an urgent need grant for such damage. Nelson also noted that persons interested in applying for disaster loans should contact Cindy Zimmerman at the regional FSA office in Washington County at 785-325-2253.

The session was adjourned at 12:10 p.m. until June 28, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JUNE 28, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the June meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on June 28, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Solid Waste Director Richard Mills; Noxious Weed Director Ron Thomas; Computer Technician Jerry Collins; Health Administrator Billie Payne; Maintenance Manager Jim Johnson.

Others attending were: Kirk Lowell, CloudCorp; Todd Whitney and Pat Gerhardt, Extension agents; Bill Garrison, Tricia Remley, Mark Boley, Mark Nelson, Extension Boardmembers; Dr. Jim Lindquist, Kansas State University; Rhonda Montgomery, State Department of Agriculture.

Supply and expense vouchers were reviewed.

County Attorney Robert Walsh reported on recent activities.

Highway Administrator Andy Asch provided pictures of a stationary rock crusher that is for sale by Victor L. Phillips Company. Asch noted that he would prefer to continue looking for a mobile crusher. The Commissioners advised Asch to check the internet and to place ads in the publications of the League of Kansas Municipalities and Kansas Association of Counties.

Asch and the Board discussed the amount to be considered for transfer to the Road & Bridge Special Machinery Fund. A transfer figure of \$300,000 will be used for the first budget draft. The authorization for transfer will be presented later, but the amount is needed for the 2005 budget preliminary draft.

The Board noted that Commissioner Fraser and Nelson and County Clerk Musick will attend the joint meeting with city officials hosted by Aquila on June 30 at noon in the city hall meeting room.

Todd Whitney, Extension Agent, and Bill Garrison, Chairman of the Extension Executive Board, presented the appropriation request for the 2005 budget in the amount of \$97,275. The amount requested is the same as requested last year, although last year the County Commission reduced budget appropriation requests by 5%, making an appropriation of \$92,411. The group discussed expected expenditures and revenue for the Extension district that will take effect next July 1.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Commissioner Nelson reported that the county's share of the May sales tax is \$42,767.56, an increase of some \$1,500 from last year at this time.

The lease agreement for office space at the health department building for Early Headstart was renewed for one year at \$150.00 per month on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Rhonda Montgomery, Division of Water Resources, provided information on the National Flood Insurance Program. Montgomery noted that Cloud County has been mapped for flood areas, that lending institutions have been notified that flood insurance is required before federally backed loans can be made, that neither flood insurance nor federal disaster relief nor public assistance is available to those in flood zones if the community does not participate in the flood insurance program. Montgomery enumerated the requirements of the governing body for participation, including the adoption of regulations which must be approved by the state, filling out an application for participation, and adopting a resolution. In addition, an administrator must be appointed or contracted, an appeals board named, and an engineer provided. Buildings in the flood zone must be raised above the 100-year flood height and construction must be inspected for compliance with regulations. The Commission will consider the information for possible future action.

Solid Waste Director Richard Mills presented the revised contract with Bucher, Willis & Ratliff for engineering services on the construction/demotion pits at the transfer station according to recent legislative mandates. The contract, in the amount of \$16,031, was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Noxious Weed Director Ron Thomas presented the 2005 Annual Noxious Weed Management Plan which was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Thomas presented a change in classification for Cathy Bieker from part-time secretary to full-time sprayer/clerk assistant at \$10.00 per hour, effective July 1. Thomas noted that Bieker has completed the short (5-day) course for weed department personnel at her own expense. The course covers basic knowledge of weed law, chemicals, safety, equipment, plant identification and biology and state reports. The change was approved on motion by Commissioner Chartier, second by Commissioner Nelson, majority vote. Commissioner Fraser abstained, citing conflict of interest.

The Board recessed at 12:05 p.m. and reconvened at 1:00 p.m.

Computer Technician Jerry Collins provided information on the repair or replacement of a printer in the County Clerk's office. After reviewing the data, the Board asked Collins for additional information to be considered next week.

Collins provided information on the county's contracts with Infintec for software maintenance, education block time and assistance block time. Collins also spoke about his position as combined custodian and computer technician, noting that computer matters are taking up more of

his time. Collins provided figures on projected savings by having him do certain computer-related jobs instead of hiring outside assistance and suggested that his position as computer technician be made full-time. Later in the day, the Commissioners met with Maintenance Manager Jim Johnson to discuss the possibility of Collins going full-time as computer technician. Johnson noted that he is currently one employee short in the department and would need to hire an additional person before he can let Collins change. The Board agreed. Johnson noted that he is taking applications for one position and will continue advertising for the second position.

Health Administrator Billie Payne reported that the state has informed her that she has between \$8,000 and \$12,000 in bio-terrorism grant funds that must be spent before August. Payne suggested that she purchase the vehicle that JJA traded in to Womack Ford. Womack has agreed to sell the vehicle to the health department at the trade-in price of \$4500 plus \$250. The Board approved.

Payne presented agreements with Jewell, Lincoln, Mitchell, Osborne, Republic and Smith Counties for participation in the Child Care Licensing grant. Cloud County provides day-care facility licensing services in the seven-county area. The agreements for the prior grant year and the current grant year were approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Payne asked about spraying for weeds on the grounds of the health department. The Commissioners suggested she contact the weed department.

Payne reported computer problems, noting that the back-up computer for state reports is down and that her printer has been out of service for a couple of weeks. Payne supported the idea of a full-time computer technician.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board approved a one-month extension to the lease with OCCK, Inc. for office space for the Infant/Toddler Services in the health department building at \$200 per month. The current lease will expire on June 30. The service will be moving to the renovated OCCK building (old WalMart store) some time in July.

The Commissioners continued discussion on a county policy prohibiting solicitation in county buildings. No action was taken at the time. Discussion will continue.

The meeting was adjourned at 3:00 p.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JULY 6, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the July meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on July 6, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: Highway Administrator Andy Asch; Computer Technician Jerry Collins; Health Administrator Billie Payne.

Others attending were: Lee Doyen and Susie Haver, Tourism Committee; Roger Erickson and Lowell Erickson, Pre-paid Legal Services, Inc.; Doug Musick.

Expense and payroll checks were signed by Chairman Fraser.

County Attorney Robert Walsh cancelled his appointment due to other duties.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Step increase for Tamara Hamel, case manager for the 12th Judicial District Field Services, to \$18.84 per hour per the state pay plan, was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Resolution No. 04-20, canceling check #5367, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Highway Administrator Andy Asch discussed the job description requirement for a Commercial Driver's License for heavy equipment operators, noting that a 1997 Attorney General opinion appears to indicate it is not necessary. The Board asked Asch to check with the county's insurance carrier as to the requirement for the license.

Asch reported concerns that truck drivers' wages at \$10.46 per hour are less than that of heavy equipment operators at \$11.52 per hour. After considering the responsibilities of the two positions, the Board determined that the wages should be left as they are.

Asch reported a clarification on the rock crusher equipment offered for sale, noting the pictures show much more than is actually offered. Asch indicated he might go to view the equipment.

Asch discussed plans for re-sealing county asphalt roads, noting that the floods last year prevented doing the re-sealing planned for that year.

Commissioner Chartier reported a problem with water over Rock Road between 280 and 290 Roads.

Lee Doyen and Susie Haver, representing the Convention & Tourism Committee, presented the 2005 budget in the amount of \$21,000. Haver noted that funds are being used throughout the county for various activities and tourism promotions. The funds come from the county's transient guest tax (bed tax).

Computer Technician Jerry Collins provided updated figures on replacement for the printer in the County Clerk's office used to print checks, tax roll abstracts, etc. The purchase, through InfiniTec, of an IBM 6400-105 with a three-year warranty at a total cost of \$9,089 was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The contract for school nursing services at USD 334 schools was approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The contract is in the amount of \$15 per hour for 15 hours per week during the school term, plus \$185 continuing education allowance and mileage at the current rate. RN Jane Richards serves as the school nurse.

Roger Erickson and Lowell Erickson, Pre-paid Legal Services, Inc., provided information on the plans offered for payroll deduction. The basic pre-paid legal plan is offered at \$141.95 per month. Identity theft shield benefits can be added at \$9.95 per month along with a "Legal Shield" card at \$1.00 per month. After consideration the Board decided not to allow the service as a payroll deduction.

Health Administrator Billie Payne requested a 5-minute executive session for the purpose of discussion non-elected employee matters. On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board recessed at 11:30 a.m. for the above-stated time and purpose. Open session was resumed at 11:35 a.m.

After consideration of the Extension appropriation request submitted last week, Commissioner Nelson moved that the request in the amount of \$97,275 be approved. The motion died for lack of a second. After further consideration, Commissioner Chartier moved that the budget be returned with the recommendation that the county appropriation amount be reduced to last year's figure of \$92,411. Commissioner Nelson seconded the motion which passed unanimously.

The Commissioners continued discussion of a policy on solicitation on county property. The Board asked County Clerk Musick to incorporate suggestions into a new draft for the Board's consideration.

Chairman Fraser reported that the pre-construction conference for the courthouse roof repair is scheduled for Thursday July 8 at 9:00 a.m.

The session was adjourned at 12:00 noon until July 12, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JULY 12, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the July meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on July 12, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; JJA/CC Director Wanda Backstrom; Register of Deeds Terry Ferguson; Sheriff Larry Bergstrom; Computer Technician Jerry Collins; Solid Waste Director Richard Mills; Health Administrator Billie Payne; County Treasurer Alice Walker.

Others attending were: Kirk Lowell, CloudCorp; Ezra Olson, President of the County Lake Association; Frank Mercurio, KLA Environmental Services, Inc.; Todd Whitney, Extension agent; Alan Anderson and Terry Mitchell, Driver's License Examining Bureau; Doug Musick.

County Attorney Robert Walsh requested approval for moving a checking account to eliminate certain service charges. The Board agreed and will consider an amendment to the county's bank resolution next week.

Walsh discussed the proposed flood management plan resolution, general procedure and requirements for the national flood insurance program. No action was taken at this time.

Highway Administrator Andy Asch presented the 5-year bridge replacement plan as approved by the Kansas Department of Transportation. Approved plans are 15 C-3863-01, between Sections 7 & 18, Township 5, Range 3; 15 C-3951-01, between Sections 15 & 22, Township 7, Range 5; un-numbered project by Rice 0.5 mile south & 0.8 mile west of Rice; 15 C-3919-01, between Sections 9 & 10, Township 6, Range 4. Asch noted that an engineering design contract is needed by August 17 for the un-numbered project by Rice. Asch will contact engineering firms.

Asch reported that crews have started work on the brick plant road.

Asch reported that a landowner near Simpson had asked whether the county could dig a channel south of Highway 24 to the river to help drain property. Asch noted that county crews cannot work past the right-of-way, but that they are cleaning culverts where trash has collected.

Asch noted that he would like to buy a dump truck. Bid opening was set for August 9.

A landowner called in concerning alleged damaged to a windbreak from weed spray. Asch will investigate.

Asch reported that the cost of material, labor and equipment of centerline dashed striping on asphalt roads is \$67 per mile.

Minutes of the previous meeting were approved as amended on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The word "print" was added to the paragraph on the purchase of a printer.

Abatements were allowed in the total amount of \$1,005.79 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Extension personnel submitted an amended budget with the requested reduced appropriation amount of \$92,275. The amended request was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The Commissioners met with department heads in the regular monthly meeting. County Clerk Musick discussed preparation for the primary election, budget preparation, and West Nile virus.

Todd Whitney, Extension, noted that salt can be used in waste tires to prevent the growth of mosquito larva. Whitney reported that the results of the wheat variety plots are available and noted the newspaper supplement about the county fair.

County Treasurer Alice Walker discussed the new method of determining sales tax on cars, noting that no allowance is made for the condition of the car and that the state valuation list is higher than the NADA listing. Heavy trucks, motor homes, recreational vehicles and salvage title are not included under the new law.

Health Administrator Billie Payne reported that the department has a second vehicle, having purchased the Court Services trade-in. End of year grant applications are being worked up. Payne is still negotiating with the state to try to obtain some of the Mother and Child Health funds. Payne noted she will have a booth at the fair.

Highway Administrator Andy Asch reported that there was some road damage from recent rains sending flood water over the roads.

Solid Waste Director Richard Mills reported that he is continuing to work with Bucher, Willis & Ratliff on engineering plans for the construction/demolition pits as required by the state.

Computer Technician Jerry Collins reported upgrades to wiring and hardware that will isolate the court system computers from the rest of the courthouse. Collins also noted that a local business will recycle ink cartridges.

Sheriff Larry Bergstrom reported that the department will have a booth at the fair where gunlocks will be given away. Bergstrom also provided statistics for June which included 16,515 patrol miles, twenty non-injury accidents worked, 35 tickets issued and eight criminal cases cleared.

Register of Deeds Terry Ferguson reported \$20 million worth of mortgages filed so far this year.

County Attorney Robert Walsh discussed the legal aid plan proposed last week and noted that the Kansas Bar Association has a service in which a person can receive one-half hour of consultation for \$15. Referrals to attorneys with expertise in the area needed are also available. The toll-free phone number is 1-800-928-3111.

Commissioner Fraser discussed the roof repair project, noting that the parking lot will be closed so that supplies can be stockpiled there. Fraser reported the current discussion on flood insurance and solicitation policy.

The department head meeting ended at 10:55 a.m.

JJA/CC Director Wanda Backstrom presented the FY05 Community Correction budget in the amount of \$119,461.37 which was approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Kirk Lowell, CloudCorp, and Frank Mercurio, KLA Environmental Services, Inc., presented information on Phase II of the county lake project. Site 21 north of Miltonvale has been selected for development. Mercurio noted that the site has a drainage area of 15,812 acres and a surface area of 507 acres. Total costs, including recreational development, are projected to be \$5,166,000 with an annualized operation and maintenance cost of \$65,000. Lowell noted that grant funding is favorable since the project includes recreational, industrial and community use. Lowell further noted that Ezra Olson will be visiting with landowners to provide them with the information given this morning while Lowell will be meeting with other public entities. An information board is available at the courthouse.

The Board recessed at 12:30 p.m. for lunch and reconvened at 1:00 p.m.

