

# Barton County Commission Agenda Meeting Minutes

Recorded audio is available on compact disk upon request to the Barton County Clerk's Office, 1400 Main – Room 202, Great Bend, Kansas 67530.  
Phone (620) 793-1835 \ Fax (620) 793-1990 \ Email [clerk@bartoncounty.org](mailto:clerk@bartoncounty.org)  
Requests to be made pursuant to the Kansas Open Records Act and County Policy. Estimated cost of disk – Five Dollars (\$5.00).

March 13, 2017

The Board of Barton County Commissioners convened this 13th day of March 2017, at the Barton County Courthouse.

## *Members present:*

Kenny Schremmer, Commissioner, 1st District (Chairman Pro-Tem)  
Homer Kruckenberg, Commissioner, 2nd District  
Don Davis, Commissioner, 3rd District  
Alicia Straub, Commissioner, 4th District  
Jennifer Schartz, Commissioner, 5th District, Chairman  
Bev Schmeidler, Assistant Deputy County Clerk  
Carey Hipp, County Counselor

## **I. OPENING BUSINESS:**

Commissioner Schartz called the meeting to order at 9:00 A.M.

Commissioner Davis moved to approve the agenda.  
Commissioner Schremmer seconded the motion.  
All voted aye. Motion passed.

Commissioner Schremmer moved to approve the minutes of the March 6, 2017 Regular Meeting.  
Commissioner Kruckenberg seconded the motion.  
All voted aye. Motion passed.

## **OLD BUSINESS:**

There was no old business.

## **III. NEW BUSINESS:**

### **A. PROCLAMATION 2017-02: Great Bend Lady Panthers – 5A Girls State Bowling Champions:**

-The Great Bend Lady Panthers are 5-1A State Bowling Champions after winning the title March 2, 2017, at Northrock Lanes in Wichita. Team members competing at the State Bowling meet included Elsi Miller, Allison Brodrick, Jordan Vsetecka, Alexis Fox, McKenzie Black and Kylynn Keeler. Four of the team members finished in the State's Top 20 bowlers – Miller – 8th; Brodrick – 9th; Vsetecka – 13th; and Fox – 15th. Mike Perry serves as head coach for the team.

Coach Perry introduced the bowlers and noted they had an outstanding season. Perry said the bowlers traveled to Wichita several times and always finished in the top half of the tournaments. They took 2<sup>nd</sup> Place in the WAC behind Garden City, who is also State Champions. Perry said both the boys and girls teams won Regionals as well.

Commissioner Davis moved to adopt Proclamation 2017-02, Great Bend Lady Panthers – 5A Girls State Bowling Champions.  
Commissioner Straub seconded the motion.  
All voted aye. Motion passed.

### **B. PROCLAMATION 2017-03: Colon Cancer Awareness Month, March, 2017:**

-Among the cancers that affect both men and women, colorectal cancer (cancer of the colon or rectum) is the second leading cause of cancer deaths in the United States. Every year, about 140,000 Americans are diagnosed with this cancer, and more than 50,000 people die from it. Under the proposed proclamation, which recognizes March, 2017, as Colon Cancer Awareness Month, citizens are encouraged to get age-appropriate screenings for colon cancer regularly, be physically active, maintain a healthy weight, limit alcohol consumption and refrain from smoking.

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Sheriff Brian Bellendir said he was diagnosed with colon cancer 2 years ago and noted it is the 2<sup>nd</sup> most deadly cancer due to people not getting screened early enough, but noted it is also one of the most curable cancers.

Commissioner Schartz shared her personal connections to colon cancer. Schartz said her husband is a cancer survivor, but they lost their son last July to colon cancer. Although screenings are recommended for those 50 years of age and over, Schartz encouraged anyone with any symptoms to be checked out.

Commissioner Straub moved to adopt Proclamation 2017-03, Colon Cancer Awareness Month, March, 2017.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

## **C. PROPOSED EXTENSION COUNCIL: Extension District Operational Agreement:**

-A Resolution was adopted by the County in November, 2016, stating that it is (the Commission's) "intent to approve an agreement to permit the Barton County / KSU Extension Council to join the Ellis County Extension Council in forming an extension district". As there was no public action as a result of that Resolution, the merger is going forward. Under the proposed agreement, operations will continue in each County with the Extension District receiving funding from K-State Research and Extension and a dedicated mill levy limit of 1.5 mills.

