

LYON COUNTY COMMISSION MINUTES
JULY 14, 2011

The Board of Lyon County Commissioners met in Action Session at 8:00 a.m. in the Commission Chambers with the following people in attendance:

Scott Briggs, Chairman	Rollie Martin, Vice Chairman
Teresa Walters, Commissioner	Tammy Vopat, County Clerk
Marc Goodman, County Counselor	Dan Slater, County Controller

Others attending part of the meeting were:

Brandy Nance, Gazette Reporter	Kay Calvert, League of Women Voters
Saffie Bettis, resident	Michael Halleran, Asst. Co. Counselor
Bob Miller, Olpe Fire Dept.	Robert Novak, County Attorney's Office
Chip Woods, County Engineer	Sam Seeley, Zoning
Chuck Samples, KVOE	

Call to Order

Motion: To Approve the Agenda as amended. Briggs/Walters 3-0

Motion: To Approve the Consent Agenda as follows: Walters/Martin 3-0

- a) Warrants Payable 7-15-2011 in the amount of \$207,342.69.
- b) Minutes of the 7-7-2011 meeting.
- c) Approve the quote from CHEM-TROL of Wichita, Kansas for 180 gallons of Pathway in 2-1/1 gallon containers for \$5,760.00 to be paid from the Road & Bridge Fund 011-00-8330.
- d) Approve the purchase of an H-1020 Semi-Automatic Stretch Wrap machine and on H-1071 Ramp in the amount of \$6,692.00 to be paid from Fund 017-00-9043. (Editorial note: Both will be used when securing pallets of E-waste prior to shipment.)

Reports

Commissioner Walters:

- Thursday afternoon I attended the reception for Captain and Clark, the team from Rand McNally who were here as Emporia is in the running to be designated Most Patriotic City.
- Monday was the Flint Hills Technical College Board of Trustees meeting.
- The Public Transportation Task Force met briefly Tuesday. I reported their progress at the Joint City/County meeting yesterday.
- The Search Committee for the CEO position at the Flint Hills Community Health Center has identified their finalists and are hosting them in Emporia this week. I hope to join them for lunch today and tomorrow to meet these individuals. The Committee hopes to make a recommendation to the Board next week.

- I will be leaving Saturday morning for Washington, D.C. to attend the National Drug Court Training Conference, and will return next Thursday so I will miss the meeting next week.
- Americus Township Library is having an event Saturday from 9-12 and 1-5 to celebrate their re-opening following the fire that caused them to be closed for several weeks.

Commissioner Briggs:

- I will attend the RDA tomorrow morning.
- The Friends of 4-H picnic coming up on July 21st at 6:30 p.m.
- Discussing holding only an Action Session next week. No Study Session.
- Receiving a lot of calls regarding the FEMA Grant for Fanestil Meats. People need to be patient as we work through this process.

Commissioner Martin:

- I attended part of the Olpe Down Home celebration last Saturday and enjoyed hearing from different community members. Thanks to the Sheriff's Department and Road & Bridge for their help.
- There will be a Fair Grounds Improvement Committee meeting on Wednesday evening on July 20th.
- I will be attending the Friends of 4-H picnic on Thursday, July 21st at the Anderson Building.
- I attended the joint city/county meeting yesterday and gave a progress report on the fair grounds.
- Receiving calls regarding the FEMA Grant.

Marc Goodman:

- Attended the joint city/county luncheon yesterday.
- I will be attending the RDA meeting tomorrow.
- Christina Divine trial has been continued until October.
- Interviewing for attorney positions this week.

Dan Slater:

- All budgets are in and the numbers are submitted to commission.
- DOE grant final reports have been filed.

Tammy Vopat:

- Attended the Joint City/County Luncheon on Wednesday.
- Sending part of my election staff to training today.
- The state abstract has been completed and accepted the abstract as submitted.

Motion: To Adopt Resolution 14-11. A Resolution Transferring Funds from Fund 50, a Bond and Interest Fund, to Fund 10, the General Fund.

Briggs/Martin 3-0

Discussion of contracts for Bowyer Community Building project.

Marc Goodman: Contracts approved as to form and content.