Alan Anderson, Chief of the Driver's License Bureau, and Terry Mitchell, also of the Bureau, reported that they had been asked to leave the armory while renovation is taking place. Because of national security issues, they do not expect to return to the armory. Anderson noted that, after visiting with County Treasurer Alice Walker, he had inspected certain office space in the courthouse and would like to move to the courthouse. Walker noted that the Bureau had suggested that county treasurer's personnel could assist with renewals when the examiner is giving tests. Anderson also noted that once or twice a month the examiner would be handling CDL examinations which take two to three hours and suggested that the meeting room or hallway could be used for such purpose. The Commission determined that the county attorney should review the lease document Anderson provided. A decision as to providing office space to the Driver's License Examiner will be made later.

The Commissioners discussed the location of handicapped parking during the roof repair. No decision was made at this time.

The session was adjourned at 1:15 until July 19, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JULY 19, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the July meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on July 19, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson; Health Administrator Billie Payne; Appraiser Barry Porter; Deputy Appraiser Jan Price.

Others attending were: Doug Musick; Stan Marshall, Rural Lakes sanitarian; Joe Breault; Shirley Stolzenburg; Kirk Lowell, CloudCorp; Ray Thomen; Mo Gold; John Lovejoy; Arlene Clayton.

Chairman Fraser signed payroll checks for all departments.

The Commissioners moved to the basement meeting room to view flood plain maps of the county. There was general discussion on the requirements of the national flood insurance program. No action was taken. The Commissioners will continue to study the program.

County Attorney Walsh discussed the Driver's License Examiner's request for office space in the courthouse. Walsh will review the contract offered by the examiner last week.

Highway Administrator Andy Asch reported that the county's insurance carrier agrees that the heavy equipment job description can require a Commercial Driver's license and noted further that if an employee loses the CDL or regular driver's license, that employee should not be driving or using equipment on or off the highway. Asch will attempt to find jobs that do not require driving.

Asch reported that counties that have tried asking for proposals on construction design contracts have found that using engineers unfamiliar with the county and design requirements typically caused greater expenditures in the long run. Asch noted that he has contacted Cook, Flatt & Strobel to prepare construction plans on the unnumbered bridge project.

Asch reported that the bridge near Miltonvale has had the asphalt laid and crews are waiting on guardrail.

Asch reported that he went to Missouri with Dave Divilbiss, Victor L. Phillips Company, to view the rock crusher equipment offered for sale. Asch noted that, although he did not get to see the crusher run, the equipment needs new belts and generator. Asch said he was not interested in the crusher. A salesman from Van Keppel has offered a 1995 rock crusher. There is no other information.

Health Administrator Billie Payne, presented an estimate from Computer Solutions for a net server at \$7,451.70. The cost might be reduced by having Jerry Collins assist with the installation. Payne also provided an estimate on a scanner at \$115. The Board approved the purchases on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Payne provided an invitation from the Osborne County Health Department and the North Central Kansas Regional Bioterrorism Coordinator to a workshop on July 23 on receipt, distribution and use of materials from the Strategic National Stockpile.

Refund No. 190 was allowed in the amount of \$128.56 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Jim Johnson, Maintenance Manager, presented two new hires: Jere Rehmert and Naomi Davis. The Board approved the new hires at \$6.50 per hour for a 6-month introductory period on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Rehmert will start July 20; Davis at an as-yet undetermined date.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

A pay request from Porter Construction, Inc., for the OCCK workshop was approved in the amount of \$56,991 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The amount will be requested from the OCCK CDBG at the Department of Commerce.

Resolution No. 04-21, canceling county check No. 5329, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Arlene Clayton came in to inform the Commission that she wants to put Silver Arrow Schoolhouse in Arion Township on the National Register of Historic Buildings. She suggested the Commissioners were not providing sufficient funds for upkeep of the building.

Stan Marshall, Rural Lakes sanitarian, reported on the progress of improvements to the sanitary facilities at the Wonderful Chinese Restaurant and the Texaco Travel Plaza. A small lateral field of 200 feet was earlier installed for the restaurant. Since the field is near a public water supply, the lateral field will be extended another 200 feet. The installation of a lagoon has been approved for the gas station and convenience store. Marshall provided the operator with updated information on dealing with spreading treated sewage when necessary.

Kirk Lowell, CloudCorp, introduced John Lovejoy, Mo Gold and Ray Thomen. Gold and Thomen, Gold-Thomen Financial Services Group discussed the three phases of a project designed to identify businesses that might be interested in locating in Cloud County. Gold noted that the preliminary actions taken by the community are a significant factor in Gold-Thomen's engaging with CloudCorp and Cloud County. Both Gold and Thomen noted that many businesses have come to realize that forward-looking rural communities have much to offer. Thomen

assured the Commissioners that information will be providing on a continuing basis during the various phases of the project.

The Board adjourned at 12:15 p.m. until July 26, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
JULY 26, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the July meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on July 26, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Solid Waste Director Richard Mills.

Others attending were: Kevin Fulton, Facilities Manager, Kansas Department of Revenue (by phone); Bill Garrison; Doug Musick.

Expense vouchers were reviewed.

County Attorney Robert Walsh placed a conference call to Kevin Fulton, Facilities Manager for the Kansas Department of Revenue regarding the contract offered for office space in the courthouse for the Driver's License Examiner. Walsh, Fulton, the Commissioners and County Clerk reviewed the contract, making suggestions for amendments. Walsh will send the suggestions to Fulton who will work up a new contract for later discussion.

Richard Mills, Solid Waste Director, requested the Board to set a date for the delinquent solid waste fee hearing. The Board set the hearing for August 23 at 10:00 a.m.

Mills reported that he and Larry Eubanks, Emergency Preparedness Director, have discussed the need for protective posts around the guy wires of the antenna at the transfer station. Mills suggested that he could get the posts and set them if Emergency Preparedness would pay for the materials. The Board approved the suggestion if Eubanks agrees.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

A contract in the amount of \$22,700 with Cook, Flatt & Strobel, Engineers, P.A. for bridge design services for Bridge No. 3600 located 0.5 mile south and 0.8 mile west of Rice was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The Board received a demand letter from Barefield Law Offices citing a claim by Michael A. Miller regarding alleged damage to hedge trees. The letter was turned over to the county attorney.

The meeting was adjourned at 10:50 a.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
AUGUST 2, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the August meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on August 2, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: Highway Administrator Andy Asch.

Others attending were: Doug Musick.

County Attorney Robert Walsh cancelled his appointment due to other duties.

Payroll checks for all departments were signed.

Expense checks were signed.

Commissioner Nelson reported June sales tax receipts for the county in the amount of \$48,301.15, an increase over May's receipts by \$5,533.59 and over last year's June receipts by \$5,217.27.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Highway Administrator Andy Asch notified the Commissioners that Harry Bowen, KCAMP, will be here to go over the Miller suit.

Asch reported that he has postponed the bid opening for a dump truck. No date was set at this time.

Asch reported prices of 5500 gallons of paint for striping and 1300 pounds of reflective beads as follows:

Paving Maintenance Supply, Wichita, \$4,134.00;
Rich Paint, Hutchinson, \$4,855.00;
Diamond Vogel, Lee's Summit, MO, \$4,866.50;
Sherwin Williams, Concordia, \$5,242.50;
United Rentals, Wichita, \$7,287.50.

Asch noted that he had ordered from Paving Maintenance Supply who offered the lowest price.

Consultant selection for bridge project No. 15 C-3863-01 (between Sections 7 & 18, Township 5, Range 3) was set for August 23 at 9:30 a.m.

The Board set the time for canvassing the primary election at 8:00 a.m. on August 6, 2004.

The session was adjourned at 9:40 a.m. until August 9, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
AUGUST 9, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the August meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on August 9, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Member Richard Chartier, and County Clerk Betty Musick present.

County staff attending were: Highway Administrator Andy Asch; Register of Deeds Terry Ferguson; Appraiser Barry Porter; Computer Technician Jerry Collins; Health Administrator Billie Payne; Solid Waste Director Richard Mills; Maintenance Manager Jim Johnson; Sheriff Larry Bergstrom; County Treasurer Alice Walker.

Others attending were: Bill Garrison.

County Attorney Robert Walsh cancelled his appointment.

Computer Technician Jerry Collins reported that Jerad Monzan, network administrator at Cloud County Health Center, has called to request a link from the county website to the hospital. After discussion the Board deferred a decision until next week when county policy on links can be discussed.

Minutes of the previous meeting were approved as amended on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote. A typographical error in the paragraph on highway paint was corrected to show 550 gallons rather than 5500 gallons.

Highway Administrator Andy Asch presented a right-of-way use permit for James Lervold for a waterline under Milo Road to hook up to rural water. The waterline is located 3/8 mile west of US81 from the Northwest quarter of Section 32, township 6, Range 3 to the Southwest quarter of Section 29, Township 6, Range 3. The use permit was approved on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Asch reported on KCAMP representative Harry Bowen's visit regarding the Mike Miller suit.

Asch reported that road gravel has increased in price from \$3.80 to \$3.95 per ton. The price at the time of the last B road surfacing policy change was \$3.50. At that time the landowner/tenant paid \$2.20 per ton for the first 1/2 mile. The county paid for anything over that. Asch suggested waiting for a month or so to see if prices settle down before considering a change to the policy.

Asch reported that Leland Tice, KDOT, had notified him that the traffic study on Highways 9 & 28 has been completed, but the report is not yet available. The study was done to provide information regarding the county's request for speed limit increases on the two roads.

Asch also reported that road signs along Highway 81 will be included in the contract for signage, but bidding has been postponed because of state budget shortfalls.

Asch and the Commissioners discussed a mobile rock crusher. No decision was made.

Asch reported that bids are going out for a new dump truck. Bid opening was set for 9:30 a.m. on August 30. Bids are due in the Road & Bridge office by 4:00 p.m. on August 27.

At 10:00 a.m. the regular monthly department head meeting was held. Register of Deeds Terry Ferguson reported he has been doing more genealogy research. Ferguson also noted that the number of mortgages filed has increased over the past years and that the average amount of mortgage has increased.

Appraiser Barry Porter reported an increase in the number of properties going back to the mortgage company. Porter noted that the annual re-inspection of property is almost complete. One-sixth of the real estate must be re-inspected each year.

Porter also reported that he has been advised not to spend any funds on flood mapping programs. Once the Commissioners have approved participation in the National Flood Insurance program, FEMA will contact the county regarding mapping.

Porter also discussed the block-time contract with Infintec, noting that there are only 5 hours left. Porter suggested that a different arrangement for handling who uses and pays for the contracted hours may be required.

Computer Technician Jerry Collins reported that two older systems have gone down. Collins also noted that old viruses are being re-worked and are now more dangerous. Collins mentioned that several departments have received email purportedly from Citibank which asks for account information. Collins noted that the email is fake and advised everyone not to give out sensitive information.

Health Administrator Billie Payne reported that efforts to get increased grant funding for Maternal and Child Health programs has succeeded in gaining \$3000. Payne also noted that many Kan Be Healthy and kindergarten assessments are being done as time allows. The July date set aside for the assessments yielded only 4 clients, but parents are more aware of the need for and the availability of the assessments.

Payne reported that there are many office chairs left over from clinic days along with a few other items. Payne will advertise these for sale.

Richard Mills, Solid Waste Director, reported that the baling of the scrap metal is almost complete. Mills also noted that the engineering plans required for the construction/demolition pits are about half complete. Mills said he is getting six new cells permitted.

Highway Administrator Andy Asch reported that crews are about 1/3 finished with the base for the improved brickplant road. Asch also plans to start sealing county asphalt roads next week.

Maintenance Manager Jim Johnson reported that two damaged trees have been removed, the old rose garden has been removed in preparation for new plantings, and that the sign for the sesquicentennial tree has been installed.

Sheriff Larry Bergstrom provided last month's statistics. Patrol hours included 292 hours in Glasco, 181 in Miltonvale, 109 in Jamestown, 254 in Clyde and 204 in Concordia. Rural patrol mileage amounted to 18,054 miles. Bergstrom noted that Cloud County is one of the few counties that contract with small towns for patrol and city ordinance enforcement. Bergstrom reported that the department had received \$250 for participation in the Buckle-Up program.

Responding to Register of Deeds Terry Ferguson's statement regarding the increase in mortgages, Bergstrom noted that he has had more sheriff's sales this year than in all his previous years as sheriff. Bergstrom attributed the situation to attempts to re-finance credit card debt by second mortgages.

County Treasurer Alice Walker discussed the new sales tax on private vehicle sales and noted that the first publication of delinquent real estate will come out next week.

County Clerk Musick discussed the need to re-work the county's bank resolution in light of several departments' need to change banks. Musick also discussed the county's property and liability insurance questionnaire.

The department head meeting ended at 11:00 a.m.

Health Administrator Billie Payne presented a change of classification showing termination for Penny Larson, effective July 30. The termination was approved on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Payne requested a wage increase for Diane McNichols, RN, health educator, from \$14.50 to \$15.00 to bring her in line with the other RN's. McNichols has taken on RN duties in addition to her education duties. The increase was approved on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Resolution No. 04-22, canceling county check No. 005989, was adopted on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote.

Abatements Nos. 191, 193 and 194 were allowed in the total amount of \$3,137.06 on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote. Abatements No. 192 was void.

The Board received a resignation from Mari Detrixhe, Shirley Township Treasurer, effective August 31, 2004. The Commissioners will consider a new appointment at a later date.

The session was adjourned at 11:25 a.m. until August 16, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
AUGUST 16, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the August meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on August 16, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Computer Technician Jerry Collins; Emergency Preparedness Director Larry Eubanks.

Others attending were: Charley New, FEMA.

Payroll checks for all departments were signed by Chairman Fraser.

County Attorney Robert Walsh reported on recent activities, then requested a ten-minute executive session for the purpose of discussing attorney-client privileged matters. On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board recessed at 9:13 a.m. for the above-stated time and purpose. Open session was resumed at 9:23 a.m.

Highway Administrator Andy Asch presented a proposal from Campbell & Johnson, PA for the biennial bridge inspection at \$34.87 per bridge for a total of \$9,345.16. Asch noted that this was \$3.63 per bridge less than the last inspection, which was also done by Campbell & Johnson. The proposal was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch noted that he would like to move a current employee into a heavy equipment operator position if someone is interested or advertise for the position if not. The Board approved.

Computer Technician Jerry Collins discussed possible policy for the county's website, including policy on adding links to other sites. The Board took no action at this time.

Emergency Preparedness Director Larry Eubanks introduced Charley New from FEMA. Mr. New is inspecting public infrastructure for storm damage following the tornado and hailstorm several weeks ago. Eubanks, New and the Commissioners discussed several probable damage sites.

