

August 2, 2021

The Board of Ellis County Commissioners met in regular session at 5:00 pm Monday, August 2, 2021, in the Commission Chambers, at the Administration Center, 718 Main Street, Hays, Kansas. Chair Robert "Butch" Schlyer called the meeting to order. Commissioners present: Chair Robert "Butch" Schlyer, Commissioner Neal Younger and Commissioner Dean F. Haselhorst. Also present were County Administrator Darin Myers, County Counselor Bill Jeter and County Clerk Bobbi L. Dreiling. The meeting opened with the Pledge of Allegiance.

ORDER OF BUSINESS

No changes to the order of business.

EXECUTIVE SESSION

There will be two executive sessions.

APPROVAL OF PRIOR MINUTES

Chair Schlyer asked for any changes to the draft minutes of July 19, 2021. No changes were given; the draft minutes were approved as presented.

CONSENT AGENDA

Motion: Younger **Second** Haselhorst

To approve the Consent Agenda items A-G as presented, including the following:

Payment Voucher Claims

- Purchase Card invoices dated July 21, 2021 for \$50,805.85
- Freedom Claims Insurance dated July 21, 2021 for \$1,548.20
- Freedom Claims Insurance dated July 20, 2021 for \$17,699.78
- Accounts payable for dated July 23, 2021 for \$260
- Payroll #15 dated July 11-24, 2021 for \$429,368.42
- Account payables dated August 2, 2021 for 4365,657.40

Disposition: Motion was carried by a voice vote of three to zero

ISSUES FROM PERSONS NOT ON THE ORDER OF BUSINESS

John Moeder with the Ellis County Octoberfest committee as well Phil Kuhn, Emily Knoll, Janelle Moore and Tom Lippert were also present. Moeder discussed with the commission the dates for this year's Octoberfest, which are October 1st and 2nd. He invited one of the Commissioners to give the opening comments. He said what was pressing for the Octoberfest is the trash pickup. The City of Hays provides a 10-yard dumpster but said it does not work well. They have Ideal Refuse sponsoring the roll-offs this year, but not covering the dump fees. He is asking if the County would help out with those fees. All three commissioners were in favor of waiving the dump fees.

AGREEMENT BETWEEN KANSAS DEPARTMENT OF TRANSPORTATION (KDOT) AND ELLIS COUNTY 2022 HIGH RISK RURAL ROAD (HRRR) GRANT

Public Works Director Brendan Mackay informed the Commission that Ellis County has been awarded a High Risk Rural Road (HRRR) Grant. This is the sixth time Ellis County has been awarded this grant. These grants have allowed the County to update all types of road signage at no cost to the County. Kirkham Michael Engineering filed the application for this grant on behalf of the County and will be overseeing the project.

Motion: Haselhorst **Second:** Younger

I move that the Commission accept and sign the FFY2022 KDOT High Risk Rural Road Grant Agreement

Disposition: Motion passed by a voice vote of three to zero.

KCAMP AGREEMENT AND RESOLUTION 2021-13

County Administrator Darin Myers presented to the Commission the agreement between Ellis County and KCAMP with Resolution No. 2021-13. Occasionally the agreement between municipalities and KCAMP need updates because of certain changes from the previous version.

Motion: Haselhorst **Second:** Younger

I move to approve the agreement between Ellis County and KCAMP as well as Resolution 2021-13.

Disposition: Motion passed by a voice vote of three to zero.

Resolution No. 2021-13
Board of County Commissioners of Ellis County

WHEREAS, the undersigned Municipality has authority under the Kansas Municipal Group-Funded Pool Act, K.S.A. 12-2616, et seq., as amended, to participate in and from a municipal self-insurance pool for the insurance coverage for certain liabilities; and

WHEREAS, the Municipality has reviewed an agreement to cooperate with other Municipalities to form such a self-insurance pool entitled “Fourth Amended and Restated Bylaws and Interlocal Cooperation Agreement for the Kansas County Association Multiline Pool” (“KCAMP”)

NOW, HEREOF, BE IT RESOLVED BY THE MUNICIPALITY, THAT:

1. The Fourth Amended and Restated Bylaws and Interlocal Cooperation Agreement for the Kansas County Association Multiline Pool (“the Agreement”), a copy of which document is attached hereto and incorporated by reference into this Resolution, is hereby approved.
2. The undersigned is hereby authorized and directed to sign the Agreement on behalf of the Municipality.
3. Neither this Resolution nor the Agreement approved hereby is intended to nor does it waive, nor shall it be construed as waiving, any immunity or limitation on liability proved to the Municipality, its officers or employees, by any law, including but not limited to any such immunity or limitation appearing in the Kansas Tort Claims Act or amendments thereto. Furthermore, neither this Resolution nor the Agreement is intended to, nor does it provide for coverage in excess of the limitation on liability within the Kansas Workers Compensation Act, K.S.A. 44-501, et seq., as amended.
4. The Municipality further understands, and by execution of this Resolution and the Agreement agrees, that the individual Members of KCAMP may be subject to the payment of additional Contributions approved by the Members at a special or annual membership meeting, duly called and noticed and at which a quorum is present.
5. One copy of the signed Agreement shall be mailed to the Administrator of KCAMP along with a copy of this executed Resolution; one copy of the executed Agreement shall be filed with the County Register of Deeds for the County in which the Municipality is located; and one copy of the executed Agreement shall be filed with the Kansas Secretary of State.

The foregoing Resolution was duly adopted by a majority vote of the governing body of the Municipality in the State of Kansas on August 2nd, 2021, by the Board of Ellis County Commissioners, Ellis County, Kansas. BOARD OF COUNTY COMMISSIONERS OF ELLIS COUNTY, KANSAS

Robert “Butch” Schlyer, Board Chair
Dean F. Haselhorst, Commissioner
Neal Younger, Commissioner

ATTEST

Bobbi L Dreiling, Ellis County Clerk

COUNTY ADMINISTRATOR REPORT

No report.

COUNTY COMMISSION REPORT

Haselhorst attended a KAC board meeting in Newton. Talked about the upcoming KAC convention in October and it was discussed there may be a mask mandate. Younger attended the Ellis County Planning and Development meeting on July 28th. Schlyer attended the High Plains Mental Health meeting on Thursday, and they were very excited to be coming back to visit with us. Walt Hill was pleased that Commissioner Younger suggested these entities come back and visit the commission to give updates.

EXECUTIVE SESSION

Motion: Haselhorst **Second:** Younger

To recess into Executive Session for 10 minutes under the following exception to the Kansas Open Meeting Act pursuant to the attorney-client privilege exception with the subject to be discussed during executive session is tax foreclosure sale. Those persons to attend in addition to the Board of County Commissioners are County Counselor Bill Jeter and County Administrator Darin Myers.

Disposition: Motion passed by a voice vote of three to zero.

The Executive Session started at 5:15 pm.

The Open Session resumed at 5:30 pm with no action taken.

Motion: _____ **Younger** **Second:** _____ **Schlyer**

To recess into Executive Session for 15 minutes under the following exception to the Kansas Open Meeting Act pursuant to the attorney-client privilege exception with the subject to be discussed during executive session is a personnel issue. Those persons to attend in addition to the Board of County Commissioners are County Counselor Bill Jeter and County Administrator Darin Myers.

Disposition: _____ **Motion passed by a voice vote of two to zero.**

The Executive Session started at 5:30 pm.

The Open Session resumed at 5:56 pm with no action taken.

ADJOURNMENT

With no further business, Chair Schlyer adjourned the meeting at 5:56 pm. The next regular meeting will be held on Monday, August 9, 2021, the Administrative Center Commission Chambers, 718 Main Street, Hays, Kansas at 5:00 pm.

BOARD OF ELLIS COUNTY COMMISSIONERS

ROBERT "BUTCH" SCHLYER, CHAIR

NEAL YOUNGER, COMMISSIONER

DEAN F HASELHORST, COMMISSIONER

ATTEST:

BOBBI L DREILING
ELLIS COUNTY CLERK