Natalie Fullerton, Barton County/KSU Extension Council President, presented the details of the agreement. The new extension district will be called the Cottonwood District with a start date of July 1<sup>st</sup>.

Commissioner Straub said the 4-H Regional was this past Friday evening. Straub said it is a positive move to form a district with Ellis County and noted it will provide for sustainable, economical and more specialized programming in the future.

Commissioner Straub moved to approve the Extension District Operational Agreement and direct the Commission Chair to sign on behalf of the County.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

## **D. PUBLIC AWARENESS: Fire Safety:**

-Several Counties in Kansas – including Counties geographically close to Barton – have experienced wild fires the last few years. As spring winds blow and with the lack of moisture, there's a danger to both persons and property whenever a fire gets out of control.

Doug Hubbard, Fire District Number One Chief, said a resolution was adopted by the Commission in 2005 regarding burn permits. Each permit is good for the entire County and lasts a lifetime. Hubbard said all fire departments in Barton County have been very busy in the last few weeks with grass fires. Burn restrictions only allow for the Fire Chief to speak to an individual wanting to burn, explaining the restrictions and, during this time, discouraging all burning due to the extremely dry conditions.

Battalion Chief John Stettinger, Great Bend Fire Department, said he appreciates the Commissions support on burn permits. Stettinger said the Road & Bridge Department has a 6,000 gallon water tanker that assisted Great Bend Fire Department on a recent fire. Burn restrictions help fire departments when a person calls to request permission to burn. The fire department can advise against it because of high winds, etc. The restrictions only help for controlling burns if the person calls. Stettinger said the GBFD used 35,000 – 40,000 gallons of water on just the one fire. Burn bans give the departments some teeth for enforcement.

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Amy Miller, Emergency Risk Manager, said a temporary burn ban differs from a burn ban in that it is only good for one week. Miller said she drafted a resolution for a temporary burn ban and had Carey Hipp review it. The conditions are extremely dry at this time and very dangerous.

Commissioner Schartz said if there would be a burn ban in place and rain would be received, they could convene for an emergency meeting to lift the ban.

Commissioner Davis moved to adopt Proclamation 2017-06, for a Temporary Burn Ban, starting at noon today on the 13<sup>th</sup> of March, 2017. Miller told Commissioner Davis it would be Resolution 2017-06, Commissioner Davis corrected the motion.

Commissioner Schremmer seconded the motion.  
All voted aye. Motion passed.

## **E. COMMUNICATIONS / 911: Addressing Issues:**

-Barton County established its 911 addressing system in 1989. As the County's mapping system is much more advanced now than at that time, it has become more noticeable that some areas of the County have not been addressed correctly.

Dena Popp, 911 Director, said, in the transition to NextGen 911, problems came to light about city street addresses being used in place of proper 911 addresses outside city limits. This causes delays in getting the proper personnel to respond and also makes it difficult finding the correct location. Popp said some of the issues are on 281 Highway, north of Great Bend, using North Main addresses; West Barton County Road, using West 10<sup>th</sup> addresses; and the 1100 block of SE 10 Road, using East E Street.

Commissioner Schartz said sometimes a mailing address is different from a 911 address and asked Popp how to get other entities to work with the County on the issue.

Popp said the Commission adopted a resolution for 911 addressing stating that Barton County 911 is the County addressing authority in Barton County. The addresses assigned by 911 would be used as mailing addresses. Popp said she has been working with some of the post offices regarding the issue. There needs to be discussion with business owners and residents to stress the importance of using the proper address in order to get quicker responses. Popp noted Bj Wooding has been very helpful.

Bj Wooding, Cartographer, said one of the concerns is that the information is given to the State. Should there be a disaster, where outside resources would come in to provide assistance, the data needs to be very accurate for their use. Every address assigned has latitude and longitude coordinates.

Popp said she would like to send letters to the business owners and residents as well as the post offices to work together and get the addresses corrected.

Information Only. No Action Required.