Eubanks reported that the City of Concordia has requested approval for installing an antenna on the emergency preparedness tower at the transfer station. The antenna would be used by the city fire department, particularly when they go out of town to assist other fire departments and rural fire districts. The city has offered Eubanks space at the airport for an emergency department center. The Board approved allowing the antenna on the tower and setting up the site at the airport.

Eubanks reported that he has ordered a new truck with Department of Justice grant funds. Grant funds also provided a John Deere 6-wheel ATV for transporting emergency equipment. Eubanks noted that a thermal imaging camera and other equipment has been provided for Rural Fire District No. 4. Eubanks noted that other rural fire districts have not yet requested assistance with equipment.

Minutes of the previous meeting were approved as amended on motion by Commissioner Chartier, second by Commissioner Fraser, unanimous vote. The minutes were amended to show that Commissioner Nelson was absent and the scrap metal was baled.

The Board received a notice of resignation from Dan Mosher, Summit Township Treasurer.

Action on an abatement was postponed pending further information.

A change of classification for Ellen Anderson, 12th Judicial District Field Services, to Grade 22, State pay scale, \$18.84 per hour, was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, an invoice from North Central Regional Planning Commission in the amount of \$4,000 for administrative services on OCCK's CDBG and from Porter Construction, Inc. in the amount of \$46,276 for construction on the work center were both approved for submission to the Kansas Department of Commerce for drawdown of funds.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board adopted Resolution No. 04-23, renewing the emergency (911) telephone service and rates at \$0.75 per line.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board adopted Resolution No. 04-24, designating the banks to be used by county officials.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board adopted Resolution No. 04-25, prohibiting soliciting in or on county property.

Notice was sent to the Lincoln Township Board that Ryan Cairns, President of HOWG, Inc., has applied for a cereal malt beverage license.

The Board received notification from the Kansas Department of Health & Environment of the investigation of a complaint at the Northeast quarter of Section 2, Township 6, Range 3, specifically, disposal of construction/demolition waste in a unpermitted area, unpermitted burning, and disposal of hazardous waste in an unpermitted manner.

The session was adjourned at 11:45 a.m. until August 23, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
AUGUST 23, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the August meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on August 23, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Solid Waste Director Richard Mills; Computer Technician Jerry Collins; Health Administrator Billie Payne.

Others attending were: Bill Garrison, Extension Board Chairman; Wayne Westerman, Cook, Flatt & Strobel; Barbara Henry, Senior Citizens Coordinator; Glenda Kieler, Washington County Extension Agent; Pat Gerhardt and Todd Whitney, Cloud County Extension Agents; Stan Marshall, Rural Lakes Sanitarian.

County Attorney Robert Walsh reported that individuals from state offices are willing to present information on the federal flood insurance program for a public meeting.

Walsh reported that he has sent the amended lease agreement to the Kansas Department of Revenue, Division of Motor Vehicles.

Walsh noted that he wishes to remodel his office and suggested using diversion funds or administrative handling funds. The Board approved.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

After discussion of the possibility of grants for storm damage, the Board asked County Clerk Musick to draft a letter to Senators Roberts and Brownback and Representative Moran requesting assistance in finding aid to repair damage done to local utilities.

Chairman Fraser appointed Commissioner Roger Nelson as appointed voting delegate to the Kansas Association of Counties annual meeting. Commissioner Richard Chartier was appointed first alternate and Commissioner Gary Fraser as second alternate.

Resolution No. 04-26, petitioning the Kansas Association of Counties for an amendment to the Bylaws creating a legislative policy committee and establishing the purpose and membership of the committee, was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Abatement No. 195, abating a portion of 2003 taxes for AFK Properties (OCCK work center) was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Highway Administrator Andy Asch headed the selection committee for an inspection consultant on bridge project No. 15 C-3863-01 (between Sections 7 & 18, Township 5, Range 3). Five engineering firms were considered with the results as follows: No. 1 – Campbell & Johnson; No. 2 - Cook, Flatt & Strobel; No. 3 - Bucher, Willis & Ratliff; No. 4 – BG Consultants; No. 5 – Kirkham Michael Associates.

Asch reported that crews have completed sealing the Jamestown-Glasco road, several streets in Glasco and are now moving to the Miltonvale area.

At 10:00 a.m. the hearing for delinquent 2003 solid waste fees was held. No one appeared in protest. The list was certified by the Board of County Commissioners and Resolution No. 04-27, ordering the delinquent fees attached to the 2004 tax roll with a 50% administrative fee, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

At 10:30 a.m. the Commissioners held the public hearing for the 2005 county budget. Senior Citizens Coordinator Barbara Henry and Commissioners-elect Bill Garrison and Gary Caspers attended. Various portions of the budget were discussed. The budget was approved as published on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Computer Technician Jerry Collins discussed use of block time purchased from Infinitec. The Commissioners asked Collins to check with the county departments to ascertain whether they are planning changes that may require the use of such block time.

Glenda Kieler, Washington County Extension Agent, Todd Whitney and Pat Gerhardt, Cloud County Extension Agents, and Bill Garrison, Cloud County Extension Board Chairman, presented the Operational Agreement for the newly approved River Valley Extension District No. 4. The agreement was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The agreement must be approved by the Commissions of Washington, Republic, Cloud and Clay before being sent to the Attorney General for approval.

Stan Marshall, Rural Lakes Sanitarian, reported a request for a variance for the septic system at 1304 Rust Rd. (Ron and Carolyn Gendre). The system meets minimum state requirements but not the county requirements for separation. The request was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The Board asked Marshall to visit with the contractor regarding the county's requirements.

Marshall reported that the lagoon at Texaco Travel Plaza still has not been constructed. The pumper is emptying the system three times a week and the area where the contents are being spread is becoming saturated. Marshall noted that he will not approve use of the land behind the

Travel Plaza for spreading the waste since it is too close to the water supply. The Board considered several options for action but took no action at this time.

Health Administrator Billie Payne reported that the bio-terrorism grant for 2004-05 has been received in the amount of \$18,947. The Board approved the grant on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Payne presented a resignation from Marcia Jensen, WIC Clerk, effective August 31, 2004 and new hires Leslie Winkel LPN, as WIC Clerk and Immunizations, \$12.50 per hour, and Cynthia Weber RN as Family Planning RN, \$14.50 per hour, both effective August 23, 2004. The new hires were approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Payne reported the Chronic Disease Risk Reduction grant has been revised by the state for an unknown amount and that she has re-filed for the West Nile grant.

Cereal malt beverage license was issued to Ryan Cairns (HOWG), on recommendation by the Lincoln Township Board and on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The session was adjourned at 12:17 p.m. until August 30, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
AUGUST 30, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the August meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on August 30, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Computer Technician Jerry Collins.

Others attending were: Bill Garrison; Richard Shupe, Roberts Truck Center.

Payroll checks for all departments were signed by Chairman Fraser.

Expense vouchers were reviewed.

County Attorney Robert Walsh reported that Rhonda Montgomery, Kansas Department of Agriculture, Division of Water Resources, will be here on September 13 for a public meeting providing information on flood insurance for rural residents. The meeting will be held at 7:00 p.m. in the courthouse meeting room.

Walsh requested a ten-minute executive session for the purpose of discussion of attorney-client privileged information. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board recessed into executive session at 10:13 a.m. County Clerk Musick was included in the session. Open session was resumed at 10:23 a.m.

Highway Administrator Andy Asch presented bids for the purchase of a dump truck. Bids were received from four vendors. After reviewing the bids, the Commissioners asked Asch to compare the bids with the specifications and provide a recommendation next week.

Asch reported that old Highway 24 was sealed last week. This week the crews are working south of Miltonvale and will begin the Ames-Miltonvale road next week.

Asch reported that USD 334 has requested the city of Miltonvale to seal the high school parking lot. The city has asked the county to do the work. The Board noted that Kansas statutes prohibit the county from doing such work for school districts.

Asch noted that the department will return to regular hours next week if the weather cooler weather continues.

Computer Technician Jerry Collins reported that both the Sheriff and Court Services plan on installing RVI (document scanning) from Infinitic. Each installation will require about 40 hours.

Collins recommended that the computer department purchase 40 hours of block time at this time from Infinitec. The Board approved.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The Commissioner discussed a letter of support for the request by Rolling Hills Rural Electric directed to Senator Pat Roberts for assistance with repairs due to storm damage sustained in the May 29 storm.

County Attorney Robert Walsh presented the amended contract with the Kansas Department of Revenue for office space for the Driver's License Examiner's office. The Board further amended the document to include a statement that the term "rent" as used in the contract is to be interpreted to mean reimbursement for utilities and custodial services. The contract, in the amount of \$200 per month, was approved and signed by Chairman Fraser on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The meeting was adjourned at 11:30 a.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
SEPTEMBER 7, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the September meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on September 7, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch.

Others attending were: Gary Caspers; Jeff Koch; Richard Schultz, Fire District #3.

Expense checks were signed by Chairman Fraser.

County Attorney Robert Walsh reported that notice of the meeting on the National Flood Insurance program has been provided to all county newspapers. The meeting will be held on September 13 at 7:00 p.m. in the courthouse meeting room.

Walsh and the Commissioners discussed the need for a district coroner and placed a call to Roy White, CEO of Cloud County Health Center, regarding the possibility that the local medical society might recommend a doctor for appointment. Mr. White returned the call later in the morning. No action was taken at this time.

Highway Administrator Andy Asch requested an additional week to review the dump truck bids for compliance with specifications. The Board approved.

Asch presented a change of classification for Robert Putman from construction laborer to heavy equipment operator with a 6-month introductory period at a wage of \$10.60, effective 9-5-04. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board approved.

On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board approved the submitted draft of a letter to Senators Roberts and Brownback and Representative Moran requesting assistance with aid for Rolling Hills Rural Electric Cooperative.

Jeff Koch expressed concerns about the contract with the State for the Driver's License Examiner's office space in the courthouse. Koch has commercial office space for rent and feels that the county should not provide rental space at reduced costs. The Board explained that the contract amount is not considered rent and reflects only utilities and custodial costs. Koch voiced his opinion that the county should not provide space when there is commercial space available.

Richard Schultz, President of Miltonvale Rural Fire District #3, presented an interlocal agreement between the fire district and the county concerning the county's application for a Community Development Block Grant (CDBG) on behalf of the fire district. The CDBG, in the amount of \$309,000, will be used for a new fire truck and equipment. Schultz reported that North Central Regional Planning will administer the grant. The agreement was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The Commissioners suggested that Schultz attend the next meeting of the Local Emergency Planning Committee with regard to requesting assistance in obtaining additional equipment through the Homeland Security grant program.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The session was adjourned at 11:12 a.m. until Monday September 13, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
SEPTEMBER 13, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the September meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on September 13, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Computer Technician Jerry Collins; Health Administrator Billie Payne; Appraiser Barry Porter; Sheriff Larry Bergstrom; County Treasurer Alice Walker; JJA/CC Director Backstrom.

Others attending were: Eric Johnson, Campbell & Johnson; Richard Schultz and Daren Sanders, Fire District #3; high school government students Sarah Fogle, Jennifer Nelson, Lucas Nease and Kit Ringer.

Chairman Fraser signed payroll checks for all departments.

County Attorney Robert Walsh and Highway Administrator Andy Asch discussed bids submitted two weeks ago for a dump truck and bed. Bids submitted were:

Melton Motors, Belleville	\$62,057.80	Chevrolet
Kansas Truck Center, Salina	\$65,766.00	Freightliner
Roberts Truck Center, Salina	\$64,079.00 #1	International
	\$65,220.00 #2	International
MHC Kenworth, Salina	\$64,257.00 #1	Kenworth
	\$63,194.00 #2	Kenworth

After discussion of the bids and specifications, the Board decided to reject all bids. Asch will ask for new bids with additional specifications at a later date.

County Attorney Robert Walsh discussed the cash farm leases. Discussion will continue next week.

Highway Administrator Andy Asch reported the department's activities.

Eric Johnson, Campbell & Johnson, discussed inclusion of repair of two small roofs over the west elevator and entrance in the rood repair contract. Later in the morning Johnson presented the formal change order allowing the repair at a cost of \$1,235. The change also allows for the repositioning of the electronic eye which turns on the light in the entrance. The change order was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Regular monthly department head meeting was held at 10:00 a.m. Computer Technician Jerry Collins reported that the new server is installed at the health department and the new printer is set up in the County Clerk's office.

Health Administrator Billie Payne reported that there will be flu clinics this fall. The health department has received a generator from Emergency Preparedness grant funds which will be used during electrical emergencies to run the refrigerator where immunization vaccines are stored. There were 319 persons who accessed services at the health department during August – 128 for Family Planning, 130 for immunizations and the remainder for various other services.

Appraiser Barry Porter reported that field appraiser Steve Williams has finished data collection for this year and will be re-taking photographs. New aerial photographs of the county are also available.

Highway Administrator Andy Asch reported routine activities.

Extension agent Todd Whitney reported plans for the Extension District which will include Clay, Cloud, Republic and Washington Counties. Whitney also discussed sinkholes, their probable causes and handling.

Sheriff Larry Bergstrom presented August statistics which included 928 city patrol hours, patrol mileage at 16,939 miles, 752 transports, one injury accidents and 15 non-injury accidents worked and 12 cleared criminal cases.

County Treasurer Alice Walker reported that the 2003 tax year has been completed with the final tax distribution to be September 17. Walker also discussed difficulties presented by the bankruptcy of Genuity Solutions, Inc., a telecommunications company.

County Clerk Musick discussed the upcoming general election and seminars to be held for the high school government classes and at the college.

The department head meeting ended at 10:40 a.m.

Wanda Backstrom, JJA and Community Corrections Director, presented the FY04 community corrections year-end report which was approved by the Board and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

At 11:30 a.m. the public hearing was held for the Miltonvale Rural Fire District #3 Community Development Block Grant (CDBG). The county has been asked to apply for the grant on behalf of the fire district. Richard Schultz, President of Miltonvale Rural Fire District #3, and Daren Sanders, Citizens State Bank, Miltonvale, attended. Eric Johnson, Campbell & Johnson, appeared in support of the application. No one appeared in opposition. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board approved the application on behalf of the fire district for a grant in the amount of \$309,000, of which the fire district is providing \$100,000 in match funds. North Central Regional Planning Commission will serve as the administrator of the grant at a fee of \$9,000. Documents signed include CDBG

Disclosure report, Residential Anti-displacement and Relocation Assistance Plan, and sources of income. County Resolution No. 04-28, certifying the county's legal authority to apply for the grant and authorizing the Commission Chairman to sign necessary documents, was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The session was adjourned at 12:05 p.m. until September 20, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
SEPTEMBER 20, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the September meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on September 20, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson; Sheriff Larry Bergstrom; Emergency Preparedness Director Larry Eubanks; Appraiser Barry Porter.