Motion: To Approve Commission Vice Chairman to sign contracts between APAC-Kansas, Inc., Shears Division and Lyon County, Kansas in the amount of \$358,664.74. Briggs/Walters 3-0

Motion: To Approve Commission Vice Chairman to sign contracts between Scheller's Inc. and Lyon County, Kansas for landscaping in the amount of \$59,500.00. Briggs/Walters 3-0

Motion: To Approve Commission Vice Chairman to sign contracts between Davin Electric Inc. and Lyon County, Kansas for electrical work in the amount of \$29,840.00. Briggs/Walters 3-0

Motion: To move to Legal Executive Session with Commissioners, Marc Goodman, Michael Halleran and Dan Slater, to return at 8:55 a.m. Briggs/Walters 3-0

Meeting reconvened at 8:55 a.m.

Rick Frevert, Emergency Management & Bob Miller, Olpe Fire Chief: Discussion of a FEMA Grant to replace pagers for the fire districts and upgrade of radios. There is a 5% match on the project. 145 pagers needed for a 2 phase project, repeaters are in the second phase. The county total share would be \$4350.00.

Motion: To move to Legal Executive Session with Commissioners, Marc Goodman and Dan Slater, to return at 9:20 a.m. Briggs/Walters 3-0
Meeting reconvened at 9:20 a.m. with information.

Motion: To Amend the Agenda to include discussion regarding the FEMA Grant and Fanestil Meats. Martin/Walters 3-0

Commissioner Martin: There is a lot of misinformation in the community and after much discussion, I would like to move forward by instructing staff to prepare an appeal for FEMA.

Commissioner Briggs: I am in agreement, an appeal may give parties time to come together to make a decision to move forward.

Marc Goodman: After further discussion it is my direction to move forward with the appeal to FEMA.

Motion: To Authorize the preparation of an Appeal to applicant, State of Kansas, on project #FEMA-DR 1711-KS, Project #0011. Martin/Walters 3-0

Further discussion: Commissioner Walters: Our concern was aiding in making this a win-win situation. This is a good faith effort on the county to move forward with this project.

Commissioner Briggs: In many meetings with Mr. Smoots, we were very cautious in making the right decision, it is still our intent. We will continue to be cautious.

Commissioner Martin: We acted in good faith and this appeal will give us time for everyone involved to make concrete commitments to this grant and to Fanestil Meats.

Break

Public Comment: no one present.

Motion: To move to Legal Executive Session with Commissioners, Chip Woods, Marc Goodman and Dan Slater, to return at 10:00 a.m. Briggs/Walters 3-0
Meeting reconvened at 10:00 a.m.

Discussion of Corporate Challenge and Lyon County participation.

Motion: To Approve paying the Corporate Challenge entry fee of \$125.00 from Fund 010-58-7663.

Motion: To Approve using Foulston Siefkin, LLP for professional services.
Walters/Briggs 3-0

Motion: To move to NEP Executive Session with Commissioners and Marc Goodman to return at 10:20 a.m. Briggs/Walters 3-0
Meeting reconvened at 10:17 a.m.

Motion: To move to Legal Executive Session with Commissioners and Michael Halleran to return at 10:50 a.m. Briggs/Walters 3-0
Meeting reconvened at 10:50 a.m.

Motion: To move to NEP Executive Session with Michael Halleran and Vici Reynolds, to return at 11:05 a.m. Briggs/Walters 3-0
Meeting reconvened at 11:05 a.m.

Motion: To move to Legal Executive Session with Commissioners and Michael Halleran, to return at 11:15 a.m. Briggs/Walters 3-0
Meeting reconvened at 11:15 a.m. with information.

July 14, 2011

Motion: To move to Legal Executive Session with Commissioners and Marc Goodman, to return at 11:30 a.m. Briggs/Walters 3-0
Meeting reconvened at 11:30 a.m.

Motion: To Adjourn. Briggs/Walters 3-0

There being no further business before the Board, the next Action Session will take place on July 21, 2011. No Study Session scheduled for July 20, 2011.

Attest:

Affirm:

Tammy Vopat
Lyon County Clerk

Scott Briggs, Chairman
Lyon County Commission