## **F. HEALTH DEPARTMENT: Grant Requests:**

-Barton County applies for annual state and federal grants. Shelly Schneider, Health Director, will present information on the following grant requests:

Shelly Schneider, Health Director, said they are not applying for any new grants this year and noted the newest grant is three years old. Schneider explained most of these are Federal dollars funded through the State and said the State formula has gone down a little with the decrease in population

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Commissioner Straub moved to authorize the submission of the grants as listed and Shelly Schneider, the Health Director, presented to the Kansas Department of Health and Environment in the amounts listed in the total amount of \$353,112.36:

| Program                                       | Amount              |
|---|---------------------|
| Child Care Licensing Program                  | \$ 31,152.91        |
| Chronic Disease Risk Reduction                | \$ 84,139.13        |
| Family Planning                               | \$ 66,827.43        |
| Maternal & Child Health                       | \$ 73,815.29        |
| Pregnancy Maintenance Initiative              | \$ 10,000.01        |
| Public Health Emergency Preparedness          | \$ 23,658.06        |
| Regional Public Health Emergency Preparedness | \$ 37,224.00        |
| Special Health Care Needs                     | \$ 7,500.00         |
| State Formula                                 | \$ 18,795.53        |
| <b>TOTAL</b>                                  | <b>\$353,112.36</b> |

Commissioner Davis seconded the motion.  
All voted aye. Motion passed.

## G. COUNTY ENGINEER: Improved Drainage Pipe South of Ellinwood:

-L&M Contractors was asked to submit a price to construct a concrete headwall and install a flapgate on the end of a drainage pipe that is south of Ellinwood. The pipe drains the ditch on the west side of SE 105 Avenue into the Arkansas River. The flapgate, which the County has in stock, will prevent river water from backing up into the ditch. There are monies available in Special Bridge for the quoted price of \$7,860.00.

Barry McManaman, County Engineer, said the flapgate is a hinged structure that allows water to exit the ditch during normal flow times, but during high flow times, the flapgate would be held shut by the water pressure to prevent water from backing up into the ditch.

Commissioner Straub asked McManaman who would be responsible for periodic inspection of the flapgate. McManaman said it will be the County's responsibility to inspect.

Commissioner Straub moved to authorize L & M Contractors to provide certain services on a drainage pipe along the west side of SE 105 Avenue, south of Ellinwood. Cost of services, \$7,860.00, to be paid from the Special Bridge Fund, Construction Related Items Line, 003-92-6191-92.

Commissioner Davis seconded the motion.  
All voted aye. Motion passed.

## H. NOXIOUS WEED: Replacement of Spray Truck:

-The Noxious Weed Department utilizes a 2002 GMC Stahley Spray Truck for treating pastures, fallow acres and brush. It is suggested that the unit, which is built onto a 1998 model chasis, be replaced. The Department recommends the purchase of a 2017 Peterbilt 348 PX9 RDS35090 49/42 270hp from Stahly for a quoted price, to include freight, of \$241,304.00. Dale Phillips, Road and Bridge / Noxious Weed / Memorial Parks Director, notes the addition of 300hp and higher torque output will improve operations.

Dale Phillips, Noxious Weed Director, said this is a major piece of equipment utilized for spraying pastures and roadside ditches. Phillips said there have been mechanical problems and said it is getting hard to find parts for repairs. The old truck could be sold at auction for approximately \$20,000 - \$30,000. Money could then go back into the Equipment Replacement Fund.

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Commissioner Straub said she understood this truck would be used to spray about 10,000 acres over a three year period. Straub said, figuring 3,300 acres at \$4.75 an acre (Phillips inserted it is now \$5.00/acre for spraying), Straub said that brings in roughly \$16,000 a year for the use of this truck. \$16,000 a year for 15 years just gets you to right at \$240,000. Straub said, basically, the current truck has just now paid for itself. Commissioner Straub said she understood Phillips recommended a new truck, but asked if there are any other options, such as smaller equipment or a different truck.

Phillips said property owners could go with aerial application by someone else at a higher cost or hire someone else. Phillips said there does not seem to be anyone else interested in spraying for the farmers. By purchasing a heavier duty vehicle, there are fewer repairs and overhead. Phillips said his staff asked the vendor to remove some computer components that were not needed in order to keep the cost down.

