

# 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).

February 26, 2018

The Board of Barton County Commissioners convened this 26th day of February 2018, at the Barton County Courthouse.

## Members present:

Kenny Schremmer, Commissioner, 1st District (Chairman Pro-Tem)  
Homer Kruckenber, Commissioner, 2nd District  
Don Davis, Commissioner, 3rd District  
Alicia Straub, Commissioner, 4th District  
Jennifer Scharz, Commissioner, 5th District, Chairman  
Donna Zimmerman, County Clerk  
Phil Hathcock, Operations Director  
Carey Hipp, County Counselor

## I. OPENING BUSINESS:

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

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

Commissioner Davis moved to approve the minutes of the February 20, 2018, Regular Meeting.  
Commissioner Schremmer seconded the motion.  
All voted aye. Motion passed.

## OLD BUSINESS:

There was no old business.

## III. NEW BUSINESS:

### A. COUNTY CLERK'S OFFICE: Request for Approval – Added / Abated / Escaped / Refunded Taxes:

-Donna Zimmerman, County Clerk, will present a listing of Added / Abated / Escaped / Refunded Taxes. Orders for these actions are kept on file in the County Clerk's Office. These are used to correct assessments and are requested by the County Appraiser's Office or the County Clerk's Office.

Donna Zimmerman, County Clerk, presented the following tax roll adjustments:

BATCH #10				
Property Types	Values	Escaped Taxes	Added / Abated	Refunds
Gas				
Oil				
Personal Property	-32,369	\$141.26	-\$ 6,077.84	\$1,545.25
Real Estate	-33,216		-\$ 4,914.06	
16/20 M Trucks	-1,020		-\$ 156.16	\$ 53.86
State Assessed Utilities				
Special Assessments				
Grand Totals	-66,605	\$141.26	-\$11,148.06	\$1,599.11
Total Taxes	-\$11,006.80			
Total Records Selected	29			

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Commissioner Straub moved to approve the Listing of Added / Abated / Escaped / and Refunded Taxes as reviewed by the County Appraiser and presented by the County Clerk and direct the Chairman to sign on behalf of the Commission.

Commissioner Schremmer seconded the motion.

All voted aye. Motion passed.

## **B. RESOLUTION 2018-07: A Resolution Setting a Refund Policy for the Overpayment of Monies Paid to the Treasurer's Office:**

-Under the Home Rule statutes, the proposed Resolution calls for the reimbursement of monies Five Dollars or under only at the request of the issuer and only if requested within thirty days of collection. Prior to determining an overage, the Treasurer shall first cause a search of tax records to determine if the issuer has other tax payments due.

Donna Zimmerman, County Clerk, said this resolution formalizes the practice that has been in place for many years and noted Jim Jordan, County Treasurer, said many Kansas counties have also adopted a similar resolution. Zimmerman said the resolution reads in part:

When an overpayment of taxes is collected by the Treasurer, the Treasurer shall cause such a search of tax records to determine if the issuer has other payments due Barton County. If other taxes are owed, the over-payment shall be applied to this debt, beginning with the oldest tax year and moving forward until all funds are exhausted.

When the remaining funds exceed \$5.01, those monies shall be refunded to the person paying the taxes.

No refund shall be required if the overpayment is determined to be equal to or less than \$5.00, unless the person paying the taxes requests that the refund be provided. Any request for refund must be submitted in writing to the Treasurer no later than 30 days following the date of collection.

Commissioner Schremmer said some people are on a very tight budget. This doesn't seem right.

Commissioner Schartz said I think we're ok since the taxpayer can request the refund.

Commissioner Davis moved to adopt Resolution 2018-07, A Resolution Setting a Refund Policy for the Overpayment of Monies Paid to the Treasurer's Office.

Commissioner Straub seconded the motion.

All voted aye. Motion passed.

## **C. MEMBERSHIP: Kansas County Commissioners Association:**

-The Commission has received an invoice for the 2018 dues for the Kansas County Commissioners Association. Tied closely to the Kansas Association of Counties, this organization is comprised of the Commissioners serving the 105 counties in Kansas. Education, training, partnering and seeking strategic alliances that benefit the interests of County government and its citizens are its core goals. The Commission will determine if they will retain membership in the Association.

Phil Hathcock, Operations Director, said the KCCA serves commissioners who represent nearly 3 million citizens in 105 counties. KCCA provides education on ethical policy making, statutory and regulatory responsibilities of the county commissioners, offers training on ways to change and promote and enhance local control of counties; and seeks strategic analysis that benefit interests of county government and citizens. Hathcock said the 2018 dues are \$700.

Commissioner Schartz said sometimes they join, sometimes they don't and didn't know that they can really tell a difference either way. The commission belongs to KAC and the KLPG group of like counties. Schartz said the KCCA tends to represent the eastern counties more than the western counties.