Others attending were: Jim Morris; Diane Tetreault; Jess W. Hoeme.

County Attorney Robert Walsh discussed the farm cash lease documents and the recent flood insurance meeting with the Board. Several suggestions for changes to the leases were made. Walsh plans to prepare documents for the Board's consideration regarding flood insurance.

Jim Morris, in an unscheduled visit, told the Board he wished to lodge a formal complaint against Sheriff's deputy Richard Stutsman. Morris said he realized that, since the Kansas Supreme Court decision regarding the Lincoln County Sheriff, the Board of County Commissioners had no authority over the hiring and firing of Sheriff's department personnel, but nevertheless wanted the Commissioners to hear what he had to say about certain alleged illegal actions by the deputy. The Board suggested that Morris visit with the county attorney about any possible criminal actions and with the Sheriff about the deputy's conduct.

Highway Administrator Andy Asch reported that he has sent out specifications for proposals for the purchase of a lowboy trailer. The proposals are due in the Road & Bridge office by 5:00 p.m. on Friday September 24 and will be opened during Asch's appointment on Monday September 27. Asch also noted that he is expecting to hire a new employee for the bridge crew. Sealing has been completed, and the crews are working on patching.

Appraiser Barry Porter presented the annual appraisal maintenance plan for 2005 which was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The lease agreement with Meadowlark Hospice for office space in the health department building was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The lease, which runs from July 1, 2004 through June 30, 2005, calls for monthly payments of \$60.00 per month.

The issuance of an Agricultural Revenue Bond by the Kansas Development Finance Authority for Beginning Farmer David P. & Stacey N. Forshee was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Forshee is purchasing agricultural land, improvements and equipment at Section 36, Township 8, Range 4.

Larry Eubanks, Emergency Preparedness Director, responding to criticisms about his absence from the last Local Emergency Planning Committee meeting, noted that he is neither the chairman nor the secretary of the committee. As the director (or coordinator) of Emergency Preparedness, he is simply another member of the LEPC. Eubanks noted that he had informed the secretary that he would be unable to attend the meeting since he would be out of town at a emergency preparedness workshop.

Eubanks further noted that purchases that have been made with grant funds are centrally located and are available for use by all county fire districts and various emergency service groups. Eubanks expressed his opinion that vehicles and equipment is better off being used and maintained rather than sitting in a garage or warehouse.

The Commissioners expressed their appreciation for and confidence in Eubanks' knowledge and leadership.

Jess Hoeme, attorney representing McDonald-Roberts Funeral Service, Beloit, presented a bill from the mortuary for Ronald E. Liby, indigent veteran. Mr. Liby died at the Kansas Soldier's Home in Ford County. McDonald-Roberts Funeral Service provided transportation to Beloit and interment in the Glasco cemetery. Although Kansas Statutes provide that counties shall pay for the interment of indigent veterans, Cloud County was not notified about the death, services rendered in Dodge City, or transportation prior to those services being rendered. There appears to be a question about which county is liable for the costs. The Board took the request for payment under advisement.

Jim Johnson, Maintenance Manager, presented a classification change for Gerald Collins, from custodian to computer technician, effective 9-7-04. The change was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Johnson also discussed an increase in wage for Sheila Collins. The Commissioners will consider the request.

The Board approved the purchase of another pager for the custodial staff.

The session was adjourned at 11:40 a.m. until September 27, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
SEPTEMBER 27, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the September meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on September 27, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Member Roger C. Nelson, and County Clerk Betty Musick present. Commissioner Richard Chartier was absent on personal business.

County staff attending were: Highway Administrator Andy Asch.

Others attending were: Todd Whitney and Pat Gerhardt, Extension agents; Danielle Ista, Ben Swenson, Dustin Wilson and Erin Reedy, 4-H Ambassadors; Ronda Wilson and Denise Swenson, sponsors; Stan Marshall, sanitarian; Daren Sanders, FD #3; Ray Meyer, Midwest Insurance.

Payroll checks were signed by Chairman Fraser.

Expense vouchers were reviewed.

County Attorney Robert Walsh cancelled his appointment due to other duties.

Commissioner Nelson reported on plans for improvement to the Jamestown Wildlife Refuge. The \$3 million project, projected to take at least 3 years to complete, is a joint effort by the Kansas Department of Wildlife and Parks, Ducks Unlimited, Inc., and the North American Wetlands Conservation Act.

Andy Asch, Highway Administrator, presented proposals for the purchase of a lowboy trailer. After reviewing the proposals, the Board asked Asch to check them against the specifications and provide a recommendation next week.

Extension agents Todd Whitney and Pat Gerhardt, 4-H Ambassadors Danielle Ista, Ben Swenson, Dustin Wilson and Erin Reedy, and adult sponsors Ronda Wilson and Denise Swenson presented a proclamation recognizing the week of October 3 – 9 as National 4-H Week. The proclamation was approved and signed on motion by Commissioner Nelson, second by Commissioner Fraser, unanimous vote. The group also served coffee and coffeecake to the Board.

Stan Marshall, Rural Lakes Sanitarian, came in to present a brief report on the progress of the sanitary facilities at the Texaco Travel Plaza. Marshall also reported that he will be leaving Rural Lakes to begin a new job with the state on October 11.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Fraser, unanimous vote.

Resolution No. 04-29, canceling county check No. 006769, was adopted on motion by Commissioner Nelson, second by Commissioner Fraser, unanimous vote.

New hire Robert Westgate as a contract transport driver for the 12th Judicial District Field Services at \$10.00 per hour was approved on motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote.

Final statement from Porter Construction for renovations on the OCCK work center at \$66,887.89 was approved by the Board on recommendation by Don Marrs, architect. A drawdown will be requested at \$23,081, the amount remaining in the CDBG. OCCK will be responsible for the remainder of the cost.

Ray Meyer, Midwest Insurance, came in to discuss health insurance. After discussion, the Commissioners indicated that they were not interested in making a change at this time.

Daren Sanders, representing Miltonvale Rural Fire District #3, presented the "Statement of Assurances and Certification" for the fire district's Community Development Block Grant (CDBG). The document was signed on motion by Commissioner Nelson, second by Commissioner Fraser, unanimous vote.

The meeting was adjourned at 12:05 p.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
OCTOBER 4, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the October meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on October 4, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Solid Waste Director Richard Mills.

Others attending were: Mr. and Mrs. Harold Poirier.

County Attorney Walsh cancelled his 9:00 a.m. appointment due to other duties.

Expense checks were signed by Chairman Fraser.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Fraser.

Contract accepting the grant funds in the amount of \$4,609 for West Nile Virus activities was signed by Chairman Fraser on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The Board reviewed the list of delinquent personal property tax warrants returned by the Sheriff as unpaid. The warrants, in the total amount of \$20,076.26, were turned over to the Clerk of the District Court for filing.

Highway Administrator Andy Asch reported on the lowboy trailer proposals. Asch recommended accepting the bid from Sellers Tractor as the lowest and best proposal at \$23,600. Asch noted that the lowboy, a low trailer for hauling other equipment, will be modified by the addition of center decking and a steel plate over the wheels. With the modifications, the total cost comes to \$25,470. Proposals presented were:

	Net with trade
Martin Tractor – 55 ton Load King Model 553SS	\$56,900
40 ton Load King Model 403DFP	\$45,400
Victor L. Phillips Co. – 50 ton Interstate 100 SDGN	\$40,996.48
35 ton Interstate 70SDGN	\$26,034.56
Sellers Tractor – 35 ton Holden HPD	\$23,600

A Hyster lowboy trailer is being traded in on the new trailer.

Asch presented a new hire, Larry Florea, construction laborer, \$8.00 per hour, effective 10-10-04. The new hire was approved by the Board on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Solid Waste Director Richard Mills presented the Landfill Disposal Agreement with Rolling Meadows RDF, Topeka. The three-year agreement, at \$17.81 per ton, was approved by the Board and signed by Chairman Fraser on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The previous agreement with Rolling Meadows was at \$17.00 per ton.

Mills and the Commissioners discussed the new construction/demolition pit plans which are awaiting approval by the state.

County Attorney Robert Walsh came in to discuss changes to the farm leases with Commissioners and Mills. Walsh plans to present amended leases next week.

Mr. and Mrs. Harold Poirier came in to ask about the progress on the county's participation in the national flood insurance program. The Commissioners told the Poiriers that they plan to approve participation and expect to consider the necessary documents next week.

A statement from North Central Regional Planning Commission in the amount of \$3,250 for services to OCKK in connection with the Community Development Block Grant for the work center was approved by the Board on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The drawdown request recently sent to the state includes the above amount for Regional Planning plus \$19,831 for Porter Construction.

The Commissioners discussed the Christmas dinner for employees and recognition gifts.

The session was adjourned at 10:55 a.m. until Monday October 11, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
OCTOBER 11, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the October meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on October 11, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; JJA/CC Director Wanda Backstrom; Register of Deeds Terry Ferguson; Maintenance Manager Jim Johnson; Health Administrator Billie Payne; Solid Waste Director Richard Mills; Deputy Appraiser Jan Price; Noxious Weed Director Ron Thomas.

Others attending were: Todd Whitney, Extension; Rosemary and Harold Poirier; Gary Caspers; Kirk Lowell; Curt Frasier; Bob Fifield; Sharon Coy; Darrel Hosie; Debra Carlsen Ohlde.

Payroll checks for all departments were signed by Chairman Fraser.

County Attorney Robert Walsh noted that the farm leases are ready for requests for bids. The Commissioners discussed noxious weed spraying on the various properties. Walsh will make notification of request for bids.

Walsh discussed the national flood insurance program. After discussion Commissioner Nelson moved to approve a declaration of intent to enter into the program. Commissioner Chartier seconded the motion which passed unanimously. The document will be presented for signatures next week.

At 10:00 a.m. the monthly department head meeting was held. JJA/CC Director Wanda Backstrom reported the receipt of two grants for supervised child exchange and visitation.

Register of Deeds Terry Ferguson reported that the Kansas State Historical Society has awarded a Heritage Trust Fund grant of \$50,586 for the preservation of the Union Pacific depot.

Maintenance Manager Jim Johnson reported that the rose garden renovation has been completed.

County Attorney Robert Walsh reported that Magistrate Judge Kathryn Carter has resigned and provided information on the judicial nominating committee which will select a replacement.

Health Administrator Billie Payne reported receipt of the West Nile grant in the amount of \$4,600. There were 354 persons accessing services at the health department last month. Payne also reported that only 500 flu shots have been received, which is less than half of the amount received last year. City and county employee clinics have been cancelled as a result.

Deputy Appraiser Jan Price reported that the department has started its final review with new photographs being taken of rural residences.

Weed Director Ron Thomas reported that the new clerk/sprayer will be taking the commercial applicator's license examination later this month. Thomas also expressed concern about the noxious weed sericea lespedeza being spread by the practice of putting up hay from county right-of-way.

Extension agent Todd Whitney reported that plans for the Extension District have been approved by the Attorney General and will take effect July 1, 2005. Whitney also noted that Larry and Madonna Sorell will have a tour of their high tunnel solar greenhouse on Saturday October 16 at 2:00 p.m. The Sorells ask that persons wanting to participate in the tour let them know how many will be coming. Whitney further noted that Pat Gerhardt and Mary Florea are working on their school enrichment programs.

County Clerk Betty Musick discussed the upcoming general election.

Other officials reported routine business.

The department head meeting ended at 10:30 a.m.

Highway Administrator Andy Asch presented a county federal-aid agreement with the Kansas Department of Transportation which combines two previous agreements into one. The Secondary Road Agreement dated April 7, 1948 and the Off-System Roads Agreement dated July 24, 1975 are superseded by the current agreement. The agreement concerns projects in the county's five-year plan which are administered by KDOT. The agreement was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Minutes of the previous meeting were approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Commissioner Chartier was selected voting delegate for KCAMP and KWORCC and Commissioner Nelson was selected as alternate on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Kirk Lowell, CloudCorp, introduced Curt Frasier, attorney for AgMark, and Bob Bifield, President/CEO of Farmway Coop, who provided information on a new commercial venture which will utilize the railroad tracks accessing the AgMark complex. Plans include the construction of a terminal where granular fertilizer will be shipped in by train car load, off-loaded and reshipped by truck for wholesale distribution. The fertilizer will also be available for retail purchase at local businesses. The group expects that the process will provide economic benefits to the community from construction through final anticipated wholesale and retail activity. Bob Bifield noted that he expects more farmers to bring grain to AgMark if they can pick up their fertilizer for the return trip. The project, at an anticipated \$4 million cost, is expected to be completed by July 1, 2005.

Maintenance Manager Jim Johnson provided information on possible employee recognition gifts for the Christmas dinner.

Deb Ohlde, Regional Planning, reported on the monitoring visit by Roberta Nelson, Department of Commerce, an activity preparatory for the closing of OCCK's Community Development Block Grant sheltered work center project. A disclosure report showing who received grant funds was signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. An addendum to the contract between the architect Don Marrs and OCCK was reviewed and approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. Ohlde noted that Roberta Nelson will be sending a letter to the Commission detailing her review of the project.

The Board approved a suite/room designation plan for the courthouse which had been requested by the postmaster. The plan also indicates courthouse floors as 1st, 2nd and 3rd instead of basement, 1st and 2nd.

The session was adjourned at 12:25 p.m. until Monday October 18, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
OCTOBER 18, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the October meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on October 18, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Solid Waste Director Richard Mills; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson.

Others attending were: Judie Deal.

County Attorney Robert Walsh discussed the cash rent leases for county property. Maps showing the rental property were completed. Walsh will provide the notices to the newspaper. Bids will be due in the County Clerk's office by 4:30 p.m. on November 12 with bid opening set for 9:30 a.m. on November 15.

Walsh also discussed the National Flood Insurance Program. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board approved and signed a Declaration of Intent to make application for participation in the National Flood Insurance Program.

Highway Administrator Andy Asch reported that the walls and deck on a box culvert type bridge near Simpson have been poured. Backfill and road shaping will take place when the concrete has cured. Asch also reported that crews have begun striping asphalt roads.

