

Barton County Commission Agenda Meeting Minutes

Recorded audio is available on compact disk upon KORA 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

Meetings Live Streamed through **Microsoft Teams**® at the following link: <https://bit.ly/3Kwbi19>.

December 14, 2022

The Board of Barton County Commissioners convened this 14th day of December 2022, at the Barton County Courthouse.

Members present:

Kirby Krier, Commissioner, 1st District
Shawn Hutchinson, Commissioner, 3rd District, Chairman
Jon Prescott, Commissioner, 4th District
Jennifer Schartz, Commissioner, 5th District
Bev Schmeidler, County Clerk
Matt Patzner, Director of Operations
Patrick Hoffman, County Counselor

Members present via phone:

Barb Esfeld, Commissioner, 2nd District, (Chairman Pro-Tem)

I. OPENING BUSINESS:

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

Commissioner Prescott moved to approve the agenda.

Commissioner Krier seconded the motion.

All voted aye. Motion passed.

Commissioner Schartz moved to approve the minutes of the December 7, 2022, Regular Meeting.

Commissioner Krier seconded the motion.

All voted aye. Motion passed.

II. OLD BUSINESS:

There was no old business.

III. NEW BUSINESS:

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

-Bev Schmeidler, County Clerk, will provide details. 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. License renewals for 2023 will be presented.

Bev Schmeidler, County Clerk, presented details.

Commissioner Krier moved to Approve the 2023 Cereal Malt Beverage Licenses for the listed businesses to include Corinthians Hill, Kiowa Kitchen, Lake Barton Golf Course, Miller Time LLC (two licenses), Odin Community Club, Odin Store (two licenses) and Small Town Service and Repair LLC (two licenses).

Commissioner Schartz seconded the motion.

All voted aye. Motion passed.

B. FAÇADE IMPROVEMENT PROJECT: Grant Deadline Extension:

-Tammy Hayden, WHB, Inc., will provide details. During the November 2, 2021, Commission Meeting, WHB, Inc. was allocated \$20,000.00 for façade improvements at 1403 Main, Great Bend, Kansas.

Sourcing materials and contractors have proven to be problematic. The Commission will be asked to extend the grant period for this project to June 30, 2023.

Sara Arnberger, on behalf of her mother, Tammy Hayden, WHB, Inc., said they had decided to go the historical route and take advantage of historical tax credits. That had caused it to take more time than

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anticipated to get the approvals to move forward. They had recently gone through the final steps with the state architect and should progress once the weather holds out, but it would not be before the end of the year.

Commissioner Hutchinson said that June 30, 2023, was a hard deadline and projects not completed by that time would not receive the funds.

Commissioner Prescott moved to extend the contract period for WHB, Inc. for the FIG project at 1403 Main, Great Bend, Kansas, and extend it to June 30, 2023.

Commissioner Scharz seconded the motion.

All voted aye. Motion passed.

C. FAÇADE IMPROVEMENT PROJECT: Grant Deadline Extension:

-Matt Patzner, Director of Operations, will provide details. During the October 26, 2021, Commission Meeting, Randall Polzin was allocated \$4,797.62 for façade improvements at 170 S. Main, Hoisington, Kansas, and \$7,054.50 for improvements at 172 S. Main, Hoisington, Kansas. Sourcing materials and contractors have proven to be problematic. The Commission will be asked to extend the grant period for both projects to June 30, 2023.

Matt Patzner, Director of Operations, said sourcing materials and contractors had been problematic. There was also a family medical emergency for one of the contractors delaying work. Polzin requested an extension.

Commissioner Prescott moved to extend the contract period for Randall Polzin for the FIG projects at 170 S Main as well as 172 S Main in Hoisington, Kansas, and extend it to June 30, 2023.

Commissioner Scharz seconded the motion.

Commissioner Hutchinson asked Patzner to make sure that Polzin understood the deadline. Patzner said he had been in contact with Polzin.

All voted aye. Motion passed.

D. RESOLUTION 2022-25: A Resolution Establishing a Procurement Policy and Procedures for Purchasing and Sourcing and Rescinding Resolution 2021-28, Same, Adopted December 21, 2021:

-Mr. Patzner will provide details. The County has operated with purchasing standards for several years. That practice eventually evolved into the current Procurement Policy. First adopted in 2020, the County continues to refine its language. The latest revision will be presented at this time.

Matt Patzner, Director of Operations, said updates were made to the informal procurement methods section to include consumable goods, added subsection B for unsealed bids, updated the publications section as well as the opening and tabulation section. Policy revisions would further help to insure uniform and transparent purchasing practices. Asked for adoption of updated procurement policy.

Commissioner Krier asked Patzner what changes were made. Patzner said that consumable goods that were implicit to the budget were further defined, such as raw materials for Road & Bridge. Defined unsealed bids as a method of procurement.

Commissioner Krier moved to adopt Resolution 2022-25, A Resolution Establishing a Procurement Policy and Procedures for Purchasing and Sourcing and Rescinding Resolution 2021-28, Same, Adopted December 21, 2021.

Commissioner Scharz seconded the motion.

All voted aye. Motion passed.

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E. COMMUNICATIONS: Memorandum of Agreement between Barton County and Rice County:

-Dena Popp, 911 Director, will present details. Barton County and Rice County have developed an agreement for joint use of County-owned 800 MHz radio towers. This agreement would improve the east side coverage for Barton County as well as provide Rice County with back-up towers on their west side. This agreement comes at no cost to either County and the Kansas Department of Transportation will provide needed programming.

