

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

Requests to be made pursuant to the Kansas Open Records Act and County Policy. Estimated cost of disk – Five Dollars (\$5.00).

December 17, 2018

The Board of Barton County Commissioners convened this 17th day of December 2018, 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

Donna Zimmerman, County Clerk

Phil Hathcock, County Administrator

Carey Hipp, County Counselor

BUDGET AMENDMENT HEARING

9:00 a.m.

-This Budget Hearing has been scheduled to receive comments relative to amending the 2018 Operating Budget for the following Barton County Funds – Road and Bridge, 911 Emergency Telephone Tax, Solid Waste and CJIS/CAD. Despite the efforts of elected officials and department heads, budget estimates must be adjusted so that funds fall within budgetary laws.

Road and Bridge – The Road and Bridge budget amendment, if approved, will allow for unanticipated revenue from state, federal and other sources to be used for departmental expenses.

911 Emergency Telephone Tax – The 911 Emergency Telephone Tax budget amendment, if approved, will allow cash carryforward from previous years to be used for 2018 equipment and professional service fee expenses.

Solid Waste – The Solid Waste budget amendment, if approved, will allow unanticipated revenue and cash carryforward to be used for 2018 equipment and building improvement expenses.

CJIS/CAD - The Criminal Justice Information System budget amendment, if approved, will allow unanticipated revenue and cash carryforward to be used for contractual service and server maintenance expenses, as well as a transfer of initial Global System set up costs into reserve funds.

The Budget Amendments will now be presented to the Barton County Commission to receive public comment.

Matt Patzner, Financial Officer, said all funds have sufficient unanticipated revenue to allow for this amendment. Amending Road and Bridge budget would increase budget authority by \$383,000. 911 increased by \$102,000 and was required mostly due to the purchase of 800 MHz radios. The Solid Waste fund was amended due to building costs. Both the 911 and Solid Waste funds are not tax supported. Finally, Patzner said maintenance and set-up costs required the CJIS/CAD fund amendment.

Information Only. No Action Required.

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CLOSE BUDGET HEARING:

At 9:04 A.M. Commissioner Schremmer moved to close the budget hearing and move into the agenda meeting.
 Commissioner Davis seconded the motion.
 All voted aye. Motion passed.

I. OPENING BUSINESS:

Commissioner Schartz called the meeting to order at 9:06 A.M.

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

Commissioner Schremmer moved to approve the minutes of the December 10, 2018, Regular Meeting.
 Commissioner Straub seconded the motion.
 All voted aye. Motion passed.

II. 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. Records 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 #5	Property Types	Values	Escaped Taxes	Added / Abated	Refunds
	Gas				
	Oil	-4,149		-\$ 713.28	
	Personal Property	-16,795		-\$3,121.20	\$804.66
	Real Estate				
	16/20 M Trucks	-79		-\$ 12.00	
	State Assessed Utilities				
	Special Assessments				
	Grand Totals	-21,023		-\$3,846.48	\$804.66
	Total Taxes	-\$3,846.48			
	Total Records Selected	20			

Commissioner Straub moved to approve the Listing of Added / Abated / Escaped / 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 Davis seconded the motion.
 All voted aye. Motion passed.

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B. COUNTY CLERK'S OFFICE: Cereal Malt Beverage License Renewals:

-Per K.S.A. 41-2702, no retailer shall sell any cereal malt beverage without having secured a license for that business. When a business is located in the unincorporated portion of the County, that application shall be made to the Board of County Commissioners.

Donna Zimmerman, County Clerk, presented the following applications:

- Kaiser Service (2 licenses)
- Kiowa Kitchen
- Lake Barton Golf Club
- Odin Community Club
- Odin Store
- The Rack Billiard Café

Zimmerman said Kaiser Services applied for two licenses (one for "Consumption on the Premises" and one for "Sale in Original and Unopened Containers").

Zimmerman also explained that new this year, K.S.A. 41-2702 was amended in part that on and after April 1, 2019, licenses for cereal malt beverages requires that no retailer shall sell any cereal malt beverage or beer containing not more than 6% alcohol by volume and noted the licensing procedure remains unchanged.

Commissioner Schremmer moved to approve the 2019 Cereal Malt Beverage Licenses for the Listed Businesses.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

C. PROCLAMATION 2018-16: Central Plains High School Football, Kansas Class 8 Man I Champions:

-The Central Plains High School (CPHS) Boys are the 2018 Class 8 Man I Football Champions. The proposed Proclamation acknowledges their efforts and recognizes the student athletes, managers and coaching staff for their commitment to excellence. It also declares December 17, 2018, as Central Plains High School Football State Champions Day.

