

COMMISSION MINUTES – MONDAY, JULY 28, 2008

At 8:30 A.M., all members of the Pottawatomie County Commission met for a regular session in the County Commission Room. Present were Corwin Seamans, chairman; Stan Hartwich, vice chairman; and Tom Doperalski, member.

Stan Hartwich moved and Corwin Seamans seconded to adopt the agenda for today's meeting. Motion carried 3 to 0.

Stan Hartwich moved and Tom Doperalski seconded to approve the minutes from July 21, 2008. Motion carried 3 to 0.

Gary Conklin and John Watt met with the Commissioners to update them on projects in the County Counselor's department.

Board reviewed and Chairman signed tax roll corrections. (Attachment #1)

The Commissioners discussed a request from Community Health Ministry to utilize some of the space where the Wamego Ambulance station is located. Tom Doperalski moved and Stan Hartwich seconded to allow Community Health Ministry of Wamego to use some of the space in the County Building where the Wamego Ambulance is stationed. They need the space for storage of furniture to be donated to them. This will be available to Community Health Ministry on a temporary basis through December 31, 2008. Motion carried 3 to 0.

Stan Hartwich stated he would like to go on record as supporting the current zoning standards in place regarding building sites and encouraged the other Commissioners to do the same.

Upon review of information received from North Central-Flint Hills Area Agency on Aging, Inc, regarding wage supplement rates for site managers and cooks at senior centers. Tom Doperalski moved to sign the wage supplement verification statement with NC-FH Area Agency on Aging to maintain the County's current salary supplement for site managers at \$2.20/hour; head cooks at \$2.50/hour; and assistant cooks at \$2.20/hour. Stan Hartwich seconded the motion which carried 3 to 0. Chairman signed the wage supplement verification statement. (Attachment #2)

After reviewing the agreement, Tom Doperalski moved and Stan Hartwich seconded to instruct Robert Reece, administrator to send the Development Agreement as proposed to Brian Martinie of Konza Developers, LLC for lots in Sunset Ridge Unit 2. Martinie is undertaking design and construction of sewer, street, and water improvements to certain lots in Sunset Ridge 2. Motion carried 3 to 0.

Lois Schlegel, county appraiser, met with the Commissioners to update them on activities in that department. Housing sales for June of 2008 were at the same level as 2007.

Chris Trudo, Emergency Management director, and Bruce Brazzle, assistant Emergency Management director, met with the Commissioners to update them on that department. The agenda for his update was:

- Ice storm status
- Tornado sirens
- Emergency Operations Center grant
- County Mitigation Plan
- CY 2008 EMGT grant awards
- 21 County Emergency Operations Plan Project
- EMGT office priorities/activities

Bruce Brazzle updated the Commission on priorities and activities regarding the accident with Fire District #5 after the Stampede, fire at Auburn Dr, fire outside of St. Marys (personnel issues), test tornado sirens, AAR on fire on Auburn Dr, meeting with FR10 board about building, meeting with Sheriff, FR02, and meeting with FR06 chief regarding a rescue boat.

Trudo stated the test for placing a fire hydrant at the intersection of Onaga and Hartwich roads indicated there is not enough water pressure. Stan Hartwich stated he wanted them to investigate the situation further as he feels there should be enough pressure for placement of the hydrant at that site.

Leslie Campbell, health director, met with the Commissioners to update them on activities in her department. She also reviewed with them her 6 month expense and revenue report. She gave them an update on projects and grants for her department. Leslie reported on clinics they hold throughout the County. The Commission asked what areas of the County attend the clinics. Leslie stated St. Marys residents utilize the Health

Department clinics the most. She will check on zip codes to develop statistics to track what areas utilize the Health Department services.