Dena Popp, 911 Director, said she had been working with the Rice County 911 Director on an agreement to utilize each other's towers. Currently, there were issues with paging, specifically in the Claflin area. If the agreement would be approved, it would benefit both Rice County and Barton County. There would be no financial obligation or liability to either county. Popp appreciated the opportunity to work with Rice County. If approved, it would go to Rice County Commissioners next Monday and then to Mobile Radio and KDOT for program changes.

Commissioner Krier said to Doug Hubbard, Fire Chief, Fire District No. 1, that would help tremendously. Hubbard said yes, there had been issues with pagers not receiving the calls.

Commissioner Krier moved to approve the Memorandum of Agreement between Barton County and Rice County. Direct the Commission Chairman to sign on behalf of Barton County.
Commissioner Prescott seconded the motion.
All voted aye. Motion passed.

F. SOLID WASTE MANAGEMENT PLAN: Annual Review:

-Jennifer Hamby, Solid Waste Director, will provide details. Per KSA 65-3405, Barton County is required to form and maintain a Solid Waste Planning Committee to develop and perform an annual review of the Solid Waste Management Plan, which is then approved by the Commission and submitted to the Kansas Department of Health and Environment (KDHE). The committee has reviewed the Solid Waste Management Plan and it is recommended that no changes be made at this time.

Jennifer Hamby, Solid Waste Director, said the committee had reviewed the plan and recommended no changes be made for 2022.

Commissioner Schartz moved to adopt the Solid Waste Management Plan as is. Direct Ms. Hamby to submit said plan to the Kansas Department of Health and Environment.
Commissioner Prescott seconded the motion.
All voted aye. Motion passed.

G. SOLID WASTE: Revision of Tire Rates:

-Ms. Hamby will provide details. The Landfill currently charges customers a per tire disposal rate based on the tire size. Due to an increase in disposal costs, management believes it is necessary to increase the rates to compensate for the cost of tire disposal. It is recommended that the rate be changed to \$3.50 per passenger car and light truck tire for up to four tires. For semi, tractor, heavy equipment and quantities of tires five and over, the suggested rate would be \$.12 per pound/\$240.00 per ton.

Jennifer Hamby, 911 Director, said currently, the disposal rate was \$213/ton. She had spoken to Champlin who handles the disposal for the landfill, in March of 2023, the rate will increase to \$236/ton. Hamby said it would be more effective to charge by weight rather than per tire. It is recommended that the rate be changed to \$3.50 per passenger car and light truck tire for up to four tires. For semi, tractor, heavy equipment and quantities of tires five and over, the suggested rate would be \$.12 per pound/\$240.00 per ton.

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Commissioner Schartz moved to adopt the amended Solid Waste Rates Tire Rates, effective January 1, 2023. Direct Ms. Hamby to notify local contractors of the rate change.
Commissioner Prescott seconded the motion.
All voted aye. Motion passed.

EXECUTIVE SESSION

At 9:15 A.M., Commissioner Krier moved to enter into an executive session until 9:35 A.M. with the governing body and the following individuals in attendance: Matt Patzner, Tricia Schlessiger, Donna Zimmerman and Duane Reif. The justification for the executive session is to discuss personnel matters of non-elected personnel and the subject matter to be discussed shall be performance of Barton County employees.

Commissioner Hutchinson said I assume you want the commissioners as well.

Commissioner Krier said yes, the governing body.

Commissioner Prescott seconded the motion.

All voted aye. Motion passed.

At 9:36 A.M., Commissioner Krier moved to come back into regular session.

Commissioner Prescott seconded the motion.

All voted aye. Motion passed.

At 9:36 A.M., Commissioner Krier moved to go back into executive session until 9:45 A.M. with the governing body, Patrick Hoffman, Matt Patzner, Tricia Schlessiger, Duane Reif and Donna Zimmerman to discuss non-elected personnel.

Commissioner Prescott seconded the motion.

All voted aye. Motion passed.

At 9:45 A.M., Commissioner Schartz moved to come back out of executive session with no action taken.

Commissioner Prescott seconded the motion.

All voted aye. Motion passed.

H. SERVICE AGREEMENT: Independent Contractor Agreement for County Counselor:

-Patrick Hoffman, County Counselor, will discuss the continuation of the Independent Contractor Agreement for County Counselor services into 2023. Duties carried out by the County Counselor are prescribed in K.S.A. 19-247. Specifically excluded are the duties of the County Attorney.

Patrick Hoffman, County Counselor, said 2018 was his first year with a one year contract expiring the end of December. He was here with another one year contract with the same exact rate and term.

Commissioner Krier moved to extend the Independent Contractor Agreement for County Counselor services with Patrick Hoffman of Patrick Hoffman, LLC into until January 1, 2023, excuse me, January 31, 2023, at a rate of \$5,500.00 per month. Cost of services to be paid from the Special Liability Fund, Professional Service Fees Line, 025-00-5475.

Commissioner Prescott seconded the motion.

All voted aye. Motion passed.

Commissioner Krier said the January 31st date was to allow for area attorneys to apply. Hoffman asked if he would be allowed to reapply and was told yes.

Commissioner Schartz said this was no reflection on Hoffman, he had done a stellar job. It was for transparency.

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IV. ENDING BUSINESS:

1. Announcements
2. Appointments

V. OTHER BUSINESS:

Commissioner Krier – had received input regarding moving the Treasurer to the 1st floor of the courthouse.


VI. ADJOURN.

Commissioner Prescott moved to adjourn at 9:53 A.M.

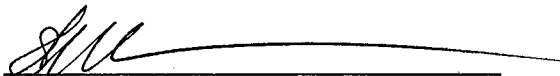
Commissioner Schartz seconded the motion.

All voted aye. Motion passed.

ATTEST:



Bev Schmeidler
Barton County Clerk



Shawn Hutchinson, Chairman