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Commissioner Kruckenberg said he agreed with Commissioner Schartz.

Commissioner Straub said she disagreed. Straub said she attends the meetings and that it is a good chance to network. Straub said we get out of it what we put into it and said it's one more avenue to increase knowledge.

Commissioner Schremmer said he'd given it a lot of thought and said we get our \$700 out of it and said membership is a good thing.

Commissioner Davis said he doesn't think they listen to us and said it doesn't matter whether we show up or not.

Commissioner Schartz said she feels KAC is really our voice and that we get more out of those meetings.

Commissioner Straub said we should attend and be the voice. KAC is in Kansas City and noted it's hard for western counties to go across the state.

Commissioner Schremmer said they owe it to the taxpayers to be as knowledgeable as possible.

Commissioner Straub moved to retain membership in the Kansas County Commissioners Association. Membership dues of \$700.00 to be paid from the Commissioners account of the General Fund, Dues, Membership and Subscription Line, 001-02-5455.

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

Commissioner Schartz said maybe we need to help direct and offer topics to be discussed and asked Phil Hathcock to organize that.

## IV. ENDING BUSINESS:

1. Announcements
2. Appointments

## V. OTHER BUSINESS:

- Comm Straub: Barton County 4-H held their regional 4-H day in Ellinwood last Saturday. Regionals will be held at Great Bend High School on March 9<sup>th</sup>.
- Comm Davis: There will be a discussion of the rabies ordinance on March 5<sup>th</sup> at 1:00 P.M.

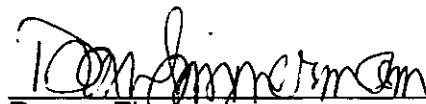
## VI. ADJOURN:

Commissioner Davis made a motion to adjourn at 9:20 A.M.

Commissioner Schremmer seconded the motion.

All voted aye. Motion passed.

ATTEST:

  
\_\_\_\_\_  
Donna Zimmerman  
Barton County Clerk

  
\_\_\_\_\_  
Jennifer Schartz, Chairman

RESOLUTION 2018-07

A RESOLUTION SETTING A REFUND POLICY FOR THE OVERPAYMENT OF MONIES PAID TO THE TREASURER'S OFFICE

WHEREAS, pursuant to K.S.A. 19-101, the Board of County Commissioners of Barton County, Kansas, is authorized to do all acts in relation to the necessary exercise of its administrative powers and to exercise powers of home rule granted by K.S.A. 19-101a; and

WHEREAS, pursuant to K.S.A. 19-101a, the Board may perform all powers of local legislation and administration it deems appropriate; and

WHEREAS, it is the duty of the County Treasurer to receive all monies belonging to the County, from whatsoever source they may be derived as directed by KSA 19-506; and

WHEREAS, the Kansas statutes do not direct the Treasurer on the overpayment of taxes; and

WHEREAS, the cost of processing refunds can exceed the amount of the overpayment.

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

Section 1. When an overpayment of taxes collected by the Treasurer pursuant to K.S.A. 19-506, and amendments thereto, is identified, the Treasurer shall cause a search of tax records to determine if the issuer has other payments due Barton County. If other taxes are owed, the over-payment shall be applied to this debt, beginning with the oldest tax year and moving forward until said funds are exhausted.

Section 2. When the remaining funds exceed \$5.01, those monies shall be refunded to the person paying the taxes. The Treasurer shall cause to be prepared a reimbursement through his or her office. Said reimbursement shall not be made through the County's accounts payable process.

Section 3. No refund shall be required if the overpayment is determined to be equal to or less than \$5.00, unless the person paying the taxes requests that the refund be provided. Any request for refund must be submitted in writing to the Treasurer no later than 30 days following the date of collection.

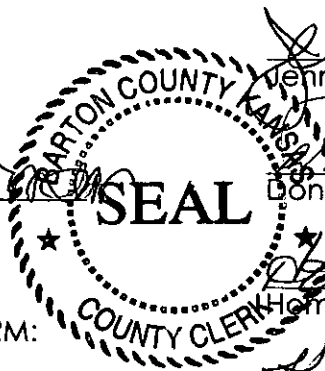
Section 4. This Resolution shall take effect upon adoption by the County Commission.

MOTION MADE, SECONDED AND ADOPTED this 26th day of February, 2018.

BOARD OF COUNTY COMMISSIONERS

ATTEST:

Donna Zimmerman  
County Clerk



Jennifer Scharz, Chairman

Don Davis, Commissioner

Horner Kruckenberger, Commissioner

Kenny Schremmer, Commissioner

Alicia Straub, Commissioner

APPROVED AS TO FORM:

Carey Hipp,  
County Counselor