Pat Stiles, Athletic Director, said they are very appreciative of this honor.

Chris Steiner, Head Coach, introduced the players and noted Coach Robinson was not able to attend. Steiner said they are the Number 3 ranked 8-man team in the entire nation. Steiner said they played nine shut outs on the season and said their defense was phenomenal. Steiner reported Brett Liebl was the sack leader and said not one player was ineligible due to grades the entire season.

Carey Hipp asked Chris Steiner about his award. Steiner said he was 8-man division coach of the year.

At 9:15 A.M., Commissioner Straub moved to take a 5-minute recess to honor the Central Plains Oilers 8-Man Division One State Champions.

Commissioner Schremmer seconded the motion.

All vote aye. Motion passed.

At 9:21 A.M., Commissioner Davis moved to go back into regular session.

Commissioner Straub seconded.

All voted aye. Motion passed.

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Commissioner Straub moved to adopt Proclamation 2018-16, Central Plains High School Football, Kansas Class 8 Man Division I Champions.

Commissioner Schremmer seconded the motion.

Commissioner Straub read the Proclamation.

All voted aye. Motion passed.

D. PURCHASE OF PATROL VEHICLE: Encumbering the Cost:

-Sheriff Brian Bellendir has purchased a patrol vehicle from Marmie Motors. As the cost will be paid through the Sheriff's Account of the General Fund, this is within his authority. The Sheriff does not anticipate delivery of the vehicle before year end. Sheriff Bellendir will therefore request that the purchase price, \$21,583.00, be encumbered.

Sheriff Bellendir said he usually doesn't bother the Commission with patrol vehicles purchases. Bellendir said they ordered the car back on March 5th and noted Marmies said it wouldn't be delivered until after the first of the year.

Commissioner Straub moved to encumber the \$21,583.00 to Marmie Motors Inc. for the purchase of a 2018 Charger Police AWD. Cost to be paid through the Sheriff's Account of the General Fund, Vehicular Equipment Line, 001-12-6205.

Commissioner Schremmer seconded the motion.

All voted aye. Motion passed.

E. NATIONAL RESOURCES CONSERVATION SERVICES: Change in Staffing:

-Ron Klein, Supervisory District Conservationist, Natural Resources Conservation Service, will announce that Pam Tucker, Conservation District Manager, is retiring this month. The Commission will be invited to an Open House at the Great Bend USDA Service Center in her honor on December 19, 2018, followed by a dinner at the Lone Wolf on December 21, 2018. Mr. Klein will also introduce Sara Martinz, Barton County Conservation District Manager. It is anticipated that Ms. Martinz will work closely with area farmers.

Ron Klein, Supervisory District Conservationist, Natural Resources Conservation Service, said Pam Tucker had been the Conservation District Manager for 40 years. Klein invited the Commission to a reception in her honor and introduced Sara Martinz as the new Conservation District Manager.

Sara Martinz said she hopes to work more with Barton County and not just the City. Martinz said she has prior experience in the office.

Information Only. No Action Required.

F. AMENDMENT OF THE 2018 BARTON COUNTY OPERATING BUDGET:

-The Budget Amendment Hearing for the 2018 Operating Budget for Barton County was conducted prior to this Regular Agenda Meeting. Mr. Patzner presented the proposed budget amendments during the Hearing. The Commission is now asked to consider amendments that will allow for the current budget to cover the operating expenses for the Road and Bridge, the 911 Emergency Telephone Tax, Solid Waste and the CJIS/CAD funds. It is noted that these funds fall outside of the General Operating Budget.

Matt Patzner, Financial Officer, asked for approval of the budget amendments.

Commissioner Davis moved to approve the 2018 Barton County Budget Amendment.

Commissioner Straub seconded the motion.

All voted aye. Motion passed.

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G. AWARD OF PROPOSAL: County Counselor:

-Barton County accepted proposals for County Counselor / legal services. Under the proposal, the Offeror is to provide legal services as required by K.S.A. 19-247. Specifically excluded are the duties of the County Attorney.

Phil Hathcock, County Administrator, said his office sent out requests for proposals last month and received the following three bids. Hathcock noted Pat Hoffman is an attorney at Carey Hipp's firm.

