

# 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).

October 29, 2018

The Board of Barton County Commissioners convened this 29th day of October 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

## **I. OPENING BUSINESS:**

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

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

Minutes of the October 22, 2018, Regular Meeting were not available.

## **II. APPROVAL OF APPROPRIATIONS:**

-An Accounts Payable Register will be submitted to the Commission for the period of October 15, 2018, ending October 29, 2018.

Commissioner Davis moved to approve the appropriations for the period of October 15, 2018, to October 29, 2018 and authorize the Chairman to sign on behalf of the Commission.  
Commissioner Straub seconded the motion.  
All voted aye. Motion passed.

## **III. OLD BUSINESS:**

There was no old business.

## **IV. NEW BUSINESS:**

### **A. RESOLUTION 2018-18: A Resolution Determining Floodplain Management in Barton County, Kansas, and Rescinding Certain Barton County Zoning Regulations and Certain Barton County Resolutions Dealing with Floodplain Management:**

-In 2015, the Division of Water Resources started the Cow Creek Watershed Floodplain Mapping Study. After input from the Cow Creek Work Group, the Letter of Final Determination was signed August, 2018, giving Barton County six months to update floodplain management documents. A Public Hearing was held on October 8, 2018 to review the proposed revisions. The Barton County Planning Commission recommends that the County Commissioners adopt the proposed changes to the regulations and the map as presented.

Barry McManaman, County Engineer, said this project includes part of Barton, Rice and Reno Counties. A Cow Creek working group, which includes citizens from the county and local communities, reviewed the flood plain maps as they were being developed by the Division of Water Resources.

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Judy Goreham, Environmental Manager, said the Planning Commission met and approved the changes. Goreham said basically anyone in flood plain must build above the BFE (Base Flood Elevation) and explained this will only affect new development.

Commissioner Straub moved to adopt Resolution 2018-18: A Resolution Determining the Floodplain Management in Barton County, Kansas, and Rescinding Certain Barton County Zoning Regulations and Certain Barton County Resolutions Dealing with Floodplain Management.  
 Commissioner Davis seconded the motion.  
 All voted aye. Motion passed.

Judy Goreham acknowledged Jim Welch, Planning Commission Member, who was present at the meeting.

## B. 2018 TAX SALE:

-The annual Tax Sale was held on October 23, 2018. At the time of the sale, 26 parcels remained. The County sold all 26 tracts. Jim Jordan, County Treasurer, will provide an update on the auction.

Jim Jordan, County Treasurer, said they missed Commissioner Schremmer, but Sheriff Bellendir stepped in to auction. Jordan said all 26 parcels are now back on the tax rolls.

