

Tuesday April 27<sup>th</sup>, 2021

Neosho County Commission Meeting

The Neosho County Board of Commissioners met in a Regular Session on Tuesday April 27<sup>th</sup>, 2021 in the Commission room of the Neosho County Courthouse in Erie, KS.

**Call to Order:** Commissioner Galemore called meeting to order at 2 pm. Those present were Commission Board Chair Nicholas Galemore, Commissioner Gail Klaassen, Commissioner Paul Westhoff, County Clerk Heather Elsworth, and Commission Counselor Seth Jones.

**PUBLIC COMMENT**

STAN BASLER/ Chair of the Neosho Ridge Wind Farm Advisory Committee – Mr. Basler has been in touch with all of the citizen representatives and all have agreed on meetings to be held Tuesdays on off weeks of Neosho County Commission meetings. The Committee is still lacking representatives from Apex and Liberty Electric. First order of business will be seeking replacement of the current flashing lights with radar activated lights.

**SCHEDULED ATTENDEE**

MATT BIEDIGER/ Apex Wind Farm – Mr. Biediger is the new Apex Wind Farm representative. Mr. Biediger and his team will be assisting with the close-out of the Neosho Wind Farm. Full restoration for all land owners and activities on sight are currently estimated to be completed mid-June. Obligations for Road Use Agreements are still undetermined due to pending engineer reviews.

**DEPARTMENT HEADS**

TERESA STARR/ Health Department Director – Ms. Starr requested to attend a Drug & Alcohol training in St. Louis, MO.

Commissioner Galemore moved to approve the NDASA conference and training for Health Department Director Teresa Starr for a drug and alcohol training May 25-27<sup>th</sup>. Fees will be paid from Courthouse General to encompass the registration fees, hotel rate and travel expense. Commissioner Klaassen 2<sup>nd</sup>. Motion passed. 2-1 Commissioner Westhoff opposed.

The Health Department will be providing outreach training and will be offering parenting classes and coaching classes.

MIKE BROWN/ Road & Bridge Director – Reminder that Erie is having their Spring Cleanup at the landfill this week.

Mr. Brown has been in contact with Kirkham & Michael and they have provided Mr. Brown with a preliminary report.

Mr. Brown presented an RUA from Emery Sapp & Sons; they need to use the very north part of Plummer Rd for approximately 1/3 mile.

Commissioner Galemore moved to approve a Road Use Agreement between Neosho County and Emery Sapp & Sons with the attached KDOT specification 804. Commissioner Klaassen 2<sup>nd</sup>. Motion passed. 3-0

BOB MCELROY/ County Appraiser – Mr. McElroy presented a Disaster Relief application and a Neighborhood Revitalization Program application.

Commissioner Galemore moved to approve the Disaster Relief application for Zach Grail | 404 N. Webster | Erie KS 66733. Commissioner Westhoff 2<sup>nd</sup>. Motion passed. 3-0

Commissioner Galemore moved to approve a Neighborhood Revitalization Program application for Carver LLC | 24538 2300<sup>th</sup> Road | Chanute KS 66720. Commissioner Klaassen 2<sup>nd</sup>. Motion passed. 3-0

2:55 pm Commissioner Galemore moved for a 5-minute recess. Commissioner Klaassen 2<sup>nd</sup>. Motion passed. 3-0

3:01 pm Back in session.

### **2021 CHIP AND SEAL OIL BIDS**

3:05pm Neosho County Board of Commissioners opened sealed 2021 Chip and Seal Oil Bids for Neosho County, KS. 5 bids were received.

- Wright Asphalt Products Company | Houston, TX
- Vance Brothers | Kansas City, MO
- Coastal Energy Corporation | Willow Springs, MO
- APAC-Central, Inc | Springfield, MO
- Ergon Asphalt & Emulsions, Inc | Kansas City, KS

Road and Bridge Director Mike Brown will evaluate the bids. He will put together a breakdown and e-mail it to all 3 commissioners and a decision will be made at the next commission meeting scheduled for May 11<sup>th</sup>, 2021.

