

LYON COUNTY COMMISSION MINUTES  
FEBRUARY 24, 2011

The Board of Lyon County Commissioners met in Action Session 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 part of the meeting were:

Brandy Nance, Gazette Reporter  
Sam Seeley, Zoning  
Bob Davis, resident  
Dan Foltz, KBS Constructors, Inc.  
Rob Cunningham, KBS Constructors, Inc.  
Michael Halleran, Asst. Co. Counselor

Rob Gilligan, Gazette Reporter  
Chris Phillips, Lyon Co. Fair Board  
Greg Gasche, Lyon Co. Fair Board  
Chuck Samples, KVOE  
Dustin Oaks, CKM Engineering  
Hector Girardin, CKM Engineering

Call to Order

**Motion:** To Approve the Agenda as amended.

Walters/Martin3-0

**Motion:** To Approve the Consent Agenda as follows:

Martin/Walters 3-0

- a) Warrants Payable 2-25-11 in the amount of \$206,180.36.
- b) Approve Bridge 931-5-520.0 as the alternate bridge for listing on the National Register for Project 08-SQ.
- c) Approve sending Jim Brull to the Project Planning & Management Seminar on March 15, 2011, in Salina, KS and pay the \$65.00 registration and related travel expenses from the Road & Bridge Fund 011-00-7420.
- d) Approve the low bid for twenty-four (24) Michelin XGLA2-1400R24 motor grater tires from Express Tire for \$790.00 each for a total amount of \$18,960.00 to be paid from the Road & Bridge Fund 011-00-8431.
- e) Approve the Lyon County Attorney's Office purchase of American flags for deceased veterans for Memorial Day in an amount not to exceed \$5,000.00, to be paid from Fund 86.
- f) Approve the Lyon County District Court to purchase a desk for Court Services in the amount of \$1,016.24 to be paid from Fund 17.

## Reports

### Commissioner Walters:

- Friday I attended the classroom training which helped provide background for the upcoming EOC exercise next week.
- Saturday I attended Eggs & Issues.
- Tuesday I attended the FHCHC Board Meeting. There was no quorum, so information only was shared. One important report from Liz regarded the fact that several of their Federal grants are set to be cut which would impact their ability to provide services to the level at which the community has come to expect.
- Also on Tuesday, the first meeting of the Public Transportation Task Force was held. We reached consensus on goals and discussed how and where to get additional information to work on begin developing a plan to address the needs in Emporia and Lyon County.
- I will be attending Drug Court Graduation today at 3:00 p.m.
- The collaborative health task force is on hold temporarily until Marc can meet with Liz Conrade, Bill Persinger, and Bob Driewer; they had asked that he research whether or not it would be feasible for their agencies to develop a collaborative agreement for certain common tasks related to their work.

### Commissioner Briggs:

- Attended the RDA meeting Friday morning. The next meeting will be a four hour planning meeting.
- Attended the Newman Regional Health Appreciation Program last Thursday.
- Attended the EOC training on Friday.
- Trevor Rees has submitted his resignation as Emporia Township Treasurer. Thank you to Trevor for his years of service.

### Commissioner Martin:

- Monday I will attend the Senior Council on Aging meeting.
- There will be a JEDAC meeting on Tuesday.
- Wednesday evening is the Lyon County Extension Board meeting which I plan to attend.
- Vernon McKinzie informed the Commission that Chip Woods was recognized and awarded the Silver Beaver award for his service with the Boy Scouts of America. This is a very high honor and I congratulate Chip for his work.

### Marc Goodman:

- Attended the RDA meeting on Friday.
- JEDAC meeting is on Tuesday.

### Dan Slater:

- Work Comp audit this afternoon.
- Busy week coming up with EOC training along with month end and elections.
- Road & Bridge has purchased a laptop computer to meet KDOT requirements for the new bridges.

Tammy Vopat:

- I will be teaching election school to the election workers tomorrow.
- Advanced voting ends at noon on Monday.
- Attended the Midwest Disaster 2.0 Social Media Workshop in Kansas City on Tuesday. This was a very informative workshop that offered numerous options for networking with online and offline social media.

**Motion:** To Approve the minutes of the 2-17-11 meeting. Martin/Walters 3-0

**Motion:** To Approve cancelling Purchase Order #999056 dated 12-31-08 to Kansas Department of Transportation Chief of Fiscal Services in the amount of \$40,000.00. There will be no more charges on Project 04-EP. Briggs/Walters 3-0

**Motion:** To Approve County Attorney's Office request for funds for Crime Stoppers in the amount of \$10,000.00, to be paid from Fund 86, Diversion Fund. Martin/Walters 2-0

Commissioner Briggs abstained from the vote due to his involvement with Crime Stoppers.

**Motion:** To Approve County Attorney's Office request for funds to Crime Victim's Rights Week Dinner up to \$2,500.00, to be paid from Fund 86, Diversion Fund. Briggs/Walters 3-0

Commission thanked Vicky Lyon for her dedication and service to the individuals of crime victims.

**Motion:** To move to Executive Session, proprietary with Commissioners, Marc Goodman, Michael Halleran and Dan Slater, to return at 9:00 a.m. Briggs/Walters 3-0

Meeting reconvened at 9:00 a.m.

**Motion:** To move to Executive Session, Legal with Commissioners, Marc Goodman, Michael Halleran, Dan Slater and Sam Seeley, to return at 9:20 a.m. Briggs/Walters 3-0

Meeting reconvened at 9:20 a.m. with request for an extension until 9:30 a.m.

Meeting reconvened at 9:30 a.m.

Break

Public Comment: no comment.

**Motion:** To move to Executive Session, NEP with Commissioners, to return at 9:55 a.m. Briggs/Walters 3-0

Meeting reconvened at 9:55 a.m.

Dan Foltz & Rob Cunningham-KBS Construction, Inc.: Mr. Foltz gave background on his business based in Topeka, Kansas. Discussion of the construction manager contract for the Bowyer Community Building Project. Commissioners asked several questions of Mr. Foltz and Mr. Cunningham regarding the site preparation and bidding of services. Marc Goodman asked questions regarding contracting with vendors.

Commissioner Martin: asked for a verbal commitment in order to proceed with the scope plan.

Marc Goodman: Specialized services are not required to be offered for bid. Defer to Asst. Counselor due to his involvement in details of the contract.

**Motion:** To move to Executive Session, NEP with Commissioners and Betty Rust, to return at 10:45 a.m. Briggs/Walters 3-0

Meeting reconvened at 10:45 a.m.

**Motion:** To Approve signing contract with KBS Constructors, Inc. as Construction Manager for the Bowyer Community Building Site Package.

Martin/Walters 3-0

**Motion:** To move to Executive Session, NEP with Commissioners and Vici Reynolds, to return at 11:15 a.m. Briggs/Walters 3-0

Meeting reconvened at 11:15 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 March 2, 2011 and the next Action Session on March 3, 2011.

Attest:

Affirm:

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Tammy Vopat  
Lyon County Clerk

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Scott Briggs, Chairman  
Lyon County Commission