Judie Deal stopped in to remind the Commissioners that Senator Sam Brownback will be at the Moose Lodge Tuesday afternoon.

Minutes of the previous meeting were approved as amended on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. Commissioner Chartier noted that it was Commissioner Nelson who seconded the motion appointing voting delegates to the annual KCAMP and KWORCC meetings.

Resolution No. 04-30, cancelling county warrant No. 007254, was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Jim Johnson, Maintenance Manager, provided catalogs showing possible recognition gifts for county employees. The Commissioners made a selection and asked Johnson to place the order.

Having received resignations from Mari Detrixhe as Shirley Township Treasurer and from Arvine Hiner as Shirley Township Trustee, on recommendation by the township board and on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board

appointed Debra Rupert as Shirley Township Trustee and Arvine Hiner as Shirley Township Treasurer.

An addendum to the contract with Cloud County Health Center for rehabilitation services was deferred until a later date.

The Board received a letter from the Department of Commerce regarding the final monitoring of the Community Development Block Grant for OCCK.

The session was adjourned at 11:25 a.m. until Monday October 25, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
OCTOBER 25, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the October meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on October 25, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson.

Others attending were: Jerry Davis, Café Gaston.

Payroll checks were signed by Chairman Fraser.

Expense vouchers were reviewed.

County Attorney Robert Walsh discussed the magistrate judge's nomination process, cash farm leases, and the flood insurance resolution.

Highway Administrator Andy Asch reported that bridge project 15 C 3863-01 (between Sections 7 & 18, Township 5, Range 3) was let at Topeka last week. King Construction was the low bidder at \$209,013.09, approximately \$9,000 under the engineer's estimate.

Asch noted that highway striping is continuing since the weather delayed the work last week.

Asch reported that he has talked with Ron Copple, Concordia City Street Foreman, who will provide an estimate of the quantity of asphalt needed for Hill Street.

Jim Johnson, Maintenance Manager, presented the proposals received for the county Christmas dinner. Proposals were received from:

Texas Red's Catering at \$6.50 per person, Gator's Cajun Cuisine at \$8.95 per person, Uncle Gib's Barn at \$7.00 per person; Business Is Cookin' at \$7.00 per person; and Café Gaston at \$6.95 per person. After discussion the Board approved the proposal from Café Gaston on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Johnson reported that Jere Rehmert has resigned effective 10-29-04. Johnson will be advertising for a new hire.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

A proclamation recognizing November as National Hospice Month was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. (Copy is enclosed for information purposes only.)

The Board discussed the health insurance proposal from Blue Cross/Blue Shield maintaining the current benefits and two other proposals with different options on the prescription drug co-pay. After discussion, on motion by Commissioner Fraser, second by Commissioner Nelson, unanimous vote, the Board decided to remain with the current plan but return to a 50/50 employee/county split on the monthly premium. The county will continue to provide the funds for the first \$15,000 of claims made.

Commissioner Fraser reported on the last regular and a special meeting of the North Central Regional Planning Commission board. Commissioner Fraser reported that the City of Salina has voted to commit \$60,000 in support of the Home Town Competitiveness model. This activity has, as its primary purpose, the retention of both businesses and young persons in the area. Fraser noted that Department of Commerce personnel expressed great appreciation for the abilities of both Regional Planning and Small Business Center personnel and for the programs that each provides.

The session was adjourned at 11:40 a.m.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
NOVEMBER 1, 2004
UNOFFICIAL PROCEEDINGS

Regular session of the November meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on November 1, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch.

Others attending were: none.

Expense checks were signed by Chairman Fraser.

County Attorney Robert Walsh and the Commissioners reviewed a draft of the resolution providing for participation in the National Flood Insurance program and setting out requirements. Several changes were made. Consideration of the resolution will continue next week.

Highway Administrator Andy Asch reported that bids for a tandem axle dump truck will be accepted at the highway department office until 5:00 p.m. on November 12. Bids will be opened at 9:30 a.m. on November 15.

Asch noted that a heavy equipment operator position will be open following a retirement later in the year. Asch will recruit from within the department if possible.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

A letter of thanks to the Salina City Mayor Monte Shadwick and the Salina City Commission was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The Commissioners wished to thank the Salina City Commission for committing \$60,000 in support of NCK Rural Renaissance Project.

An agreement with Lynette Swanson, Physician Assistant, for medical services at family planning clinics at \$40.00 per hour was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Resignation by Jere Rehmert, maintenance department, effective 10-29-04, was acknowledged.

An agreement with the Cloud County Health Center for rehabilitation services at \$45.00 per hour for Cloud County health department patients was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The Board set the time of the canvass for the general election at 8:00 a.m. on Friday, November 5.

Appointments to the Cloud County Commission on Aging were postponed pending additional recommendations.

The Commissioners held a general discussion on matters to be discussed at the annual meeting of KCAMP, the county's insurance pool.

The session was adjourned at 10:50 a.m. until November 8, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
NOVEMBER 8, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the November meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on November 8, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Register of Deeds Terry Ferguson; Maintenance Manager Jim Johnson; Computer Technician Jerry Collins; Health Administrator Billie Payne; Appraiser Barry Porter; Solid Waste Director Richard Mills; Noxious Weed Director Ron Thomas; Wanda Backstrom, JJA.

Others attending were: Commissioner-elect Bill Garrison; Extension Agent Todd Whitney; Ken Johnson, Campbell & Johnson, Eng.; Amy Maxwell and Sarah Letourneau, high school government students; Richard Schultz, Fire District #3.

Payroll checks for all departments were signed by Chairman Gary Fraser.

County Attorney Robert Walsh discussed the latest draft of the resolution providing for participation in the National Flood Insurance Program. The Commissioners asked Walsh to check on one paragraph. The Commissioners approved sending the current draft to the State for approval prior to adoption.

Walsh reported that interviews for the magistrate judge position will not take place until early in 2005.

Walsh and the Commissioners discussed the situation concerning Fire District #1C&R and unemployment tax. The Commissioners noted that the fire district is autonomous and that the county board has no authority over the actions of the district's board.

Highway Administrator Andy Asch presented an engineering agreement with Campbell & Johnson, Eng. For plans for bridge construction project No. 15 C-3863-01 (between Sections 7 & 18, Township 5, Range 3.) The agreement was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch presented Resolution No. 04-31, providing authority to KDOT to award the contract and committing county funds in the amount of approximately \$46,180 (20% of the bid plus 10%) for the project.

Asch reported that another bridge was discovered to have damaged stringers. The bridge, located in the SE ¼ of Section 27, township 8, Range 3, will be repaired immediately.

At 10:00 a.m. the regular monthly department head meeting was held. County Clerk Musick discussed the recent election, the tax roll process and year-end activities.

Extension agent Todd Whitney reported on the 4-H Achievement program and election, noted above-normal crop yields in the eastern part of the county, and noted that various agencies are trying to encourage agri-tourism.

County Treasurer Alice Walker reported that office staff are busy enveloping tax statements, noted that decals denoting the branch of service for military licenses will be available, and discussed problems with the state's electronic vehicle title program.

Noxious Weed Director Ron Thomas reported that sufficient chemical to treat 13,000 acres of musk thistle has been sold.

Solid Waste Director reported that the new plans for the construction/demolition landfill have been sent in to the state.

Appraiser Barry Porter noted that final checks on valuations for 2005 are being done and that work has begun to allow various maps to be accessed at the county's website. Porter cautioned that the process will take some time.

Health Administrator Billie Payne reported that she and RN Diane McNichols will be graduating from the Public Health Certificate program. Cross-training is taking place so that RN's can work at both Family Planning clinics and HIV counseling. There is some child flu vaccine still available. A new sign is planned for the health department. There were 835 contacts at the department this past month.

Highway Administrator Andy Asch reported that crews have finished striping the newly sealed asphalt roads.

Maintenance Manager Jim Johnson presented a thank you note from the food bank for the help received in providing storage for food supplies and in handling distributions.

Register of Deeds Terry Ferguson reported that 47 wind farm option agreements were filed last week and that the ROD technology fund will purchase a new server for the county which will facilitate the use of computerized county maps.

County Attorney Robert Walsh reported that he and other area attorneys will again provide legal information on various issues, including sexual activities, to teachers, administrators as well as students.

Commissioners provided additional information on wind farms, sales tax, and health insurance.

The department head meeting ended at 10:45 a.m.

Wanda Backstrom presented an application for unexpended funds from the previous year's JAB grant program. Backstrom noted that she hopes to use funds received for laptop computers for the juvenile intake workers. Backstrom is applying for \$7,263 in unexpended funds with a \$907 local match from Court Services funds. The application was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Richard Schultz, representing Miltonvale Rural Fire District #3, presented an application for a grant from the Duclos Foundation in the amount of \$2,200 to be used for light bars, and sirens for new fire trucks. The application was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

A letter addressed to Roberta Nelson, Department of Commerce, and intended to accompany submission of various documents regarding the OCCK CDBG was approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

On recommendation by the Cloud County Commission on Aging, the following appointments were made to that commission:

Dick Payeur, Clyde, replacing Ron Racette; Don Menard, Clyde, to a second term; Mary Kearns, Miltonvale, replacing Lucille Vanek; Nancy Jones, Concordia, to a second term; Joan Barnum, Glasco, to a second term, terms to end June 30, 2007. Racette and Vanek have completed the allowed second terms. The County Commission appointed Lowell Tobyne for the remainder of the term of Edna Michaud which ends June 30, 2006.

Resolution No. 04-32, canceling county check no. 007871, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The session was adjourned at 11:45 a.m. until November 15, 2004

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
NOVEMBER 15, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the November meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on November 15, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson; JJA/CC Director Wanda Backstrom; County Treasurer Alice Walker; County Treasurer-elect Sheryl Williams; Appraiser Barry Porter.

Others attending were: Gary Caspers and Bill Garrison, Commissioners-elect

Farm cash lease bids were opened. Bids submitted for the Arion rock pit land were from Mike Blochlinger at \$501.09 and from Ballou Land & Cattle Co. at \$818.00; for the Aurora rock pit land from Glenn Sulanka at \$3,250.00; and for the landfill area land from Joe Melhus at \$2,690.00. Commissioner Nelson moved to accept the high bid for each area. Commissioner Chartier seconded the motion which passed unanimously.

County Attorney Robert Walsh requested a ten-minute executive session for discussion of attorney-client privileged matters. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board recess into executive session at 9:20 a.m. for the above-stated time and purpose. Open session was resumed at 9:30 a.m.

Highway Administrator Andy Asch presented bids for a dump truck and Mabar box. Bids submitted were:

Roberts Truck Center, Salina	\$65,069	2005 International, 90-120 days delivery
Melton Motors, Belleville	\$63,360.87	2005 Chevrolet, late April delivery

The Commissioner asked Asch to check the bids against the specifications. Since there will be no meeting next Monday because two of the commissioners will be at the annual meeting of the Kansas Association of Counties, the Board, on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, gave Asch the authority to approve and accept the lowest and best bid.

Maintenance Manager Jim Johnson presented a new hire: Chad Buckley custodian helper, at \$6.50 per hour, effective date to be determined later. The hiring was approved by the Board on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, wage increases per the State's automatic step movement and COLA were approved for the following

12th Judicial District Field Services personnel: Ellen Anderson, case manager, \$19.41; Joy Marks, secretary II, \$12.84; Dawn Blazek, secretary I, \$10.82; Tamara Hamel, case manager, \$19.41; and Rose Splichal, JV intake follow-up worker, \$18.05, all effective 11-28-04.

Wanda Backstrom, JJA/CC Director, presented an application for Community Correction FY2004 unexpended funds in the amount of \$14,637. The funds are to be used for expenditures incurred pursuant to SB123 (legislation which requires treatment rather than incarceration for drug offenders). The application was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

County Treasurer Alice Walker and Treasurer-elect Sheryl Williams presented information on an escrow accounting software from Infinitec. The escrow program allows taxpayers to set up an escrow account for payment of taxes and vehicle tags via direct withdrawal. The software is available at a discounted price of \$4,995 until December 1. The purchase was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

County Appraiser Barry Porter reported that he is getting ready to order four new PC's from Dell. The PC's will utilize Windows XP Professional. The county clerk's office will also be acquiring updated PC's with the same order.

On recommendation by the North Central-Flint Hills Area Agency on Aging and on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board appointed Gertrude Poe, Concordia, to a second term on the AAA board. Poe's second term will run from January 1, 2005 through December 31, 2006.

Commissioner Nelson moved to endorse Republic County Commissioner Harold Wilbur as a representative to the Kansas County Commissioners' Association Executive Board. Commissioner Chartier seconded the motion which passed unanimously. A letter addressed to KAC's executive director Randy Allen to that effect was signed.

Commissioner Chartier reported on the Mid-States Port Authority meeting held last week. Chartier provided details on the failing dam and spillway at Belleville's Rocky Pond. Apparently MSPA owns the embankment or dam and the City of Belleville owns the spillway. Negotiations are ongoing for repairs. Chartier also noted that the line to Thompson, NE has been abandoned.

On motion by Commissioner Nelson, second by Commissioner Chartier, township officers elected by write-in votes in the General Election were confirmed as follows:

Arion Township Trustee, Dean Holbert; Treasurer, Pam Blochlinger;
Aurora Township Trustee, Mike Istas; Treasurer, Richard Blackwell;
Buffalo Township Trustee, Ted Thoman; Treasurer, Glen Larsen;
Center Township, none;
Elk Township Trustee, Arlene Couture; Treasurer, Mary Nicholas;
Grant Township Trustee, Max Smith; Treasurer, Betty Bombardier;
Lawrence Township Trustee, Michael Mosher, Treasurer, Barbara Mosher;
Lincoln Township Trustee Gaye Newlin; Treasurer, Marge Widen;

Lyon Township Trustee, Scott Doering; Treasurer, Rex Rice;
Meredith Township Trustee, Glenda Weaver; Treasurer, Leann Schmidt;
Nelson Township Trustee, Dale Berk; Treasurer, none;
Oakland Township Trustee, George Larson; Treasurer, Linda Richard;
Sibley Township Trustee, Bill Ramsey; Treasurer, Merle Ramsey;
Solomon Township, none.
Starr Township Trustee, Mick Hamel; Treasurer, Dick Phelps;
Summit Township Trustee, Marvin Henning; Treasurer, John Tobald.
Colfax Township Trustee Harold Walker and Treasurer Marvin Revell filed and were elected.
Center Township officers, Nelson Township treasurer, and Solomon Township officers will be appointed later.