County Counselor Bid Comparison 2019			
<i>Counselor</i>	<i>Firm</i>	<i>Monthly</i>	<i>Hourly</i>
Pat Hoffman	Sherman, Hoffman and Hoffman	\$4,000.00	\$200.00
Allen Glendenning	Watkins Calcara	\$4,500.00	\$175.00
Kent Roth	Roth Law Office	\$5,750.00	\$150.00

Commissioner Straub said it was good to receive the three bids. Straub said she likes an outside voice that provides an unbiased opinion.

Commission Schartz said Pat Hoffman's quote is only lower if you go by the monthly quote and said she would like to try the hourly quote. Schartz said she is not saying one attorney is a better attorney.

Commissioner Straub said she would like to have a county counselor present at all the meetings and said we would not save that much if they are present. Straub said the going rate is about \$5,000 per month.

Commissioner Straub moved to award the County Counselor proposal for 2019 legal services to Pat Hoffman of Sherman, Hoffman and Hoffman at a rate of \$4,000.00 per month. That cost of services to be paid from the Special Liability Fund, Professional Service Fees Line, 025-00-5475.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

Commission Straub said Allan Glendenning represents us on our EMC claims.

H. REPLACEMENT OF SOLID WASTE VEHICLE:

-A vehicle currently used by the Landfill is showing signs of wear. In order to avoid costly repairs and to capitalize on its current value, Mr. Hathcock researched replacements.

Phil Hathcock, County Administrator and Solid Waste Director, said he solicited bids from all county vendors and noted the only 2019 bid was for the Dodge from Marmie Motors. Hathcock said the Dodge is set-up better for his needs and also works better for his work with the Sheriff's Office.

Manweiler Chevrolet Co	2018 Chevrolet 1500 Silverado CK 4WD Short Crew w/2015 Dodge RAM Trade	\$18,500.26
Marmie Motors Inc	2019 RAM 1500 Crew Cab 4X4 w/2015 Dodge RAM Trade	\$21,715.00

Commissioner Davis moved to purchase a 2019 RAM 1500 Crew Cab 4X4 pickup from Marmie Motors. Cost of vehicle, with the trade of a 2015 Dodge RAM, not to exceed \$21,715.00. Cost to be paid from the Solid Waste Fund, Vehicle Equipment Line, 140-68-6205.

Commissioner Straub seconded the motion.

All voted aye. Motion passed.

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I. COUNTY ENGINEER: Agreement for Engineering Services with Kirkham Michael and Associates:

-There are two low water crossings on the blacktop road west of Pawnee Rock that frequently have water over them, causing the road to be closed. Since the road lies on the Barton/Pawnee County line, Barry McManaman, County Engineer, approached Pawnee County to cost share on the construction of concrete drainage boxes and elevating the roadway. Kirkham Michael will provide design services, prepare plans and facilitate a bid letting in order to hire a contractor to build the structures. The Counties will share in the excavation, site preparation, backfill and finish roadway construction by using County crews for that work.

Barry McManaman, County Engineer, said this request is for two concrete drainage boxes for low water crossings West of Pawnee Rock. McManaman said he and Darren Williams met with Pawnee County about sharing the cost. Barton County would pay their \$12,500 half and Pawnee County will be billed for their half. McManaman said design services and the bidding process will be provided by Kirkham Michael.

Commissioner Schremmer moved to approve the Engineering Services Agreement between Barton County and Kirkham Michael and Associates for the design of two reinforced concrete box structures and it is noted that Kirkham Michael will provide the same information to Pawnee County for the shared project.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

J. RESOLUTION 2018-19: Establishing Weight Limits for Certain Bridges Maintained by Barton County and Rescinding an Unnumbered, Untitled Resolution Concerning Bridge Weight Limit Restrictions Adopted July 8, 1980:

-Engineering load ratings have been performed on certain County-maintained bridges as required by federal regulations with said regulations requiring that weight limit signs be installed at bridges that cannot safely carry legally loaded trucks. Mr. McManaman has reviewed the load ratings and determined that it is necessary that certain weight limit regulations be adopted. Mr. McManaman will review the appropriate regulatory signs and signage locations as designated by the proposed resolution.

Barry McManaman, County Engineer, said this request comes in the midst of a 10-year load-rating project in response to bridge collapses in the nation. McManaman said they recently received results on 103 of the 370 bridges. McManaman said if approved, the Road and Bridge Department will place the new signage and noted four are new bridges.