Commissioner Straub asked Phillips if the option of a used unit was explored. Phillips said you're never sure what you may get in a used unit.

Commissioner Schartz said Noxious Weed provides a vital service to a portion of our taxpayers. Although it is an expensive truck, it seems to be very cost efficient and we will recoup money over the years. Concessions have to be made to keep agriculture lively in this county.

Commissioner Straub said Phillips has one of the nicest Road & Bridge and Noxious Weed Departments in the entire state and she fully respected his expertise. Straub said she just felt they were not given any other options.

Commissioner Davis said if she's done ragging on Dale and all this, I'd move to make a motion to approve the purchase of a 2017 Peterbilt 348 P-9 RDS35090 49/42 270hp from Stahley for \$241,304.00, which includes freight. Cost to be paid from Equipment Replacement Fund, Equipment Replacement – Noxious Weed Line, 072-00-6480. Move to sell the current 2002 GMC Stahley Spray Truck at auction. Commissioner Kruckenberg seconded the motion.

Commissioner Schremmer, Commissioner Kruckenberg, Commissioner Davis and Commissioner Schartz voted aye.

Commissioner Straub voted nay.

Motion passed 4 - 1.

## **I. NOXIOUS WEED: County Agreement to Treat Noxious Weeds:**

-The Kansas Department of Transportation (KDOT) Secretary has submitted an agreement to treat noxious weeds on KDOT rights-of-way. Included in the contract is a price of \$24.00 per hour for operator and \$46.00 per hour for the spray vehicles. Also detailed in how work shall be recorded and what chemicals may be used.

Dale Phillips, Noxious Weed Director, presented details.

Commissioner Davis moved to approve the Kansas Department of Transportation, Bureau of Construction and Maintenance, County Agreement to Treat Noxious Weeds for 2017.

Commissioner Kruckenberg seconded the motion.

All voted aye. Motion passed.

## **J. ROAD AND BRIDGE: 2017 Paint Striping Program:**

-The Road and Bridge Department has received a quote from Straight Line Striping Inc. in reference to striping approximately 105 miles of County roads. The estimated cost, at no more than \$95,000.00, was included in the 2017 Road and Bridge Budget as an expected operating expense.

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Dale Phillips, Road and Bridge Director, said Straight Line Striping Inc. has done the work for the last ten years and intermittently prior to that. The contractor provides the paint and labor with Road & Bridge Department providing one man to go with the contractor. Straight Line Striping does work for other counties in Kansas as well and will return for special operations if a road is overlaid.

Commissioner Kruckenberg moved to hire Straight Line Striping Inc to paint stripe County roads in 2017 for a not to exceed price of \$95,000.00. Cost to be paid from the Road and Bridge Fund, Contact Construction Line, 002-92-6250.

Commissioner Straub seconded the motion.  
All voted aye. Motion passed.

## **K. COUNTY SERVICES: Informational Update:**

-Jennifer Scharz, Commission Chairman, will provide the informational report of work completed during the last period. The report, which will be made available to the media, will serve as a public reminder of the services provided by the County on a regular basis.

Information Only. No Action Required.

## **IV. ENDING BUSINESS:**

1. Announcements
2. Appointments

## **V. OTHER BUSINESS:**

- Comm Straub: Wants to make it clear she has nothing against Phillips. Simply asking the questions of a very concerned taxpayer.

## **VI. ADJOURN:**

Commissioner Davis made a motion to adjourn at 10:19 A.M.  
Commissioner Kruckenberg seconded the motion.  
All voted aye. Motion passed.

ATTEST: Bev Schmeidler  
Bev Schmeidler  
Barton County Assistant Deputy Clerk

Jennifer Scharz  
Jennifer Scharz, Chairman

PROCLAMATION 2017-02

GREAT BEND LADY PANTHERS  
5A GIRLS STATE BOWLING CHAMPIONS

**WHEREAS**, student athletes benefit not only from representing their community, but also recognition for achievements individually and as a team. In many cases, this allows for the development of leadership skills; and

**WHEREAS**, bowling is an excellent source of muscle toning and strengthening and the sport is shown to improve one's social life, reduce stress and be enjoyed at any age; and