The session was adjourned at 11:30 a.m. until November 29, 2004.

NOTE: The Commission will not meet on November 22 since two of the members will be at the annual meeting of the Kansas Association of Counties.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
NOVEMBER 22, 2004

The Commissioners did not meet Today November 22 since two of the members are at the annual meeting of the Kansas Association of Counties.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
NOVEMBER 29, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the November meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on November 29, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and Bookkeeper Linda Bogart present.

County staff attending were: County Attorney Robert Walsh; Sheriff Larry Bergstrom; Solid Waste Director Richard Mills; Highway Administrator Andy Asch; JJA/CC Director Wanda Backstrom.

Others attending were: Gary Caspers and Bill Garrison, Commissioners-elect; Deb Ohlde, North Central Regional Planning; Bret Turner and Jason Trost, high school government students.

County Attorney Robert Walsh, Sheriff Bergstrom and Solid Waste Director Richard Mills discussed the problem of trash being dumped on the roads to the landfill. Mills said county employees have picked up several pickup loads of furniture from the ditches recently. A discussion followed on how to enforce the county resolution concerning covered or secured loads. It was decided that the Sheriff's department will provide a part-time employee to patrol the area at the landfill and issue warnings and then possibly start to issue tickets after January 1, 2005. Mills and Bergstrom will work together on newspaper and radio announcements concerning this matter.

Walsh also commended landfill employee Dana Ringer for his help to the citizens of Cloud County.

Highway Administrator Andy Asch reported that he had accepted the bid for the 2005 International dump truck from Roberts Truck Center of Salina. The bid was for \$65,069 with a delivery date of 90-120 days. Asch said this truck has a wet sleeve engine and for \$100 they could get a hood that would accommodate the snowplows.

Asch presented a Public Road Right-of-Way Use Permit for a waterline to cross 16-th road 20' North of the SE corner of the NE $\frac{1}{4}$ of Section 27-6-3. The permit was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Asch presented a request from Sprint to relocate a phone line on 240th Road between Lark and Key, Section 1-7-2 in Aurora Twp and 6-7-1 in Colfax Twp. The request was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Asch presented an agreement with SBC to relocate a phone line on Wagon Road between Section 5 and 8 of 5-3 Sibley Twp. The agreement was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

On motion by Commissioner Chartier and second by Commissioner Nelson the board appointed the following township officers:

Center Township Trustee: Richard Peterson
Center Township Treasurer: Joyce Peterson
Nelson Township Treasurer: Janet Nease
Shirley Township Trustee: Debra Rupert
Shirley Township Treasurer: Arvine Hiner
Solomon Township Trustee: Catherine Newland
Solomon Township Treasurer: Royanne Tatro
Starr Township Trustee: Mick Hamel

Wanda Backstrom, JJA/CC Director, presented the proposal for the FY06 Prevention Grant Application. She noted the application is \$51,157, which is the same amount as last year. Commissioner Chartier moved to accept the grant application, second by Commissioner Nelson, unanimous vote.

Backstrom also presented an application for FY04 unexpended funds for JJA. She reported the amount is uncertain at this time and she would report back to the Commission when she is notified of the amount they will receive. The application was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Backstrom presented a new hire: Arthur Bradford (Brad) Hopkins, part-time surveillance officer, at A\$10.00 per hour, effective November 29, 2004. The hiring was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Deb Ohlde, North Central Regional Planning Commission, was in for the public hearing for the OCCK Block Grant closing. There was no one else in attendance. She also presented the papers for the closing of the grant for signature.

The meeting was adjourned at 11:30 a.m.

COMMISSIONERS' PROCEEDINGS

CLOUD COUNTY, KANSAS

DECEMBER 6, 2004

UNOFFICIAL PROCEEDINGS

Regular session of the December meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on December 6, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Sheriff Larry Bergstrom; Highway Administrator Andy Asch; Solid Waste Director Richard Mills; JJA/CC Director Wanda Backstrom.

Others attending were: Nate Rasmusson, high school government student; Gary Caspers; Bill Garrison; Dennis Bowman, Bucher, Willis & Ratliff.

Payroll checks were signed for all departments.

Expense checks were signed.

Commissioner Nelson gave Sheriff Bergstrom the coin that was used to determine the winner in the 1992 sheriff's race and provided a short description of the event. Sheriff Bergstrom provided additional information on the recount and court case and noted that he intends to give the coin and written history to the museum at a future date.

Commissioner Fraser moved to recess into executive session for five minutes for discussion of non-elected personnel matters. Commissioner Nelson seconded the motion which passed unanimously. The Board recessed at 9:13 a.m. County Attorney Robert Walsh and County Clerk Musick were included in the executive session. Open session was resumed at 9:18 a.m.

Highway Administrator Andy Asch presented a right-of-way use permit for Noel Hanson. The permit allows Hanson to install irrigation pipe across N. 100th Rd at 1,320 feet north of Union Rd. on the east side of 15-5-4. The permit was approved on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Richard Mills, Solid Waste Director, and Dennis Bowman, Bucher, Willis & Ratliff, presented the plans and documentation for modification of construction/demolition debris landfill cells, runoff ditch, containment pond, etc. The new plans should handle C/D debris for 30 years. The plans, documentation, and an application for a modification permit were approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote. The plans, documents and application will now be sent to the Kansas Department of Health and Environment for review and approval.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Replying to a request for clarification by the Sheriff's department, the Board noted that sheriff's personnel who work on the holiday will receive holiday pay for either December 24 or 25 but not for both. The same applies to December 31 and January 1.

JJA/CC Director Wanda Backstrom presented the approved grant for federal FY01 unexpended funds in the amount of \$7,263. With a local match in the amount of \$907, the funds will be used to purchase laptop computers for juvenile intake workers. The Board approved and signed the grant on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The session was adjourned at 11:52 a.m. until December 13, 2004.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
DECEMBER 13, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the December meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on December 13, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Solid Waste secretary Sherry Nelson; Appraiser Barry Porter; Health Administrator Billie Payne; Maintenance Manager Jim Johnson; Computer technician Jerry Collins; Noxious Weed Director Ron Thomas; County Treasurer Alice Walker.

Others attending were: Commissioners-elect Gary Caspers and Bill Garrison; Todd Whitney, Extension agent; Kirk Lowell, CloudCorp; Curt Frasier; Bob Fifield, President/CEO of Farmway Coop; Frank Shelton, AgLand; Charles Johnson.

County Attorney Robert Walsh reported on current activities.

Highway Administrator Andy Asch reported routine activities.

At 10:00 a.m. the regular monthly department head meeting was held.

County Attorney Robert Walsh reported that applications are now available in the office of the district court clerk for Cloud County magistrate judge. Interviews will be held on January 18 and the announcement of the appointment is scheduled to be made the same day.

Computer Technician Jerry Collins reported that he has been working at the Sheriff's office, that the new server serves only the register of deeds, and that all offices should be on the alert for new viruses and spyware.

Health Administrator Billie Payne reported on flu shot clinics held at the county and city. College and schools will be held later. Payne noted were 854 contacts at the health department last month, including 131 Family Planning contacts and 626 immunizations. Payne advised that whooping cough appears to be making a comeback, possibly due to lack of proper inoculations.

Appraiser Barry Porter noted that the new GIS software should be in this week. Final review of certain areas is being completed.

Treasurer Alice Walker reported that Monday December 20 is the deadline for paying the first half of taxes. Walker also noted that the county treasurer's annual financial statement has been sent out to the various districts.

Extension agent Todd Whitney reported that the Bankers' Conservation award tour has been held and that they are working on the four-county district. Whitney will specialize in crops and soil. Whitney also discussed recent problems with soybean rust.

County Clerk Musick provided information on a toll-free number to add cell phone numbers to the "Do Not Call" list. The number is 1-888-382-1222. Persons need to call from the cell phone to be excluded. A website is also available for the purpose at www.donotcall.gov

Commissioner Fraser reported that the state organizations of the Sheriffs, County Treasurers and County Clerks have voted to withdraw from the Kansas Association of Counties and that the Register of Deeds Association will be voting on withdrawal this week.

Other officials reported routine business.

The department head meeting ended at 10:40 a.m.

Solid Waste secretary Sherry Nelson presented a revised agreement with Rolling Meadows Landfill for disposal of solid waste at \$18.31 per ton. The three-year contract, set to begin January 1, 2005, had originally been approved at \$17.81 per ton. Rolling Meadows notified the Solid Waste department that an error had been made in calculating the new cost, which resulted in the revised agreement which was approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Appraiser Barry Porter requested a wage increase of \$2500 per year, noting that he has not received an increase during the nine years he has been appraiser. Porter is requesting the same amount from Republic County. Porter serves both Cloud and Republic Counties. Porter also provided information on cost savings to the county by sharing the appraiser and by computer work he has done. The Board advised Porter they would consider the request.

Health Administrator Billie Payne requested approval for having trees and bushes removed from the health department grounds. The trees and bushes pose a threat to both vehicle and pedestrian traffic and reduce visibility. Payne also requested approval for installation of a sign denoting the Cloud County Health Department. The Road & Bridge department will assist Payne in tree removal and sign installation at a cost of \$352.20. The City of Concordia has also agreed to install street signs indicating Third Avenue. The Board approved.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Resolution No. 04-34, canceling county check #008390, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The Board approved paying 2005 dues to the League of Kansas Municipalities in the amount of \$428.45 on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

The contract for 2005 services with Pawnee Mental Health was approved and signed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote. The 2005 county budget allows \$68,064 for mental health services.

The Board recessed at noon for lunch and reconvened at 1:00 p.m.

Kirk Lowell, CloudCorp Executive Director, reported on the Gold-Thomen project, Phase I of which is now completed. Phase II, the full scale targeted business recruitment, is now scheduled to begin. Cloud County and the City of Concordia each budgeted \$5,000 in their respective 2005 budgets for Phase II. After discussion in which both Commissioners-elect indicated their support for the commitment of the funds, the Board approved such commitment of \$5,000 from the economic development line item in the general fund of the county's 2005 budget for Phase II of the project. Motion was made by Commissioner Nelson, seconded by Commissioner Fraser, and passed with Commissioners Nelson and Fraser voting "Yes" and Commissioner Chartier voting "No."

Kirk Lowell, CloudCorp; Curt Fraser, attorney for AgMart; Bob Fifield, Farmway Coop President; and Frank Shelton, head of the agronomy department for AgLand, provided information on the NorKan Fertilizer project. Curt Frasier noted that Industrial Revenue Bonds will be issued to finance the construction and emphasized that there is no financial exposure for the county. Following discussion, on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board adopted Resolution No. 04-35, indicating the county's intent to issue IRB's and to grant tax exemption for 10 years for the project. The Board tentatively set a public hearing time of 10:00 a.m. on December 27 for the project.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board adopted Resolution No. 04-36, approving the contract with Pierce, Faris & Co., Chartered for audit services, budget preparation assistance, and general financial consulting during 2005. The rate for such services is \$90 per hour for the accountant in charge, \$60 per hour for other accountants, and out-of-pocket costs.

The session was adjourned at 2:40 p.m. until December 20, 2004.

COMMISSIONERS' PROCEEDINGS – DECEMBER 20, 2004

Adjourned session of the December meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on December 20, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: County Attorney Robert Walsh; Highway Administrator Andy Asch; Maintenance Manager Jim Johnson.

Others attending were: Bill Garrison and Gary Caspers, Commissioners-elect; Barbara Henry, Cloud County Coordinator; Larry Uri, Concordia City Attorney; Ron Copple, Concordia City Public Works Director.

Payroll checks were signed for all departments.

Jim Johnson, Maintenance Manager, presented a resignation from Naomi Davis, effective December 29. Johnson noted that a previously approved new hire is unable to take the position, so he will review the applications received earlier.

Having received a request from Jeff Thoman, driver's license examiner, to remove a wall in the office, the Board approved removing the wall as long as the state pays all costs.

County Attorney Robert Walsh requested a 6-minute executive session for the purpose of discussion of non-elected personnel matters. On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board recessed at 9:04 a.m. for the above-stated purpose. Open session was resumed at 9:10 a.m.

Andy Asch, Highway Administrator; Larry Uri, Concordia City Attorney; and Ron Copple, Concordia City Public Works Director, discussed the Hill Street project. Uri presented a memorandum which noted the city's offer to annex certain streets now maintained by the county in return for the county's assistance with grading and paving Hill Street and some work on Valley Street. After discussion, the Board asked Asch to provide some cost estimates on both material and labor costs for the projects and asked County Attorney Walsh to check on the county's insurance if employees of the city use county equipment. Concordia City Manager Larry Paine will meet with the County Commissioners next week to continue the discussion.

Barbara Henry, Cloud County Coordinator for the Commission on Aging, reported that the Commission on Aging is discontinuing operation of the Cloud Nine van. The van was purchased through a grant from KDOT for assistance with trips for grocery shopping and medical appointments. Henry noted that the van is averaging only nine trips per month with only 26% for shopping and 74% for medical appointments. OCCK operates a Med-A-Van for medical appointments with no per-trip fee required. A free-will donation is accepted. Henry said the Commission on Aging plans to transfer the van and associated federal and state funding to OCCK, a move KDOT has indicated will be approved. The portion of the budget for the

Commission on Aging that was earmarked for van costs will be redistributed to the various centers. The Board approved the transfer.

Minutes of the previous meeting were approved as written on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Abatements #2003-197 through 2004-72 were allowed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Abatement #2003-197 was allowed Ronald and Diana Heldenbrand, Jamestown City, in the amount of \$147.34 by reason of reduction in value due to property damage not previously recognized. PUP (2003 tax roll)

Abatement #2003-198 was allowed Wayne Holton, Summit Township, in the amount of \$14.04 by reason of sold camper in July 2002. (2003 tax roll)

Abatement #2004-1 was allowed Gerald & Mary Jane Gallagher, Concordia City, in the amount of \$45.14 by reason of boat and Motor solid out of state, pro-rated for 5 months.

Abatement #2004-2 was allowed Dennis and Sheryl Williams, Arion Township, in the amount of \$17.10 by reason of building removed.

Abatement #2004-3 was allowed Wayne Holton, Summit Township, in the amount of \$12.36 by reason of penalty reduced, camper sold in July.