TRACT	PROPERTY	TAX OWED	SOLD FOR	OVERAGE
0016	512 3rd Street, Claflin, Kansas	\$ 8,912.21	\$ 1,000.00	
0029	0 Bismark Avenue, Pawnee Rock, Kansas	\$ 307.59	\$ 50.00	
0033	624 Bismark Avenue, Pawnee Rock, Kansas	\$ 7,082.57	\$ 70.00	
0035	210 Baker Avenue, Great Bend, Kansas	\$ 3,709.32	\$ 4,600.00	\$ 890.68
0038	222 Locust Street, Great Bend, Kansas	\$ 1,050.90	\$ 25.00	
0039	2410 11th Street, Great Bend, Kansas	\$ 568.07	\$ 5.00	
0040	305 Maple Street, Great Bend, Kansas	\$ 587.71	\$ 20.00	
0048	305 East 4th Street, Hoisington, Kansas	\$ 4,711.51	\$ 4,100.00	
0055	211 7th Street, Claflin, Kansas	\$ 4,732.70		\$ 18,767.30
0069	300 East 4th Street, Hoisington, Kansas	\$ 539.13	\$ 50.00	
0081	0 NW 40 Avenue, Olmitz, Kansas 67564	\$ 291.33	\$ 925.00	\$ 633.67
0087	409 Lindas Avenue, Pawnee Rock, Kansas	\$ 406.57	\$ 25.00	
0088	112 Rock Street, Pawnee Rock, Kansas	\$ 2,203.86	\$ 800.00	
0114	S Court, Hoisington, Kansas	\$ 468.34	\$ 25.00	
0119	213 Pine Street, Great Bend, Kansas	\$ 550.86	\$ 15.00	
0123	812 Stone Street, Great Bend, Kansas	\$ 5,049.79	\$ 2,900.00	
0145	2507 Lakin Avenue, Great Bend, Kansas	\$ 5,986.86	\$ 4,800.00	
0154	419 2nd Street, Claflin, Kansas	\$ 3,547.69	\$ 2,100.00	
0163	2506 Gano Street, Great Bend, Kansas	\$ 7,967.51	\$ 800.00	
0167	214 West 1st Street, Ellinwood, Kansas	\$ 754.24	\$ 1,000.00	\$ 245.76
0209	504 2nd Street, Claflin, Kansas	\$ 3,377.17	\$ 5,000.00	\$ 1,622.83
0214	1310 Morton Street, Great Bend, Kansas	\$ 3,751.12		\$ 7,248.88
0245	420 East 1st Street, Hoisington, Kansas	\$ 1,487.46	\$ 1,200.00	
0253	207 East B Street, Ellinwood, Kansas	\$ 4,368.95	\$ 6,100.00	\$ 1,731.05
0280	416 East 1st Street, Hoisington, Kansas	\$ 428.69	\$ 1,200.00	\$ 771.31
0308	208 East 5th Street, Ellinwood, Kansas	\$ 3,837.99	\$ 2,500.00	
		\$ 76,680.14	\$	\$ 31,911.48

Information Only. No Action Required.

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## **C. JUVENILE SERVICES: Corrective Action - Electric Door Locks and Access Controlling Software:**

-On September 4, 2018, the Commission approved replacing the mechanical keypad locks with electronic door locks for Juvenile Services. The electronic locks come with software that can be remotely programmed. The \$5,004.56 cost was split between the General Fund and various Juvenile Services accounts. Marissa Woodmansee, Juvenile Services Director, will ask that the Commission rescind the original motion and take corrective action.

Marissa Woodmansee, Juvenile Services Director, said the electric door locks are installed and working. Woodmansee said this item is to correct the funding.

Commissioner Straub moved to rescind the September 4, 2018, motion dealing with the purchase of electronic door locks and access controlling software. Further, move to purchase the Salto Door Controller Package as bid by Nex-Tech. Total cost of the package, \$5,004.56, to be paid as follows:  
from the General Fund, IT Department, Maintenance of Machinery and Equipment Line, 001-24-5460 – \$1,123.97; and

and From the Case Management Fund, Maintenance of Machinery and Equipment Line, 120-82-5460-80 – \$3,880.59.

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

## **D. JUVENILE SERVICES: Reinvestment Grant – Family Engagement and Advocacy Program:**

-Juvenile Services has applied for a Reinvestment Grant to develop a Family Engagement and Advocacy Program featuring a Job Readiness Coach. In doing so, Juvenile Services has partnered with the Milling Hearts Ranch. This program is designed to provide a strength-based and solution focused approach with parents and youth who are facing criminal charges or have been adjudicated as an offender. By recognizing the important role families can play in the supervision and rehabilitation of the identified at risk population, program goals are to change the culture of “us versus them” and start building cooperative relationships.

Marissa Woodmansee, Juvenile Services Director, said they are in year four of the Juvenile Justice Reform. The state provided this grant funding as a way to give back to the districts. Woodmansee said she wrote the grant application for \$128,251.09 for the Family Engagement and Advocacy Program and noted there is a lack of parental engagement and buy-in. Woodmansee said they are working to change that mind-set to one of compassion. They will hire a community case manager specifically for parental engagement focusing on common-sense parenting.

Commissioner Davis moved to accept the Family Engagement and Advocacy Program Reinvestment Grant for Juvenile Services and direct the Commission Chairman to sign such grant documentation as may be required.

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

## **E. SOLID WASTE: Caterpillar Certified Power Train Rebuild:**

-The Landfill operates a 615C Scraper to move soil for cover material and access road maintenance. This scraper was purchased used and currently has over 10,000 hours. The machine has several costly repairs that need to be made. Rather than make these repairs, Landfill management recommends a certified rebuild be performed on the machine.

