

## **January 26, 2009**

The Board of Brown County Commissioners met in regular session with the following members present: Warren Ploeger, Steve Roberts and Keith Olsen. Also present was County Clerk Debbie Parker and Deputy County Clerk Marla Hathhorn. County Attorney Kevin Hill was present for a portion of the meeting. Warren Ploeger opened the meeting at 8:00 a.m.

### **EMINENT DOMAIN HEARING**

County Attorney Kevin Hill reported on the Eminent Domain hearing. Hill stated that the Commissioners can authorize payments to be paid at the end of January, with the payments going to the District Court. The Court will then contact the owners to appear for payment.

Motion by Steve Roberts to accept the Chris Hutton offer and to authorize payment of \$500.00 for the purchase option on the Hutton property. Seconded by Warren Ploeger. Motion carried.

Motion by Keith Olsen to accept the fair market sales price recommended by the Eminent Domain Appraisers. Seconded by Warren Ploeger. Motion carried.

### **REPRESENTATIVE STEVE LUKERT**

Kansas State Representative Steve Lukert reported on possible State Legislation. Lukert stated that he does not support across-the-board cuts.

### **BG CONSULTANTS**

Tom Bennett, BG Consultants, presented information on requesting federal stimulus money to overlay Old Highway 36, east of Hiawatha. The section of highway stretches through both District 1 and District 2.

Motion by Steve Roberts to have BG Consultants start the paperwork to request the stimulus money. Seconded by Keith Olsen. Motion carried.

### **CHRIS GARTNER & ASSOCIATES**

Chris Gartner, Chris Gartner & Associates, presented his resume and qualifications as project management consultant for the upcoming Brown County Jail construction.

### **EMERGENCY MANAGEMENT**

Emergency Management Director Jennifer Ploeger reported receiving a grant for \$96,633.00, for radio equipment. The equipment will be divided between the ambulance services, rescue squad, the Native American tribes, Emergency Management and Sheriff's office.

### **TAX CHANGE ORDER**

Tax change order #08-73 was approved and signed.

### **CEREAL MALT TWP NOTICE**

The Cereal Malt Liquor renewal application for Pinal Saivi, Kickapoo Truck Plaza, was approved to be sent to Powhattan Township for the township's approval before a license will be issued.

### **MINUTES**

Motion by Steve Roberts to approve the January 20, 2009 minutes. Seconded by Keith Olsen. Motion carried.

### **BG CONSULTANTS/KDHE**

Motion by Keith Olsen to pay BG Consultants the amount of \$25,242.00 from the Landfill Fund for a KDHE mandated survey and to send a letter to KDHE, Representatives Pyle and Lukert requesting that KDHE send Brown County a refund in that amount. Seconded by Steve Roberts. Motion carried.

### **ASCS OFFICE**

Motion by Steve Roberts to appoint Keith Olsen as Brown County's Power of Attorney for the US Department of Agriculture. Seconded by Warren Ploeger. Motion carried.

#### **DISTRICT COURT OFFICES**

The Commissioners inspected the carpet in the District Court Clerk Offices. District Court Clerk Lela Smith will get an estimate on the carpeting and report back to the Commissioners. Also viewed were a window problem in the small Courtroom and the Law Library, which Judge Weingart would like to see modernized.

#### **APPRAISER**

Appraiser Paula Jones reported on the out of compliance report received from the State of Kansas.

#### **PIPER JAFFRAY & CO**

Dustin Avey, Piper Jaffray & Co, reported on the revenue bonds sale for the construction of the Brown County Jail. Public Building Commission Chairman Steve Davies was also present.

#### **EXECUTIVE SESSION**

Motion by Steve Roberts for a 10 minute Executive Session on non-elected personnel with the three Commissioners and Steve Davies present. Seconded by Warren Ploeger. Closed 10:50 a.m. Opened 10:57 a.m. Motion carried.

#### **RESOLUTION 09-08**

Motion by Steve Roberts to pass Resolution #09-08, authorizing Brown County, Kansas to enter into a lease between the County and Brown County, Kansas Public Building Commission dated as of February 1, 2009, whereby the County will lease from the Public Building Commission certain property; approving the form of said lease; authorizing the County to enter into a related base lease with said Public Building Commission; and authorizing the execution thereof and certain related documents. Seconded by Warren Ploeger. Motion carried.

Motion by Steve Roberts to adjourn. Seconded by Keith Olsen. Motion carried. Meeting adjourned at 11:13 a.m. The next meeting will be held Friday January 30, 2009, to approve the January month end bills