Commissioner Schremmer moved to adopt Resolution 2018-19: Establishing Weight Limits for Certain Bridges Maintained by Barton County and Rescinding an Unnumbered, Untitled Resolution Concerning Bridge Weight Limit Restrictions Adopted July 8, 1980.

Commissioner Straub seconded the motion.

All voted aye. Motion passed.

K. ROAD AND BRIDGE: Purchase of a Competitive Vacuum Excavator:

-The Road and Bridge Department typically requests 800 to 1,000 One Call locates per year for utilities buried in the public right of ways. In order to improve efficiencies, the Department suggests the purchase of a Competitive Vacuum Excavator. The equipment uses high pressure water jets to remove soil and rocks while vacuuming up the debris reducing labor costs and allowing for more pointed mechanical equipment work. The recommended unit includes warranties and can be pulled by most of the pickups operated at Road and Bridge.

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Darren Williams, County Works Director, said they average between 800-1,000 locates per year. A Vac-Tron trailer will not damage utility lines, fiber optics, gas lines, etc. This will eliminate the need to hand dig around the lines. Williams said they looked at both new and used models and noted this unit includes a 2-year warranty.

Commissioner Davis moved to approve the \$43,289.00 quote for a 2018 CV 570 SGT 500 gallon Vac-Tron from Vermeer Corporation. Purchase to include a full (2) two-year warranty. Price to be paid from the Equipment Replacement Fund, Road and Bridge Line, 072-00-6485.

Commissioner Straub seconded the motion.

All voted aye. Motion passed.

Commissioner Schartz said she received a call from Shalee Stover's Mother (child who was killed at the Washington intersection) asking why improved rumble strips aren't in place-yet. Darren Williams said there are three strips on both sides now.

IV. ENDING BUSINESS:

1. Announcements
2. Appointments

V. OTHER BUSINESS:

- Comm Straub: Has a correction to the story on the Kansas Natural Resource Coalition Meeting that she attended. The story said homeowners are winning every appeal. Not how she intended to say it. The question was how are the appointees to the board of tax appeals appointed. The Board of Tax Appeals doesn't seem to be following the same guidelines as the Kansas County Appraisers. Really, it's an issue of whether Barton County wants to join this group.

- Comm Schartz: Congratulated Becky Wornkey on her \$10,000 Shopping Spree win over the weekend.

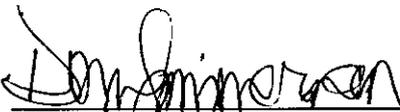
VI. ADJOURN:

Commissioner Schremmer made a motion to adjourn at 10:01 A.M.

Commissioner Straub seconded the motion.

All voted aye. Motion passed.

ATTEST:



Donna Zimmerman
Barton County Clerk



Jennifer Schartz, Chairmah

PROCLAMATION 2018-16
Central Plains High School Football, Kansas Class 8 Man I Champions

WHEREAS, the County Commissioners of Barton County, Kansas, honor the young men and women of this community that make a difference through academic, artistic and physical activities; and

WHEREAS, when a single school brings positive recognition to Barton County through significant achievements, it is crucial that the Commission recognize the team members, their coaches and administrative staff for their commitment to excellence; and

WHEREAS, the 2018 CPHS Boys Football roster includes Karter Beck, Jerred Bieberle, Myles Menges, Alex Hickel, William Laymon, Devin Ryan, Bralen Thompson, Brett Thompson, Grant Heldstab, Jacob Oberle, Lawson Oeser, Dawson McNeal, Matthew Donecker, Cole Lamatsch, Mason Doll, Brett Liebl, Juan Vasquez, Michael Menges, Kealy Burris, Mason Wimmer, Tyler Holmes, and Denver Crenshaw with Head Coach Chris Steiner, assistant Coaches Dustin Robison and Bryce Steiner; Managers Ethan Hurley, Kerrick Benavidez, Jaydon Whiterock and Mason Cox; Superintendent Greg Clark; Principal Toby Holmes and Athletic Director Pat Stiles; and

WHEREAS, the student athletes and managers, along with the coaching staff have brought honor to CPHS, the Cities of Claflin, Bushton, Frederick, Geneseo, Holyrood, Lorraine and Odin, and Barton, Ellsworth and Rice Counties.

