

LYON COUNTY COMMISSION MINUTES
JANUARY 27, 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	Chuck Samples, KVOE
Laurie Schmidt & Tyler Schmidt, Schmidt Custom Cabinetry, LLC	
Samuel Seeley, Zoning	Bruce Boettcher, BG Consulting
Jerry Templemeyer, Olpe resident	Jeff Cope, Sheriff
Brian Anstey, Sheriff's Dept.	

Call to Order

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

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

- a) Warrants Payable 1-28-11 in the amount of \$747,470.85.
- b) Minutes of the 1-20-11 meeting.
- c) Approve Payroll Addition for 1-21-11 in the amount of \$572.05.
- d) Approve the proposal from Central Kansas Engineering Consultants, LLC for the 2011 Lyon County/City of Emporia Bridge Inspection for an estimated \$23,491.00 to be paid from Special Bridge Fund 033-00-7601.
- e) Approve sending Safety Supervisor Matt Collins to the Workplace, Jobsite & Equipment Safety Seminar on February 24, 2011 in Manhattan, KS., and pay the \$65.00 registration and related travel expenses from the Road & Bridge Fund 011-00-7420.
- f) Approve County Attorney's Office to purchase equipment for Sheriff's Office in the amount not to exceed \$3,500.00 to be paid from Fund 86.
- g) Reaffirm the Elevator Contract with Interstate Elevator Company for maintenance in the amount of \$21,150.72, to be paid from Fund 010-70-7661.
- h) Approve the Sheriff's Office purchasing training equipment up to \$1,500.00, to be paid from Law Enforcement Drug Forfeiture Fund 84.

Reports

Commissioner Walters:

- I attended the Eggs & Issues Saturday morning featuring our 3 state legislators. This is the first in the series. The next one, also with the state legislators, is Saturday, February 19th.
- I attended the Flint Hills Community Health Center Board meeting Tuesday. They have planned a strategic planning session for a day and a half in March, are considering adopting a policy for their dental clinic to deal with no shows and failure to pay, and shared that they want to have set appointment times available from 4-9 pm, using their service expansion grant. This would allow them to increase new clients and encounters but not be in competition with acute care offered by Newman Hospital.
- I responded to a local business owner regarding the tax abatement for the business in Olpe.
- We have set a date for the first meeting of our Public Transportation Task Force. It will be here Thursday, February 8, from 4-5 pm.

Commissioners Briggs:

- Received calls on pending tax abatement issue.
- Would like to welcome all local teams and communities to the Lyon County League Tournament.

Commissioner Martin:

- Attended the Council on Aging meeting, the RSVP office is seeking more applicants for the Senior Patrol.
- February 16th is Older Kansan's Day which will be held in Topeka.
- I will be attending the JEDAC meeting next Tuesday.
- Plan to attend the District Conservation meeting on February 7th.
- Reviewed contracts with Mayor Kessler.
- Received calls on pending tax abatement issue.
- Condolences to the Gene Steffes family. He will be missed and I appreciate his work and enjoyed him for who he was.

Marc Goodman:

- Will attend JEDAC meeting on Tuesday.

Dan Slater:

- Working with the auditors this week.
- Sales tax numbers are in at an average level.
- Talked with Chip Woods regarding the recycling trailer.

Tammy Vopat:

- Deputy Linebarger and I processed approximately 25-30 homestead filings at Horizon Plaza yesterday.
- With 12 people filing for Emporia City Commission, there will be a primary election on March 1st. 9 candidates from the primary will move on to the general election in April.

Motion: To Approve the Annual Report for Fremont Township.

Briggs/Walters 3-0

Motion: To Approve the Annual Report for Waterloo Township.

Martin/Walters 3-0

Motion: To Approve the Annual Report for Elmendaro Township.

Martin/Walters 3-0

Motion: To Approve the Annual Report for Emporia Township.

Martin/Walters 3-0

Motion: To Approve the Annual Report for Reading Township.

Martin/Walters 3-0

Motion: To Approve the Annual Report for Jackson Township.

Martin/Walters 3-0

Motion: To Approve the Annual Report for Center Township.

Martin/Walters 3-0

Motion: To Approve Contract with Smiths Detection for Preventative Maintenance and Radiation inspection for X-Ray Equipment to include parts and repairs to be paid from Fund 10-70.

Briggs/Walters 3-0

Motion: To Approve purchasing 2 (two) PC BD 24PT boards for the jail from Simplex Grinnell LP, not to exceed \$2,000.00, to be paid from Fund 010-70-7646-20.

Walters/Martin 3-0

Motion: To Adopt Resolution 5-11, a Resolution Granting a Special Use in a certain area of Lyon County to allow for an Agriculture Special Use “Manufactured Home”, not to exceed 2 (two) years, with conditions, and amending the County Zoning Map as Adopted by Resolution 9-03, as amended, of Lyon County Kansas, to conform with said Special Use. Walters/Martin 2-1

Condition 1: This permit shall be renewed annually with the Lyon County Zoning Office.

Condition 2: The Manufactured Home must be removed when the permanent home is occupied.

Discussion: Commissioner Briggs noted the Zoning Board voted unanimously to approve this application.

Opposing vote by Commissioner Briggs was to reflect that conditions were not originally met.

Motion: To move to Executive Session, Legal, with Commissioners, Marc Goodman and Dan Slater, to return at 8: 50 a.m. Briggs/Martin 3-0
Meeting reconvened at 8:50 a.m. with information.

Motion: To move to Executive Session, NEP with Commissioners, Marc Goodman, Dan Slater and Robert Sullivan, to return at 9:10 a.m. Briggs/Walters 3-0
Meeting reconvened at 9:10 a.m.

Motion: To move to Executive Session, NEP, with Commissioners, Dan Slater and Marc Goodman, to return at 9:30 a.m. Briggs/Walters 3-0
Meeting reconvened at 9:30 a.m.

Break

Public Comment: no one present to comment.

Discussion: regarding the tax abatement for Schmidt Custom Cabinetry, LLC. Laurie Schmidt presented an overview of their company. Marc Goodman discussed conflict with Lyon County and the RDA policy.

Motion: To Adopt Resolution 6-11, a Resolution determining the intent of Lyon County, Kansas to grant an abatement of property taxes for the benefit of Schmidt Cabinetry, LLC. Martin/Walters 3-0

Motion: To move to Executive Session, Legal, with Commissioners, Marc Goodman, Jeff Cope and Brian Anstey, to return at 10:40 a.m. Briggs/Walters 3-0

Meeting reconvened at 10:40 a.m.

January 27, 2011

Motion: To move to Executive Session, Legal, with Commissioners, Dan Slater, Michael Halleran and Sam Seeley, Marc Goodman and Bruce Boettcher, to return at 11:15 a.m. Briggs/Walters 3-0
Bruce Boettcher joined the executive session at 11:06 a.m.
Meeting reconvened at 11:15 a.m. with request for an extension until 11:45 a.m.
Meeting reconvened at 11:45 a.m.

Motion: To Adjourn. Briggs/Walters 3-0

There being no further business before the Board, the next Study Session will take place on February 2, 2011 and the next Action Session on February 3, 2011.

Attest:

Affirm:

Tammy Vopat
Lyon County Clerk

Scott Briggs, Chairman
Lyon County Commission