**WHEREAS**, the Great Bend Lady Panthers 2016 / 2017 roster lists girls of different ages that have joined together for a common goal; and

**WHEREAS**, each of these Lady Panthers have contributed to the team's success.

**NOW, THEREFORE, BE IT PROCLAIMED** by the Board of County Commissioners of Barton County, Kansas, that the Great Bend Lady Panthers Girls Bowling Team is recognized for their outstanding accomplishments; and

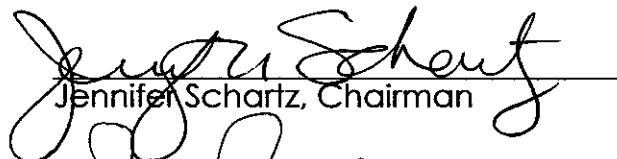
**FURTHER**, that the Commission commends their capture of the 5A Girls Bowling Championship Title; and

**FURTHER**, that the Commission recognizes those members who placed in the 5A Girls Top 20 ranking, to include Elsi Miller – 8<sup>th</sup>; Allison Brodrick – 9<sup>th</sup>; Jordan Vsetecka – 13<sup>th</sup>; and Alexis Fox – 15<sup>th</sup>; and

**FURTHER**, that the Commission urges all County citizens to join in congratulating the 2016 / 2017 Lady Panther Bowlers and Coach Mike Perry.

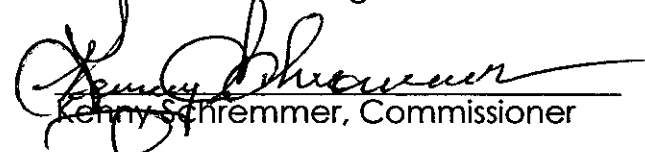
**Dated** this 13<sup>th</sup> day of March, 2017.

**BOARD OF COUNTY COMMISSIONERS**

  
Jennifer Schartz, Chairman

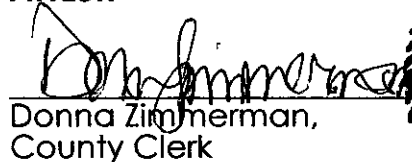
  
Don Davis, Commissioner

  
Homer Kruckenberg, Commissioner

  
Kenny Schremmer, Commissioner

  
Alicia Straub, Commissioner

**ATTEST:**

  
Donna Zimmerman,  
County Clerk



**PROCLAMATION 2017-03**

**COLON CANCER AWARENESS MONTH**  
March, 2017

**WHEREAS**, among the cancers that affect both men and women, *colorectal cancer* (cancer of the colon or rectum) is the second leading cause of cancer deaths in the United States. Every year, about 140,000 Americans are diagnosed with colorectal cancer, and more than 50,000 people die from it; and

**WHEREAS**, screening tests help prevent colon cancer by finding precancerous polyps (abnormal growths) so they can be removed. Screening also finds this cancer early, when treatment can be most effective; and

**WHEREAS**, citizens are encouraged to get age-appropriate screenings for colon cancer regularly, be physically active, maintain a healthy weight, limit alcohol consumption and refrain from smoking.

**NOW, THEREFORE, BE IT PROCLAIMED** by the Board of County Commissioners of Barton County, Kansas, that Barton County joins the Center for Disease Control and Prevention (CDC) in the observation of Colon Cancer Awareness Month, March, 2017; and

**FURTHER**, urge citizens to be mindful of their health by observing safety practices; and

**FURTHER**, that citizens with concerns about their health are urged to contact their own medical care provider or the Barton County Health Department.

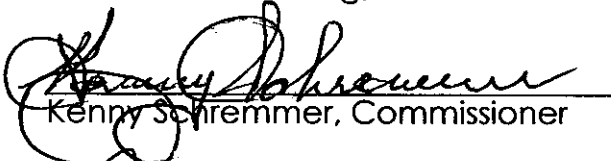
**Dated** this 13<sup>th</sup> day of March, 2017.

