

LYON COUNTY COMMISSION MINUTES  
DECEMBER 22, 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  
Teresa Walters, Commissioner  
Marc Goodman, County Counselor

Rollie Martin, Vice Chairman  
Tammy Vopat, County Clerk  
Dan Slater, County Controller

Others attending the meeting:

Kay Calvert, LWV  
Trevor Rees, resident  
Tom Cotte, resident  
Belle Grimsley, resident  
Rhonda Gordon, Extension Office  
Liz Voorhees, resident  
Fran Richmond, Frontier Extension  
Mike Scheller, resident  
Carl Antes, resident  
Corinne Patterson, Extension Office  
Bob Driewer, NRH

Russ Morgan, Gazette Reporter  
Bob Davis, resident  
Brian Creager, Extension Office  
Myron VanGundy, resident  
Brian Rees, Extension Office  
Amy Jordan, Extension Office  
Gary Thompson, Frontier Extension  
Bob Agler, resident  
Chuck Samples, KVOE  
Kevin Wellnitz, resident

Call to Order

Pledge of Allegiance

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

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

- a) Minutes of the 12-15-2011 meeting.
- b) Lyon County Sheriff's Department's purchase of 4 push bumpers from Ka-Comm, Inc. in the amount of \$2,088.00 to be paid from Drug Forfeiture Fund 84-009-001.
- c) Lyon County Sheriff's Department's purchase of a K-9 vehicle tool box from Ka-Comm, Inc. in the amount of \$1,600.00 to be paid from Drug Forfeiture Fund 84-009-001.

Reports

Commissioner Briggs:

- No report.

Commissioner Walters:

- Attended FHTC graduation on Tuesday.
- Eggs and Issues sessions are being scheduled.
- I have had a lot of feedback on the Extension District issue.
- Wishing happy holidays to everyone. Safe travels.

Commissioner Martin:

- Last Thursday evening I attended the Fairground Improvement Committee meeting.
- I attended Council on Aging meeting last Monday at the annex.
- Later today I will meet with two Department Heads and Fair Board employees on Implementation of the Fairgrounds Management Plan.

Marc Goodman:

- I agree with Commissioner Walters that bloggers don't get facts before they blog.
- Devine trial has been moved to March.

Tammy Vopat:

- I just want to wish everyone a Merry Christmas, enjoy the holiday with your family and friends.

Dan Slater:

- Health Department has initiated a grant funded remodel for \$25,000.
- There will be a budget meeting next Thursday at 9:10 a.m.
- Need a resolution from the Commission next Thursday to transfer funds.
- Year end process is well underway.

**Motion:** To Approve Warrants Payable 12-23-2011 in the amount of \$261,118.14.  
Briggs/Walters 3-0

**Motion:** To Approve Payroll Withholdings Payable 12-23-2011 in the amount of \$280,775.25.  
Martin/Walters 3-0

**Motion:** To Approve Payroll Payable 12-23-2011 in the amount of \$272,816.32.  
Walters/Briggs 3-0

**Motion:** To Approve canceling Purchase Order #009124 dated 2-24-2010 to Burnap Bros., Inc. in the amount of \$2,485.00 for replacing two relief dampers. This was paid by the Lyon County Health Department.  
Briggs/Martin 3-0

**Motion:** To Adopt Resolution 22-11, a Resolution adopting a Sign Assessment-Management System for Lyon County as required by the 2009 Edition of the Manual on Uniform Traffic Control Devices (MUTCD). Walters/Martin 3-0

**Motion:** To Adopt Resolution 20-11, a Resolution providing a Grievance Procedure Under the Americans With Disabilities Act for Lyon County. Briggs/Martin 3-0

**Motion:** To Approve canceling Purchase Order #007322 dated 12-14-2009 to CMI, Inc. in the amount of \$623.00 for 2 PBT Intoxilyzer S-D5. The invoice was paid for on a separate purchase order. Martin/Briggs 3-0

**Motion:** To Approve canceling Purchase Order #007357 dated 12-15-2009 to Airgas-Mid South, Inc. in the amount of \$1,468.40 for 6 hazmat suits, fire and chemical resistant suits Required by OSHA. The suits were not ordered because the KBI obtained hazmat suits from the DEA which were then donated to local law enforcement agencies. Briggs/Walters 3-0