Hathcock, County Administrator/Solid Waste Director, said their 2001 615C scraper is in need of a rebuild. Hathcock said they operate two scrapers and noted one had already been rebuilt some time ago.

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Hathcock said this is the fourth piece of equipment to be rebuilt and explained the equipment will basically be a new machine at about half the cost. Hathcock said they unfortunately no longer make this size scraper anymore.

Commissioner Straub moved to authorize the Caterpillar Certified Power Train Rebuild of the 615C Scraper at a cost of \$266,737.00. This rebuild comes with a three-year 5,000 hour power train and hydraulic warranty. Cost to be paid from the Solid Waste Fund, Maintenance of Machinery and Equipment Line, 140-68-5460.

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

## **F. EXECUTIVE SESSION: Attorney-Client Privilege:**

-The Commission will enter into Executive Session. The Commission may invite such parties as needed into said Session. It is anticipated that Phil Hathcock, County Administrator; Donna Zimmerman, County Clerk / Assistant County Administrator; and Carey Hipp, County Counselor, will be invited into said Session. The Commission meeting will resume in ten minutes.

At 9:24 A.M. Commissioner Davis moved that the Commission go into Executive Session for a period of (10) ten minutes. The subject to be discussed will be consultation with the County Counselor on matters protected by attorney / client privilege. The reason this needs to be discussed in Executive Session is to provide the attorney / client privilege and the County's position on the matter on which legal advice is being sought. Carey Hipp, County Counselor; Phil Hathcock, County Administrator, and Donna Zimmerman, County Clerk / Assistant County Administrator, are to be included in said meeting. The Open Meeting will resume in this room at 9:35 A.M. in this room.

Commissioner Straub seconded the motion.  
Voted aye. Motion passed.

At 9:35 A.M. Commissioner Davis moved enter into Regular Session.  
Commissioner Kruckenberg seconded the motion.  
All voted aye. Motion passed.

## **G. ACTION FROM EXECUTIVE SESSION: Attorney-Client Privilege:**

-The Commission will make any necessary announcements as a result of the Executive Session. If necessary, further discussion or a decision may be made at this time.

Commissioner Schartz announced there was no action taken.

## **V. ENDING BUSINESS:**

1. Announcements
2. Appointments

## **VI. OTHER BUSINESS:**

- Comm Straub: Announced the Ellinwood High School Lady Cross-Country team won the 2A State Championship Title.

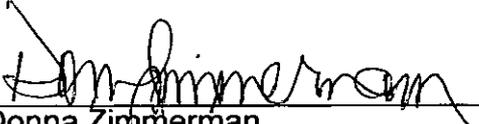
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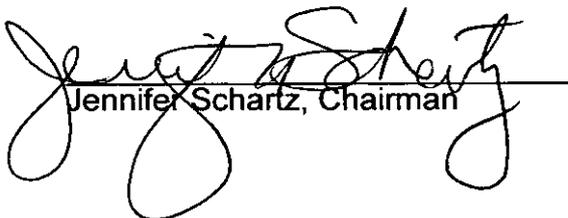
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## VI. ADJOURN:

Commissioner Straub made a motion to adjourn at 9:39 A.M.  
Commissioner Davis seconded the motion.  
All voted aye. Motion passed.

ATTEST:

  
Donna Zimmerman  
Barton County Clerk

  
Jennifer Schartz, Chairman

## RESOLUTION 2018-18

A RESOLUTION DETERMINING FLOODPLAIN MANAGEMENT IN BARTON COUNTY, KANSAS, AND RESCINDING CERTAIN BARTON COUNTY ZONING REGULATIONS AND CERTAIN BARTON COUNTY RESOLUTIONS DEALING WITH FLOODPLAIN MANAGEMENT

**WHEREAS**, the National Flood Insurance Program (NFIP) was created by the United States Congress and enables property owners in participating communities to purchase insurance protection from the government against losses from flooding; and