### **CONSENT AGENDA**

Commissioner Westhoff moved to approve the Consent Agenda as presented. Commissioner Klaassen 2<sup>nd</sup>. Motion passed. 3-0

### **DEPARTMENT HEADS REPORT... CONTINUED**

3:13 pm Commissioner Galemore moved to enter into executive session to discuss job duties and performance of non-elected personnel and to protect the rights to privacy of the individual employee for 15 minutes with the Commission, Commission Counselor Seth Jones, and Health Department Director Teresa Starr. Commissioner Westhoff 2<sup>nd</sup>. Motion passed. 3-0

3:30 pm Back in session. No action taken.

3:31 pm Commissioner Klaassen moved to enter into executive session to discuss matters related to attorney client privilege for 10 minutes with the Commission and Commission Counselor Seth Jones, and 911 Director Lori Nally. Commissioner Galemore 2<sup>nd</sup>. Motion passed. 3-0

3:41 pm Back in session. No action taken.

3:41 pm Commissioner Klaassen moved to enter into executive session to discuss matters related to attorney client privilege concerning the ambulance service for 20 minutes with the Commission and Commission Counselor Seth Jones, and 911 Director Lori Nally. Commissioner Westhoff 2<sup>nd</sup>. Motion passed. 3-0

4:01 pm Back in session. No action taken.

**COMMISSION DISCUSSION – UNFINISHED BUSINESS**

Noxious weed Discussion – County Clerk Heather Elsworth presented a packet which included job description examples, the Kansas Noxious Weed Law, the Kansas Administrative Regulations for Noxious Weed, and an example of a general notice.

Commissioner Westhoff spoke with Jarrod McVey, the Noxious Weed Director for Woodson County & the SEK District Director for Noxious Weeds; and Scott Marsh, the Noxious and Invasive Weed Specialist for the Kansas Department of Agriculture. This is an 8 to 10-month full-time job that entails meeting with land owners, handing out vouchers for chemical, spraying, and reporting.

Jarrod McVey joined the meeting via speaker phone to provide additional information regarding the responsibilities of a Noxious Weed Director and to answer questions from the Commission.

Neosho County Board of Commissioners agreed to post a position for Noxious Weed Director; full-time with benefits and salary based on qualifications. 2021 Budget will need to be amended to allow for this new position.

**COMMISSION DISCUSSION – NEW BUSINESS**

HVAC Funding – There is still an approximate balance of \$250,000 coming due. Options for payment are out of the Contingency fund, Courthouse General, and Equipment Reserve. Neosho County Board of Commissioners agreed to wait until final invoices has been received and reviewed to determine which fund to transfer money out of.

Commissioner Westhoff moved to adopt resolution R-21-L: A RESOLUTION MANDATING THE VACATION OF A CERTAIN ROAD LOCATED IN NEOSHO COUNTY, KANSAS, AND REVOCATION OF RESOLUTION R-20-C. Commissioner Galemore 2<sup>nd</sup>. Motion passed.

Neosho County Board of Commissioners agreed to run a tax sale listing in the Erie Record 1 time; tax sale is to be held in the lobby of the Neosho County Courthouse on May 27<sup>th</sup>, 2021 at 10am.

Commissioner Klaassen moved to enter into executive session to discuss job duties and performance of non-elected personnel and to protect the rights to privacy of the individual employee for 10 minutes with the Commission, Commission Counselor Seth Jones, County Treasurer Sydney Ball, and County Clerk Heather Elsworth. Commissioner Westhoff 2<sup>nd</sup>. Motion passed. 3-0

5:25pm Back in session No action taken.

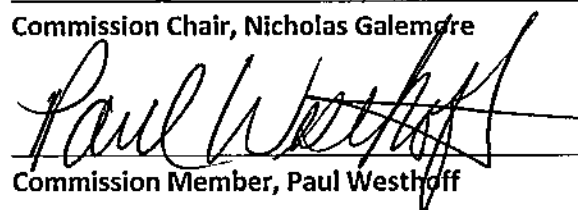
Commissioner Westhoff moved to adjourn the meeting. Commissioner Klaassen 2<sup>nd</sup>. Motion passed. 3-0



Commission Chair, Nicholas Galemore



Commission Member, Gail Klaassen



Commission Member, Paul Westhoff



ATTEST: County Clerk, Heather Elsworth