**Motion:** To approve canceling Purchase Order #007771 dated 12-30-2009 to PowerPlan in the amount of \$138.32 for parts for stock. The charges for the parts were offset with return of surplus parts. Briggs/Martin 3-0

**Motion:** To approve canceling encumbrance for the Buxton Study in the amount of \$10,000.00 dated November, 2007. Briggs/Walters 3-0

**Motion:** To approve appointing Michael Lane to the Newman Regional Hospital Board of Trustees, a 4 year term to expire 12-31-2015. Briggs/Walters 3-0

**Motion:** To Approve appointing Cy Anderson to the Newman Regional Hospital Board of Trustees, a 1 year term to expire 12-31-2012, replacing Tim Duncan. Briggs/Walters 3-0

**Motion:** To Approve appointing Art Palafox to the Newman Regional Hospital Board of Trustees for a 4 year term to expire 12-31-2015. Replacing Don Bailey. Briggs/Walters 3-0

**Motion:** To Approve appointing Nancy Wells to the Newman Regional Hospital Board of Trustees for a 4 year term to expire 12-31-2015. Replacing Mary Mingenback. Walters/Martin 3-0

Commission thanked those who have served on the board.

**Motion:** To Approve appointing Jason Birk, Larry Browning, Gene Jackson, Raymond Morris, Chris Phillips, Ken Duft, Devlon Moore, Larry Milroy and Aaron Conrade to the Lyon County Fair Board for a 3 year term to expire 12-31-2014.  
Briggs/Martin 3-0

**Motion:** To Approve appointing, Heather Finney, Phil Mott and Michael Langley to the Lyon County Planning/Appeals Board for a 3 year term to expire 12-31-2014.  
Martin/Walters 3-0

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

Meeting reconvened at 9:30 a.m.

Break

Public Comment: Bob Davis asked about the consolidation of 3 counties, if further consolidation happens, will that result in a consolidation of all offices also? Brian Creager and Brian Rees discussed the previous consolidation of other counties and their track record. Marc Goodman clarified no main office would be established replacing each office in the counties.

Public Hearing for Extension District: Discussion of services, county valuation and sharing of services, along with taxpayers funding the district. Commissioner Briggs introduced Gary and Fran, Frontier Extension District. Bob Agler asked how the board is elected. Commissioner Briggs discussed concerns from taxpayers on the rush of pushing this through. The taxing authority is a scare to the taxpayer when they are not educated on the subject. Time constraints of joining the district were explained. The join would take place July 1, 2010. Commissioner Walters talked about the fit with Frontier Extension. Kevin Wellnitz indicated the taxing authority does not scare him. Myron VanGundy would like to see more time spent on making the decision. Amy Jordan talked about changes and demands on each agent, looking at the successes of other agents. Commissioner Martin talked about the timing, advantages and disadvantages of joining the district with the focus on trust and indicated he supported joining the Frontier District. Commissioner Walters showed support in trusting the board members to make the right decisions. She explained the petition process during the legal publication limits to establish a district. Commissioner Briggs also showed his support of the continued hard work of the extension agents.

**Motion:** To Adopt Resolution 21-11, a Resolution to Approve Proposed Extension District in combining Frontier Extension District with Lyon County Extension.  
Martin/Walters

Discussion: Commissioner Martin added to his comments in what the extension services represent. Marc Goodman asked for an executive session.

**Motion:** To move to Legal Executive Session with Commissioners and Marc Goodman, to return at 11:15 a.m. Martin/Walters 3-0  
Meeting reconvened at 11:05 a.m. with information.

**Motion:** To table Extension District Proposal until January 5, 2012. Martin/Briggs 3-0

Marc Goodman: counsel noticed an inconsistency and advised to table issue for 2 weeks.

Commissioner Martin noted they had not seen the operational agreement for review by commission and counsel.

Commissioner Briggs thanked everyone for their interest and input in this process, this will be addressed at 10:00 a.m. during the January 5, 2012 Commission meeting.

**Motion:** To move to Legal Executive Session with Commissioners, Marc Goodman, Michael Halleran and Dan Slater, to return at 11:45 a.m. Briggs/Walters 3-0  
Meeting reconvened at 11:45 a.m.

**Motion:** To Adjourn. Briggs/Martin 3-0

There being no further business before the Board, the next Study Session will take place on December 28, 2011 and the next Action Session on December 29, 2011.

Attest:

Affirm:

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Tammy Vopat  
Lyon County Clerk

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Scott Briggs, Chairman  
Lyon County Commission