**WHEREAS**, this insurance is designed to provide an alternative to disaster assistance to meet the escalating costs of repairing damage to buildings and their contents caused by floods; and

**WHEREAS**, participation is based on an agreement between local communities and the federal government which states that if a community will adopt and enforce a floodplain management ordinance to reduce future flood risks to new construction in Special Flood Hazard Areas (SFHA), the federal government will make flood insurance available within the community as a financial protection against flood losses; and

**WHEREAS**, Barton County is a member community and has enforced floodplain regulations for some time; and

**WHEREAS**, the floodplain management regulations, as required by KSA 12-766, have been approved in draft by the Chief Engineer of the Division of Water Resources of the Kansas Department of Agriculture on October 11, 2018.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Barton County, Kansas, that the Floodplain Management Resolution 60.3(d) Regulatory Floodway Identified by the Flood Insurance Rate Map for Barton County, Kansas, and Incorporated Areas dated February 15, 2019, and the Flood Insurance Study for Barton County, Kansas and Incorporated Areas dated February 15, 2019, as approved by the Kansas Department of Agriculture, Division of Water Resources, on the 11<sup>th</sup> day of October, 2018, and herein incorporated by reference, are herein adopted and shall become effective the 15<sup>th</sup> day of February, 2019; and

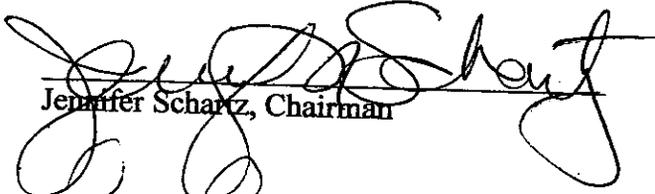
**FURTHER**, that the Barton County Zoning Regulations, Version II, adopted June 5, 2017 under Resolution 2017-10, shall be revised as noted, current contents of Article VII, Floodplain Regulations, shall be omitted in its entirety and that the Floodplain Management Resolution 60.3(d) Regulatory Floodway Identified by the Flood Insurance Rate Map for Barton County, Kansas and Incorporated Areas dated February 15, 2019 and the Flood Insurance Study for Barton County, Kansas and Incorporated Areas dated February 15, 2019, as approved by the Kansas Department of Agriculture, Division of Water Resources, on the 11<sup>th</sup> day of October, 2018, and herein incorporated by reference, shall be inserted with an effective date of February 15, 2019; and

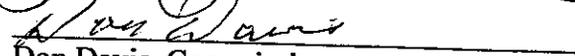
**FURTHER**, Resolution 2009-21, same, adopted August 3, 2009, is hereby rescinded and Resolution 2013-17, A Resolution Determining Floodplain Management in Barton County, Kansas, and Amending 2009-21, Same, adopted July 29, 2013, is hereby rescinded; and

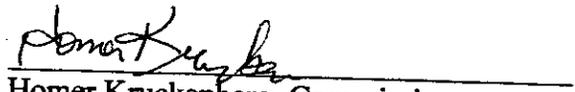
FURTHER, that any Barton County Resolution or Regulation, adopted prior to this time, identified as being in conflict with the provisions of the regulations as noted herein, shall be considered null and void and that the regulations adopted this date shall prevail.

ADOPTED this 29<sup>th</sup> day of October, 2018.

**BOARD OF COUNTY COMMISSIONERS**

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

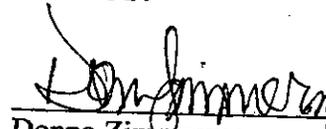
  
\_\_\_\_\_  
Don Davis, Commissioner

  
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Homer Kruckenberg, Commissioner

  
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Kenny Schremmer, Commissioner

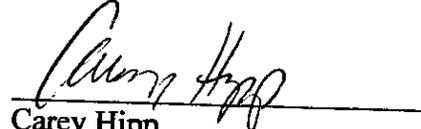
  
\_\_\_\_\_  
Alicia Straub, Commissioner

ATTEST:

  
\_\_\_\_\_  
Donna Zimmerman,  
County Clerk



APPROVED AS TO FORM:

  
\_\_\_\_\_  
Carey Hipp,  
County Counselor