**BOARD OF COUNTY COMMISSIONERS**

  
Jennifer Schartz, Chairman

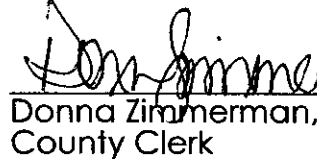
  
Don Davis, Commissioner

  
Homer Kruckenberg, Commissioner

  
Kenny Schremmer, Commissioner

  
Alicia Straub, Commissioner

**ATTEST:**

  
Donna Zimmerman,  
County Clerk





RESOLUTION 2017- 06

**A RESOLUTION ESTABLISHING A TEMPORARY BURN BAN IN BARTON COUNTY, KANSAS**

**WHEREAS**, the Barton County Board of County Commissioners is authorized by K.S.A. 19-101(a) to perform all powers of location legislation and administration it deems appropriate, subject to certain limitations; and

**WHEREAS**, The Barton County Board of County Commissioners recognizes the need to establish a burn ban due to extremely dry weather conditions in Barton County, Kansas; and

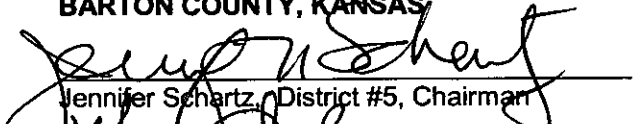
**WHEREAS**, the Barton County Board of County Commissioners recognizes that weather conditions may cause a reverse of the burn ban; and


**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Barton County, Kansas, that:


1. There is an imminent threat of fire affecting Barton County, Kansas, at this time.
2. Effective immediately, all outdoor open burning is prohibited in the rural areas of Barton County, Kansas. Agricultural burning for crop and pasture management practices may be exempted from this order only upon issuance of a written permit by the Fire Chief having jurisdiction of the area where the Burning is to take place and in accordance with the provisions of Barton County Resolution 2005-04, Resolution Regarding Opening Burning and Creating a Permitting System for such Burning and Repealing Resolution 2004-05, Same, Adopted January 26, 2004.
3. This Resolution is being adopted pursuant to County home-rule power and K.S.A. 19-101(d). Violations of this Resolution by any person shall be punishable as a Class B Misdemeanor with penalties for each separate offense by a term of confinement in the Barton County Detention Facility not to exceed six months and \ or a fine in an amount not to exceed One Thousand Dollars (\$1,000.00). Any person who aids, assists or abets another in violating the provisions of this Resolution will be deemed to have committed a violation of the Resolution.
4. The effective date of this Resolution shall be the 13th day of March 2017, at 12:00 p.m. and it will continue in force until such time as suspended by the Board of County Commissioners, Barton County, Kansas.

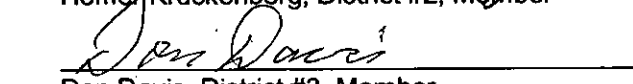
**DECLARED** by the Board of Barton County Commissioners, Barton County, Kansas this 13<sup>th</sup> day of March, 2017.

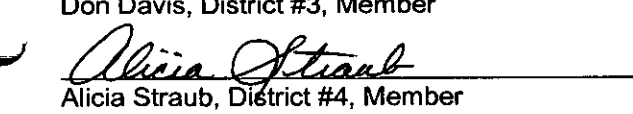
**BOARD OF COUNTY COMMISSIONERS  
BARTON COUNTY, KANSAS**

  
Jennifer Schartz, District #5, Chairman

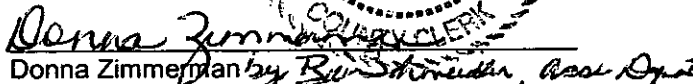
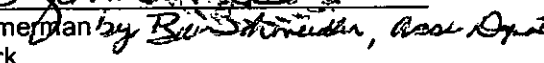
  
Kenny Schlemmer, District #1, Member

  
Homer Kruckenberg, District #2, Member

  
Don Davis, District #3, Member

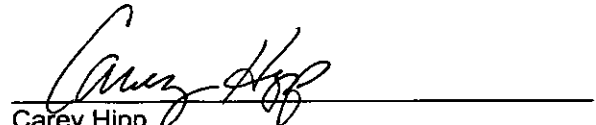
  
Alicia Straub, District #4, Member

ATTEST:

  
Donna Zimmerman by , Assoc. Dep. County Clerk



APPROVED AS TO FORM:

  
Carey Hipp  
County Counselor