Escaped Tax #2004-4 was assessed SRC Enterprises, Inc., Concordia City in the amount of \$439.26 on property pro-rated from exempt to non-exempt.

Abatement #2004-5 was allowed Wayne Holton, Summit Township, in the amount of \$0.56 by reason of penalty reduced upon rendition being signed.

Abatement #2004-6 was allowed Christine Ward, Concordia City, in the amount of \$2.34 by reason of penalty reduced upon rendition being signed.

Abatement #2004-7 was allowed Kevin & Dwana Franklin, Concordia City, in the amount of \$10.70 by reason of penalty reduced upon rendition being signed.

Escaped Tax #2004-8 was assessed to Lagasse Farms, Nelson Township in the amount of \$44.94 on 1990 Chev. And 1992 Dodge bought and pro-rated.

Abatement #2004-9 was allowed Rosalie Lagasse, Nelson Township, in the amount of \$44.92 by reason of vehicles sold and pro-rated.

Escaped Tax #2004-10 was assessed to Cloud County Tea Co., Clyde City in the amount of \$739.86 on equipment and penalty.

Escaped Tax #2004-11 was assessed to Schultz Brothers, Starr Township in the amount of \$4.94 on 19080 Ford truck. Tax cancelled – under \$5.00.

Abatement #2004-12 was allowed Cloud County Historical Society, Concordia City, in the amount of \$1033.88 by reason of exemption by BOTA Order No. 2003-8931-TX.

Abatement #2004-13 was allowed Janet Murphy, Starr Township, in the amount of \$4.80 by reason of pickup moved to Michigan in July.

Abatement #2004-14 was allowed Ryan Regnier, Concordia City, in the amount of \$42.60 by reason of sold jet ski in September and pro-rated.

Abatement #2004-15 was allowed Ramon Juiliano, Concordia City, in the amount of \$11.24 by reason sold boat and motor in June.

Abatement #2004-16 was allowed D & G Deneault Farms, Inc., Center Township, in the amount of \$3.12 by reason of 1965 Chevrolet truck sold.

Escaped tax #2004-17 was assessed to William Brown, Concordia City in the amount of \$13.06 on 1978 Starcraft board and 1973 Evinrude motor.

Escaped tax #2004-18 was assessed to Paul McNutt, Buffalo Township in the amount of \$10.60 on boat and motor.

Escaped tax #2004-19 was assessed to Loid Sherwood, Glasco City in the amount of \$37.52 on Starcraft board and Evinrude motor.

Escaped tax #2004-20 was assessed to Womack Sunshine Ford, Concordia City in the amount of \$315.80 on 2004 Starcraft and 2005 motor.

Escaped tax #2004-21 was assessed to Thomas Yonally, Oakland Township in the amount of \$49.34 on 1990 International truck.

Escaped tax #2004-22 was assessed to Steven Forshee, Center Township in the amount of \$35.46 on 1994 Ford PU, traded 1987 Chev.

Abatement #2004-23 was allowed Steven Forshee, Center Township, in the amount of \$10.00 by reason of traded 1987 Chev. For 1994 Ford.

Abatement #2004-24 was allowed Solt Construction Inc., Concordia City, in the amount of \$8.16 by reason of sold 1969 and 1971 trucks in September.

Abatement #2004-25 was allowed Solt Construction Inc., Concordia City, in the amount of \$78.10 by reason of sold 2000 Chev. PU.

Abatement #2004-26 was allowed Steve Feight, Elk Township, in the amount of \$66.40 by reason of sold 1999 PU.

Abatement #2004-27 was allowed Gene Letourneau, Nelson Township, in the amount of \$18.00 by reason of sold 1963 Chev. Truck.

Abatement #2004-28 was allowed Gene Letourneau, Nelson Township, in the amount of \$22.74 by reason of 1963 IHC truck tagged antique.

Abatement #2004-29 was allowed Gene Letourneau, Nelson Township, in the amount of \$19.56 by reason of 1963 IHC truck tagged antique. (2003 tax roll)

Abatement #2004-30 was allowed Gene Letourneau, Nelson Township, in the amount of \$17.56 by reason of 1963 Chev. Truck tagged antique. (2003 tax roll)

Abatement #2004-31 was allowed Gerald Brown, Jamestown City, in the amount of \$4.68 by reason of penalty reduced upon rendition being signed.

Abatement #2004-32 was allowed Donald & Andrea Spear, Lyon Township, in the amount of \$46.10 by reason of penalty reduced upon rendition being signed and moped non-running.

Escaped tax #2004-33 was assessed Clayton Peterson, Lincoln Township, in the amount of \$18.26 on 1992 boat and motor. (2004 tax roll)

Escaped tax #2004-34 was assessed to Clayton Peterson, Lincoln Township in the amount of \$17.78 on 1992 boat and motor. (2003 tax roll)

Abatement #2004-35 was allowed Jessie Romo, Jamestown City, in the amount of \$22.20 by reason of penalty reduced upon rendition being signed.

Abatement #2004-36 was allowed Larry & Jane Lanoue, Buffalo Township, in the amount of \$162.56 by reason of sold 19980 Peterbilt tractor and penalty reduced upon rendition being signed.

Abatement #2004-37 was allowed Brett Barleen, Sibley Township, in the amount of \$84.52 by reason of penalty reduced upon rendition being signed and adjustment on non-running 1992 Chevrolet.

Abatement #2004-38 was allowed James Tremblay, Clyde City, in the amount of \$219.40 by reason of 1999 Chev. PU tagged 16M.

Abatement #2004-39 was allowed Greg Wiesner Construction, Concordia City, in the amount of \$5.44 by reason of 1996 IHC truck sold.

Abatement #2004-40 was allowed David & Joanne Rice, Lyon Township, in the amount of \$9.00 by reason of sold 1974 Chev. PU.

Abatement #2004-41 was allowed Debbie Havel (Olson), Lawrence Township, in the amount of \$119.36 by reason of 1997 Harboraqua boat sold in Nov. 2000. (2001 tax roll)

Abatement #2004-42 was allowed Debbie Havel, Lawrence Township, in the amount of \$119.20 by reason of incorrect value on boat. (2000 tax roll)

Abatement #2004-43 was allowed Debbie Havel, Lawrence Township, in the amount of \$117.38 by reason of incorrect value on boat. (1999 tax roll)

Abatement #2004-44 was allowed Joseph & Debbie Havel, Lawrence Township, in the amount of \$120.88 by reason of boat, motor & trailer and 1984 Ford transferred in divorce settlement. (1999 tax roll)

Abatement #2004-45 was allowed Allan Dodson, Concordia City, in the amount of \$91.56 by reason of duplicate listing.

Abatement #2004-46 was allowed Frances Swenson, Jamestown City, in the amount of \$369.70 by reason of intangible tax assessed in wrong city.

Escaped tax #2004-47 through #2004-57 was escaped intangible taxes.

Abatement #2004-58 was allowed Michael and Barbara Mosher, Lawrence Township, in the amount of \$86.12 by reason of gazebo being built for cemetery (exempt) was erroneously assessed to the Moshers. (2002 tax roll)

Escaped tax #2004-59 was an escaped intangible tax.

Abatement #202024-60 was allowed Michael and Barbara Mosher, Lawrence Township, in the amount of \$82.84 by reason of gazebo being built for cemetery (exempt) was erroneously assessed to the Moshers. (2003 tax roll)

Escaped tax #2004-61 was an escaped intangible tax.

Abatement #2004-62 was allowed Michael and Barbara Mosher, Lawrence Township, in the amount of \$78.82 by reason of gazebo being built for cemetery (exempt) was erroneously assessed to the Moshers. (2004 tax roll)

Escaped tax #2004-63 and #204-64 were escaped intangible taxes.

Abatement #2004-65 was allowed Eldon and Anita Wisdom, Concordia City, in the amount of \$122.33 by reason of specials combined and added to Tract CC168a2, which was sold to city.

Abatement #2004-66 was allowed Eldon and Anita Wisdom, Concordia City, in the amount of \$122.33 by reason of specials combined and added to Tract CC168a2, which was sold to city.

Abatement #2004-67 was allowed Eldon and Anita Wisdom, Concordia City, in the amount of \$2.79 by reason of specials combined and added to Tract CC168a2, which was sold to city.

Abatement #2004-68 was allowed Eldon and Anita Wisdom, Concordia City, in the amount of \$119.59 by reason of specials combined and added to Tract CC168a2, which was sold to city.

Abatement #2004-69 was allowed Eldon and Anita Wisdom, Concordia City, in the amount of \$2.79 by reason of specials combined and added to Tract CC168a2, which was sold to city.

Abatement #2004-70 was allowed Eldon and Anita Wisdom, Concordia City, in the amount of \$119.59 by reason of specials combined and added to Tract CC168a2, which was sold to city.

Abatement #2004-71 was allowed Eldon and Anita Wisdom, Concordia City, in the amount of \$2.79 by reason of specials combined and added to Tract CC168a2, which was sold to city.

Abatement #2004-72 was allowed Eldon and Anita Wisdom, Concordia City, in the amount of \$119.59 by reason of specials combined and added to Tract CC168a2, which was sold to city.

Carol Chartier was appointed to a second 3-year term as Cloud County representative to the Pawnee Mental Health board on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Resolution No. 04-37, cancelling county check #008388, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

RESOLUTION # 04-37

WHEREAS, the Cloud County Board of Commissioners and the County Clerk did authorize the granting of General Fund check #008388 on December 6, 2004 in the amount of \$915.85 to F&S Supply Co. Inc. for groceries; and

WHEREAS, due to clerical error the incorrect vendor number was used;

NOW, THEREFORE, BE IT RESOLVED that Check No. 008388 is to be cancelled and voided for the above reason.

DATED: December 20, 2004.

BOARD OF COUNTY COMMISSIONERS
CLOUD COUNTY, KANSAS

Gary E. Fraser
Chairman

Richard Chartier
Member

Roger C. Nelson
Member

ATTEST:

Betty L. Musick
County Clerk

Notices were sent to the Lincoln and Lyon Township boards that Matt Hood, dba The Rock Quarry, and Glasco County Club have applied for cereal malt beverage licenses.

The session was adjourned at 11:20 a.m. until December 26, 2004.

COMMISSIONERS' PROCEEDINGS – DECEMBER 27, 2004

Adjourned session of the December meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on December 27, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: Highway Administrator Andy Asch; Emergency Preparedness Director Larry Eubanks.

Others attending were: Commissioners-elect Bill Garrison and Gary Caspers; Concordia City Attorney Larry Uri, Concordia City Manager Larry Paine; CloudCorp Director Kirk Lowell; Bob Fifield, President/CEO of Farmway Coop; Curt Frasier, attorney for NorKan Fertilizer; John Cyr, Regional Planning Commission; Extension Agents Todd Whitney and Pat Gerhardt; Cloud County Extension Board Secretary Sarah Holbert; Cloud County Extension Board; Cloud County Extension Board Treasurer Mark Boley.

Supply and expense vouchers were reviewed.

County Attorney Robert Walsh called to cancel his appointment.

Highway Administrator Andy Asch presented Resolution No. 04-39, transferring funds from the Road & Bridge Fund to the Road and Bridge Special Machinery and Equipment Funds in an amount to be determined by the audit. The resolution was adopted on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

RESOLUTION NO. _____ 04-39 _____

WHEREAS, there are certain unused funds in the Cloud County Road and Bridge Fund for 2004 and the Cloud County Board of Commissioners desire to transfer said unused funds to the Special Road and Bridge Machinery and Equipment Fund [sic];

THEREFORE, BE IT RESOLVED by the Cloud County Board of County Commissioners on this 27th day of December, 2004, that under the authority of K.S.A. 68-141g, funds be transferred by the County Treasurer from the Road and Bridge Fund to the Road and Bridge Special Machinery and Equipment Fund, such amount not to exceed twenty-five (25 per cent of the Road and Bridge Fund Budget. Appropriation of such amount to be determined by the annual audit as available for transfer.

RECOMMENDED BY: CLOUD COUNTY, KANSAS
BOARD OF COMMISSIONERS

Andrew J. Asch
County Highway Adm.

Gary E. Fraser
Chairman

Richard Chartier

ATTEST:

Member

Betty L. Musick
County Clerk

Roger C. Nelson
Member

Concordia City Manager Larry Paine and Concordia City Attorney Larry Uri presented a draft of an agreement regarding improvements to Hill Street and Valley Street. Under the terms of the agreement, Concordia City would agree to annex several streets that were left out when the surrounding property was annexed in return for the county assistance with grading, providing trucks and drivers and equipment. The city will also pay the county for paving material used on the two streets. Asch provided estimated costs to the county for the project. The Commissioners discussed the project and agreement. Paine and Uri will return next week during Asch's appointment with an amended agreement.

At 10:00 a.m. the public hearing was held for NorKan Fertilizer bond issue and tax exemption in accordance with the notice published on December 16, 2004 in The Concordia Blade-Empire. CloudCorp Director Kirk Lowell; Bob Fifield, President/CEO of Farmway Coop; Curt Frasier, attorney for NorKan Fertilizer; and John Cyr, Regional Planning Commission all appeared for the project. No one appeared in opposition. John Cyr, Regional Planning, reviewed the cost-benefit analysis. Curt Fraser presented and reviewed Resolution No. 04-38, entitled "A Resolution Authorizing the Board of County Commissioners of Cloud County, Kansas to Acquire Vacant Land to Provide a Site for a Commercial Fertilizer Processing and Storage Facility to be Constructed and Equipped with the Proceeds of the County's Taxable Industrial Revenue Bonds (NorKan Fertilizer, LLC) to be Issued by the County in an Aggregate Principal Amount Not Exceeding \$4,000,000.00, and Authorizing Execution of a Lease of Such Land and Facilities between the County and NorKan Fertilizer, LLC." Frazier noted that the resolution contains an annual payment in lieu of taxes currently being paid in the amount of \$400.00. After discussion, on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, Resolution No. 04-38 was adopted and signed.

RESOLUTION NO. 04-38

A RESOLUTION AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF CLOUD COUNTY, KANSAS TO ACQUIRE VACANT LAND TO PROVIDE A SITE FOR A COMMERCIAL FERTILIZER PROCESSING AND STORAGE FACILITY TO BE CONSTRUCTED AND EQUIPPED WITH THE PROCEEDS OF THE COUNTY'S TAXABLE INDUSTRIAL REVENUE BONDS (NORKAN FERTILIZER, LLC) TO BE ISSUED BY THE COUNTY IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$4,000,000, AND AUTHORIZING EXECUTION OF A LEASE OF SUCH LAND AND FACILITIES BETWEEN THE COUNTY AND NORKAN FERTILIZER, LLC.

