

## *Minutes of May 31, 2022*

The Board of County Commissioners met in regular session on Tuesday, May 31, 2022 at 9 a.m., Chairperson Kathrens, Commissioner Kelly and Commissioner Brenner were present. Deputy County Clerk Tara Peek recorded the minutes.

Mid States Materials representatives Rich Eckert, Cole Anderson and Chad Gerhardt joined the meeting to discuss their request for a special use permit to expand their rock quarry near Denison. County resident Mark Pruet, Appraiser Kate Immenschuh and County Counselor Lee Hendricks were also present. Rich stated that the first site has done very well and they are selling material fast. Chairperson Kathrens stated that the Board had concerns considering the amount of money the county has put into the haul route road. He added that the Hamm Quarry offers material to the county at a discounted rate. Rich explained that the pricing is effected by the amount of overburden or cover they have to work with to get to the rock. This particular site is much deeper than they had planned and it has been a major problem to work with. Commissioners Kelly and Brenner added that they would like additional rock for maintenance or something for the cost to rebuild the road to benefit heavy trucks. Rich explained that the production costs are driving the rates and this site is the quickest expansion they have done. Chairperson Kathrens stated that they would be more eager to do business if there was a price break and they will need to discuss further.

Appraiser Kate Immenschuh gave the Board information on the zoning regulations that prohibit living in a temporary structure and use of portable toilets. She also discussed the collection of insurance premiums for properties with fire damages and how to sell one with conditions of demolition.

County Counselor Lee Hendricks discussed the contract drafts for ambulance services and his recommendations for changes, noting overly concerning. Commissioner Kelly asked that he send the proposed revisions to each of the parties to be sure they are acceptable.

At 9:48 a.m. Commissioner Kelly made a motion to enter into executive session for attorney client privilege/contract negotiations with Lee Hendricks present and Commissioner Brenner seconded. Motion carried 3/0. Session reopened at 9:59 a.m. No action taken.

At 10:10 a.m. Commissioner Kelly made a motion to enter into executive session for attorney client privilege with Lee and Kate and Commissioner Brenner seconded. Motion carried 3/0. Session reopened at 10:23 a.m. No action taken.

Lee Hendricks gave an update on the camper left at the lake and that he had a notice published in the newspaper. He also discussed the interviewing process for the Community Corrections positions, its office remodel and a nuisance resolution he drafted.

Road and Bridge Superintendent Eric Fritz joined the meeting to discuss a pipe that caved in on a property owner's entrance on 238<sup>th</sup> Road. The collapse is beyond the county's ROW and he has marked that for review. The rain also caused another pipe failure at 150 Road between C and D Roads. Commissioner Kelly asked why there weren't any blades out on Friday and Eric explained that they were all on vacation. Commissioner Kelly asked that he take initiative to manage the workload and not allow so many employees off on one day leaving only one blade. Chairperson Kathrens added that the

department shows the least amount of respect to the Board and Commissioner Kelly agreed that they are disrespectful by not speaking to them. Eric stated that on his end this crew is the best team he has had, and he is not experiencing the same issues. He will relay the message to his employees that the Board would appreciate a team effort.

Commissioner Kelly made a motion to approve the new employee handbook and Commissioner Brenner seconded. Motion carried 3/0.

Left chambers to view the 238<sup>th</sup> road entrance pipe that failed.

Adjourned for lunch from noon to 1 p.m.

Friends of Banner Creek Reservoir members Deb and Barb Dillner joined the meeting for the opening of the bids for the community building. Holton Recorder reporter Ali Holcomb and Mark Pruett were also present. Bids for the community building were received as follows:

- Senne Construction \$863,240.00
- JM Custom Builders \$956,789.24
- Kearney and Son \$909,810.00
- AHRS \$600,597.00

No action taken. The Board stated that the bids were disappointing as the grant and in-kind match equal \$320,00.00 of available funding. The Board discussed ideas to cut the costs and will review with Banner Creek Reservoir Director Kurt Zibell next week.

County Clerk Kathy Mick discussed the 2023 budget with the Board. The Board expressed interest in adjusting the income to be more accurate for the Sheriff and Banner Lake departments rather than amending the budget later. They also reviewed the submitted budget requests for the Appraiser, ROD, Treasurer, District Court, County Clerk and Emergency Management departments. They all requested the same budget as last year along with salary increases for their staff.

Interim County Attorney Jeff Morrow joined the meeting to discuss the duties of his position and salary. He explained that the current salary is equivalent to other jobs available that are closer to his residence and have a lighter workload. The Board agreed to offer him the same salary as the former County Attorney and congratulated him on his promotion.

Commissioner Kelly made a motion to approve the May 16<sup>th</sup>, May 23<sup>rd</sup>, May 24<sup>th</sup> and May 25<sup>th</sup> minutes as written and Commissioner Brenner seconded. Motion carried 3/0.

Signed the following payroll change notices:

Department	Name	From	To	Reason	Date / /
Attorney	Shawna Miller	\$90,000.00 annual salary	\$	Resignation	06/01/2022
Attorney	Jeff Morrow	\$61,500.00 annual salary	\$90,000.00 annual salary	Promotion	06/01/2022
Custodial	Pat Richter	\$	\$18.85 per hour	Hired FT	06/06/2022

The meeting adjourned at 4:37 p.m. The next Commission meeting will be Monday, June 6, 2022 at 9:00 a.m.

Board of County Commissioners  
Jackson County, Kansas

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Ed Kathrens, 1<sup>st</sup> District

Attest:

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Dan Brenner, 2<sup>nd</sup> District

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Kathy Mick  
Jackson County Clerk

\_\_\_\_\_  
Keith Kelly, 3<sup>rd</sup> District