Representatives from Pawnee Mental Health, 3 Rivers, Special Services Coop of Wamego, County Health Department, and County Coordinator for the Aging met with the Commissioners to discuss medical transportation needs for individuals in the County. Robbin Cole with Pawnee Mental Health stated they have viewed 3 Rivers and Community Health Ministries facilities in Wamego to determine the possibility of space to be used by a case manager and therapist. She stated a therapist does background and diagnosis. The case manager puts together a treatment plan. Cole stated there is a sliding fee scale for their services. Mike Bilderback with Special Services Coop of Wamego stated he will be getting information regarding federal grants available for transportation. This would be for those that either don't have a vehicle or can't afford the gas. Ruth Ensley, Coordinator for the Aging stated the County has 2 buses that run 5 days a week. There is also a 3rd bus to be used as a spare when needed or for special trips. The spare is being used now while one of the others is being repaired. Cole stated she had received information of mileage reimbursement available for individuals with a Medicaid Card. The reimbursement is 22 cents per mile. It is for individuals who have a car, but can't buy gas. Another transportation option for Medicaid Card holders is GNB Enterprises with Bell Taxi. They will pick the individual up and bill Medicaid. Ruth Ensley stated Riley County issues vouchers for taxi service. The group will meet with the Commissioners again on August 25th at 10:30 to continue the discussion and possible solutions to meet these needs.

At 11:53, Tom Doperalski moved and Stan Hartwich seconded to go into executive session to discuss non-elected personnel. Session to be up until 12:20. Present for the session will be Chris Trudo, Bruce Brazzle, John Watt, and Robert Reece. Motion carried 3 to 0. Regular session resumed at which time Tom Doperalski moved and Stan Hartwich seconded to go back into executive session for 15 more minutes. Motion carried 3 to 0. Regular meeting resumed with no action as a result of the session.

Diane Novak, chairperson of the WAM/SAG/MAN Trail met with the Commissioners to discuss right-of-way for the project. Also present were: Mary Maurer, C.L. Maurer, David Karnowski, Leu Lowrey, Larry Roberts, James B. Karr, Eric Taylor, Julie Roller, Gary Conklin, John Watt, Dustin Trego, Steve Kimble, Leslie Campbell, and John Keller. C.L. Maurer with

Landplan Engineering stated there is concern over ownership of abandoned KDOT right of way. So far no documents have been found showing ownership or legal descriptions. Steve Kimble, Pottawatomie County Abstractor, stated he does not have enough information to determine a legal description stating who the owner of the right of way is. John Watt, assistant county counselor stated a quiet title action against the railroad would be complicated and expensive. The County does not know exactly where the right of way is. Leu Lowrey, public works director, stated right of way would have had to have been purchased in 1929. Kimble stated there's no documentation stating what the county road is now. Tom Doperalski stated the area should be surveyed and then determine the County's right of way. The Trail committee could determine if they can build their trail in that area. If they can't, the County can pursue easement or whatever they need from whomever. James Karr, a resident on Military Trail Road, expressed concerns of land erosion, drainage, and access to his property if construction of the trail cuts into his land. The Commission stated the County Counselor should contact the railroad to attempt to resolve the issue as to location of right of way and ownership. Leu Lowrey will research the cost of having the survey done. Larry Roberts, resident on Military Trail Road, stated if property is abandoned, traditionally it goes to the adjacent landowner. He added there will be other landowners along Military Trail Road that will protest the construction of the trail. Novak stated the Trail committee is applying for a Recreational Trails Program (RTP) grant through Kansas Department of Wildlife and Parks. She stated the most awarded for such a grant was \$200,000. The grant is an 80/20 match. The Trail committee must fund 100% of the project and the KDWP would reimburse up to 80% of the approved total cost. In reading the grant application, Corwin Seamans stated a requirement on the application letter is for the project to be included in the project sponsor's five-year master plan. Julie Roller with Pottawatomie County Economic Development stated they may be able to use Economic Development's five-year plan. Tom Doperalski moved to authorize the Chairman to sign the Kansas Department of Wildlife and Parks grant application for the WAM/SAG/MAN Trail Committee. Stan Hartwich seconded the motion which carried 3 to 0.

Tom Doperalski moved and Stan Hartwich seconded to go into executive session at 2:43 until 3:30 to discuss non-elected personnel with Chris Trudo, Bruce Brazzle, and Robert Reece. Regular meeting resumed with no action taken as a result of the session.

Commissioners signed A/P printouts for July 28, 2008

Tom Doperalski left the meeting at 3:45.

Meeting was adjourned.

The Commissioners discussed in work session the 2009 budget with Robert Reece, administrator.

County Clerk

Chairman

Vice Chairman

Member