THE BOARD OF COUNTY COMMISSIONERS OF CLOUD COUNTY, KANSAS HAS FOUND AND DETERMINED:

A. Cloud County, Kansas (the "Issuer") is authorized by the Kansas Economic Development Revenue Bond Act, as amended, as codified in K.S.A. 12-1740 *et seq.* (the "Act"), to acquire, construct, improve and equip certain facilities (as defined in the Act) for commercial, industrial and manufacturing purposes, to enter into leases and lease-purchase agreements with any person, firm or corporation for such facilities, and to issue revenue bonds for the purpose of paying the costs of such facilities; and

B. The Issuer's governing body has heretofore by Resolution No. 04-35 determined that it is desirable in order to promote, stimulate and develop the general economic welfare and prosperity of the Issuer and the State of Kansas that the Issuer issue its Taxable Industrial Revenue Bonds in an aggregate principal amount not exceeding \$4,000,000 (the "Bonds"), for the purpose of acquiring real property (the "Project Site") as a site for a commercial fertilizer processing and storage facility and acquiring and installing equipment and fixtures in the buildings (the "Improvements") (the Project Site and the Improvements being collectively referred to herein as the "Project") for lease to NorKan Fertilizer, LLC (the "Tenant"); and

C. The Issuer's governing body has been informed and found that the Tenant has arranged for financing through CoBank, ACB ("CoBank") in anticipation of issuance of the Bonds, and that CoBank has requested that the County take title to the Project Site and lease it to the Tenant to enable it to adequately secure its construction loan at the lowest cost to the Tenant; and

D. The Issuer's governing body finds that it is necessary and desirable in connection with the anticipated issuance of the Bonds to take title to the Project Site and to execute and deliver a Lease to be dated as of January 15, 2005 (the "Lease"), with the Tenant, under which the Issuer will acquire the Project Site, construct and equip the Improvements, and lease the Project to the Tenant in consideration of Basic Rent and other payments; and

E. The Issuer's governing body has found that under the provisions of K.S.A. 79-201a *Second*, the Project, to the extent acquired or constructed with the proceeds of the Bonds, is eligible for exemption from ad valorem property taxes for up to 10 years, commencing in the calendar year following the calendar year in which the Bonds are issued, if proper application is made. The Issuer's governing body has further found that the Project should be exempt from ad valorem property taxes for

a period of ten years, subject to a payment in lieu of taxes in the amount of \$400 per year, to be set forth in a separate Agreement for Payment in Lieu of Taxes to be entered into between the Issuer and the Tenant. Prior to making this determination, the governing body of the Issuer has conducted the public hearing and reviewed the analysis of costs and benefits of such exemption required by K.S.A. Supp. 12-1749d.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CLOUD COUNTY, KANSAS:

Section 1. **Definition of Terms.** All terms and phrases not otherwise defined in this Resolution will have the meanings set forth in the Lease.

Section 2. **Authority to Cause the Project to be Purchased and Constructed.** The Issuer is authorized to cause the Project Site to be acquired and the Improvements constructed and equipped in the manner described in the Lease.

Section 3. **Lease of the Project.** The Issuer is authorized to lease the Project to the Tenant according to the provisions of the Lease in the form approved in this Resolution.

Section 4. **Tax Exemption.** The Project will be exempt from ad valorem property taxes for ten years, commencing in the calendar year after the calendar year in which the first series of Bonds is issued. The Tenant will prepare the application for exemption and submit it to the Issuer for its review. After its review, the Issuer will submit the application for exemption to the State Board of Tax Appeals.

Section 5. **Agreement for Payment in Lieu of Taxes.** The Issuer is authorized to enter into an Agreement for Payment in Lieu of Taxes with the Tenant providing for annual payments of \$400. The Chairman and the County Attorney are authorized to approve the form of the agreement, such approval to be evidenced by the signature of the Chairman.

Section 6. **Further Authority.** The officials, officers, agents and employees of the Issuer are authorized and directed to take whatever action and execute whatever other documents or certificates as may be necessary or desirable to carry out the provisions of this Resolution and to carry out and perform the duties of the Issuer with respect to the Lease in anticipation of future issuance of the Bonds. The principal amount of Bonds and their terms of payment and security shall be as set forth in a subsequent resolution of the Issuer's governing body.

Section 7. **Effective Date.** This Resolution shall take effect after its adoption by the governing body of the Issuer.

ADOPTED by the Board of County Commissioners of Cloud County, Kansas this 27th day of December, 2004.

[SEAL]

Gary E. Fraser
Chairman

Richard Chartier
Commissioner

Roger C. Nelson
Commissioner

Attest:

Betty L. Musick
County Clerk

Todd Whitney and Pat Gerhardt, Extension Agents, and Sarah Holbert, Extension Board secretary, and Mark Boley, Extension Board treasurer, presented a lease for office space for the

River Valley Extension District No. 4. The lease agreement for a one-year term beginning July 1, 2005 was approved and signed on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

K-STATE RESEARCH AND EXTENSION OFFICE SPACE AGREEMENT

THIS AGREEMENT is made and entered into this 27th day of December, 2004, by and between the Board of County Commissioners of Cloud County, Kansas, and the Cloud County Extension Office, for and on behalf of the River Valley Extension District No. 4.

WHEREAS, the Cloud County Extension Office has been located in the Cloud County courthouse basement and the Board of County Commissioners of Cloud County, Kansas, have not charged rent for such office space; and

WHEREAS, the Cloud, Clay, Republic, and Washington County Extension Offices have formed the River Valley Extension District No. 4; and

WHEREAS, the River Valley Extension District No. 4 is in need of office space in Concordia;

NOW, THEREFORE, the parties do hereby agree as follows:

1. The Board of County Commissioners of Cloud County, Kansas, agrees to allow the River Valley Extension District No. 4 to occupy an office in the basement of the Cloud County courthouse.
2. The Board of County Commissioners of Cloud County, Kansas, will allow the River Valley Extension District No. 4 to occupy the above office space without payment of any rent.
3. The term of this agreement shall be one (1) year beginning July 1, 2005. This agreement will automatically renew itself unless either party, in writing, gives notice to the other party of their intent to terminate or modify this agreement. Any such notice shall be given in writing on or before July 1, one year prior to the end of the agreement.
4. This agreement is the entire agreement of the parties and no oral modifications of the agreement shall be permitted.

Witness our hands this day and year first above written.

BOARD OF COUNTY COMMISSIONERS OF CLOUD COUNTY, KANSAS

By Gary E. Fraser
Gary E. Fraser, Cloud County Commissioner – Chairman

Richard Chartier
Richard Chartier, Cloud County Commissioner

Roger Nelson
Roger Nelson, Cloud County Commissioners

Bill Garrison
Bill Garrison, Cloud County Extension Executive Board Chair

ATTEST:

Betty L. Musick
Betty Musick, Cloud County Clerk

Sarah Holbert
Sarah Holbert, Cloud County Ext. Board Sec.

The Commissioners appointed the following members to the River Valley Extension District No. 4 board on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote: Mark Boley and Doug Rogers, 2 year terms; Marilyn Martin and Linda Brown, 4 year terms. The appointments will take effect on July 1, 2005 when the River Valley Extension District No. 4 becomes official.

Commissioner Nelson reported the county's share of November sales tax at \$48,926.81. This compares to November 2003 amount of \$44,564.90, an increase of \$4,361.91.

Phil Conrad, Rural Lakes sanitarian, discussed the situation at Concordia Shell Travel Plaza, noting that he had required re-sizing the lagoon to an M50. Conrad also reported that the temporary lateral field serving the restaurant had been damaged during installation of the lagoon and he had recommended that the restaurant be connected to the lagoon or that the lateral field be repaired with an additional 100 feet of laterals.

Conrad reviewed the year's activity, noting that permits had been issued for 28 wastewater systems and 13 water wells. There were 14 water tests done. There are 49 open permits. Conrad told the Board his objectives for 2005 are to computerize the reporting system using a handheld computer, work on closing the open permits, provide workshops for contractors and study the possibility of requiring permits for stock wells.

Emergency Preparedness Director Larry Eubanks asked to encumber \$1,500.00 for 2004 for use in 2005 for repair of the floor of the tower house for the antenna located at the transfer station. The Board approved the encumbrance on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Eubanks presented a contract for federal homeland security funds which are administered by the Kansas Highway Patrol in the amount of \$136,639.56. About \$31,000 is required to be used by law enforcement. Eubanks suggested purchasing an accountability system which attached bar codes to equipment, vehicles, etc. The contract was approved and signed by Chairman Fraser on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Special Conditions FFY 2004

- 1) The recipient agrees to comply with the financial and administrative requirements set forth in the 2002 edition of the Office of Justice Programs (OJP) Financial Guide which can be found at <http://www.ojp.usdoj.gov/FinGuide/>
- 2) The recipient agrees to comply with the organizational audit requirement of OMB Circular A-133, Audit of States, Local Governments, and Non-Profit Organizations, as further described in the current edition of the OHP Financial Guide, Chapter 19.
- 3) The recipient agrees that federal funds received under this award will be used to supplement but not supplant state or local funds.
- 4) The recipient agrees that it will not purchase equipment with State Homeland Security Grant Program (SHSGP) funds that exceeds the certification or training levels of the first responders for whom such equipment is purchased.
- 5) The recipient agrees to notify the Kansas Highway Patrol within thirty (30) days of receiving an equipment order that such equipment is what was ordered and is in working condition.
- 6) The recipient agrees that equipment will only be purchased for the following first responder disciplines and only if those disciplines are included in the Local Emergency Operations Plan: emergency Medical Services, Fire Service, Government Administrative, HAZMAT, Health Care, Law Enforcement, Public Health, Public Safety Communications, Emergency Management and Public Works.
- 7) The recipient agrees that all equipment purchased under the discipline of Emergency Management will require a Memorandum of Understanding (MOU) signed by all individuals responsible for deciding on what equipment is acquired for the jurisdiction with State Homeland Security Grant Program funds.
- 8) Recipients receiving a total of \$500,000 or more agree to submit an Equal Opportunity Plan approved by the Office of Civil Rights to the Kansas highway Patrol.
- 9) The recipient agrees to keep an accurate inventory, including serial numbers of all equipment purchased with State Homeland Security Grant Program funds with an initial purchase price of \$5,000 or more.
- 10) the recipient agrees that grant funds cannot be used to support or engage in lobbying activities.
- 11) The recipient agrees to expend grant funds solely and exclusively in compliance with FY 2004 ODP Homeland Security Grant Program guidelines which can be found at: <http://www.ojp.usdoj.gov/docs/fy04hsgp.pdf>

12) The recipient agrees not to do business with any entity that has been suspended or debarred from receiving federal funds.

As the duly authorized representative of Cloud County, I hereby certify that the recipient will comply with the above special conditions.

Gary E. Fraser
Printed Name

Betty L. Musick
Witness

County Commission Chairman

County Clerk

12-27-04
Date

12-17-04
Date

Gary E. Fraser
Signature

Betty L. Musick
Signature

The Board recessed at noon and reconvened at 1:00 p.m.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Abatements were allowed on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Escaped tax #2004-73 was an escaped intangible tax.

Abatement #2004-74 was allowed Edward & Eldon Koerber, Colfax Township, in the amount of \$25.24 by reason of penalty reduced upon rendition being signed.

Abatement #2004-75 was allowed Billy J. Michel, Jamestown City, in the amount of \$2.72 by reason of 1962 Chev. PU tagged 12M.

Abatement #2004-76 was allowed Joe Reedy Enterprises, Lawrence Township, in the amount of \$24.00 by reason of 1985 Chev. PU sold spring of 2003.

Abatement #2004-77 was allowed Richard Teasley, Summit Township, in the amount of \$11.58 by reason of 1969 Dodge truck tagged antique.

Abatement #2004-78 was allowed Aaron Luecke, Aurora Township, in the amount of \$20.56 by reason of 1968 boat, motor and trailer solid out of county.

Notice was sent to the Lincoln and Sibley Township boards that TJs, dba Uncle Gib's Barn, and Walthers Oil Company, dba Concordia Shell Travel Plaza, have applied for cereal malt beverage permits.

On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the following encumbrances were approved:

District Court	\$10,000.00
Emergency Preparedness	\$ 1,500.00
Treasurer	\$ 4,500.00

The session was adjourned at 1:40 p.m. until Thursday December 30, 2004, when the Board will meet in the annual wrap-up session.

COMMISSIONERS' PROCEEDINGS
CLOUD COUNTY, KANSAS
DECEMBER 30, 2004
UNOFFICIAL PROCEEDINGS

Adjourned session of the December meetings of the Cloud County Board of Commissioners was called to order at 9:00 a.m. on December 30, 2004, in the Commissioners' room at the Courthouse with Chairman Gary E. Fraser, Members Richard Chartier and Roger C. Nelson, and County Clerk Betty Musick present.

County staff attending were: Sheriff Larry Bergstrom; Undersheriff Donnie Kearn.

Others attending were: none.

Expense checks were signed by Chairman Fraser.

Minutes of the previous meeting were approved as written on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Abatements #79-85 were allowed in the total amount of \$97.96 on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Cereal malt beverage licenses were issued to MHR LLC, dba The Rock Quarry and to TJ LLC, dba Uncle Gib's Barn on recommendation by the Lincoln Township board and on motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote.

Two vouchers held over from Monday were discussed and approved.

The Sheriff's request for encumbered fund in the amount of \$43,438.00 was approved on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Resolution #04-40, designating The Blade-Empire as the official county newspaper was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

Resolution #04-41, designating the county depositories for county officials, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

On motion by Commissioner Nelson, second by Commissioner Chartier, unanimous vote, the Board approved a \$2,500 annual wage increase for Appraiser Barry Porter, making his annual salary \$30,500. Porter's salary has remained the same since he was first hired in 1996.

Sheriff Larry Bergstrom and Undersheriff Donnie Kearn reported a new part-time hire for corrections.

The Board visited with Concordia City Manager Larry Paine regarding enhanced 911.

On motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote, the Board increased the salary of Health Administrator Billie Payne to \$37,050.00 annually.

Resolution #04-42, cancelling county check #008926, was adopted on motion by Commissioner Chartier, second by Commissioner Nelson, unanimous vote.

The meeting was adjourned at 10:50 a.m.