NOW, THEREFORE BE IT PROCLAIMED by the Board of County Commissioners of Barton County, Kansas, that the Central Plains High School 2018 Football Team is recognized as the Kansas Class 8 Man I Champions; and

FURTHER, that Monday, December 17, 2018, is declared as Central Plains High School Kansas Class 8 Man I Champions Day; and

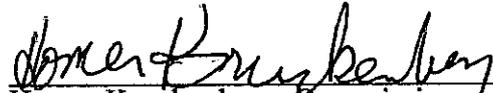
FURTHER, it is recognized that the commitment of the family, the student body, the administration and the community impacts student athletes as they tend to have higher grade point averages, fewer school absences and work habits and self-discipline skills that help them become responsible and productive community members themselves.

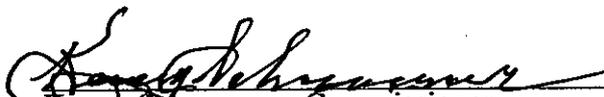
ADOPTED this 17th day of December, 2018.

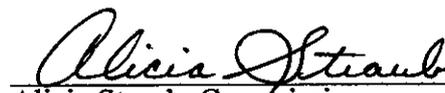
BOARD OF COUNTY COMMISSIONERS


Jennifer Schartz, Chairman

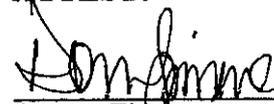

Don Davis, Commissioner


Homer Kruckenberg, Commissioner


Kenny Schremmer, Commissioner


Alicia Straub, Commissioner

ATTEST:


Donna Zimmerman,
County Clerk



Resolution 2018-19

Establishing Weight Limits for Certain Bridges Maintained by Barton County and Rescinding an Unnumbered, Untitled Resolution Concerning Bridge Weight Limit Restrictions Adopted July 8, 1980

WHEREAS, engineering load ratings have been performed on certain County-maintained bridges as required by federal regulations and said federal regulations require that weight limit signs be installed at bridges that cannot safely carry legally loaded trucks; and

WHEREAS, the County Engineer has reviewed the load ratings and determined that it is necessary that certain weight limit regulations be adopted and appropriate regulatory signs be posted at the locations designated by this resolution; and

WHEREAS, Kansas Statutes Annotated (K.S.A.) 8-1912, 8-2002, 19-101a, and 19-212 authorize the Board of County Commissioners to enact resolutions for the establishment of traffic regulations upon roads within its jurisdiction; and

WHEREAS, the Board has determined, after reviewing the evidence presented, that it is in the best interest of the public's health, safety, and welfare to adopt traffic regulations as recommended.

THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Barton County, Kansas, that the following described bridges be posted with the described weight limits until such time that said bridge is replaced or conditions are corrected and this resolution is amended:

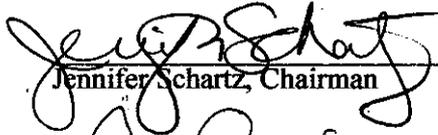
County Bridge Number	Straight Truck Weight Limit	Tractor-Trailer Weight Limit	Double Trailer Weight Limit
FAS 330	15	16	20
OS 190	19	27	37
OS 195	24	35	40
OS 242	11	17	25
OS 278	19	32	40
OS 290	20	34	40
OS 295	24	36	40

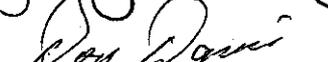
BE IT FURTHER RESOLVED that the Resolution dated the 8th day of July 1980 concerning bridge weight limit restrictions is hereby rescinded, and that any other previous resolutions for any of the locations designated in this Resolution that conflict with the regulations established herein are hereby rescinded.

BE IT FURTHER RESOLVED THAT, upon the posting of the appropriate regulatory signage, any violation of the provisions of this Resolution by any person, unless exempted by Statute, shall be a public offense and shall be punishable upon conviction by a fine in an amount and in accordance with the provisions of KSA 8-2118 and any amendments thereto.

ADOPTED this 17th day of December, 2018.

BOARD OF COUNTY COMMISSIONERS


Jennifer Schartz, Chairman

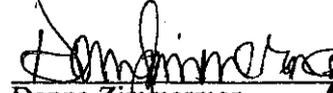

Don Davis, Commissioner


Homer Kruckenberg, Commissioner


Kenny Schimmer, Commissioner

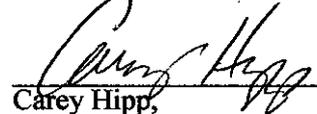

Alicia Straub, Commissioner

ATTEST:


Donna Zimmerman,
County Clerk



APPROVED AS TO FORM:


Carey Hipp,
County Counselor