

THE MINUTES OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
ON April 13, 2015

The Board of Kingman County Commissioners met in regular session, in the Commissioners' Meeting Room, Kingman County Courthouse, Kingman, Kansas, on April 13, 2015. Those Present:

Fred Foley, Chairperson
John Steffen, Commissioner
Carol Voran, Commissioner
Carol Noblit, Master County Clerk

John Caton, County Counselor was present.

Visitors: Phyllis Zorn, Kingman Leader-Courier, Donna Hardesty, Dick Neville, Kingman City Commissioner; Pam Stasa, Kingman County Conservation Service and Bethany Thimesch, architect.

Staff: Nancy Borst, County Communications Coordinator, Fred Simon, Emergency Preparedness Director, Steve Ramsey, Community Service Director, Charles Arensdorf, Public Works Director, Cindy Chrisman-Smith, Health Nurse, Stan Goetz, HR/Planning/Zoning Director, John Wimer, Noxious Weeds director; Mendy Frampton, Kingman County Activity Center director; Jeff Cox, Recycling Center director; Steve Bachenberg, County Engineer.

Commissioner Foley called the Board of Canvassers to order at 8:00 a.m.

Carol Noblit, Kingman County Election Officer presented the Election Abstract to the County Canvassers and submitted 15 Provisional ballots to be reviewed and decided upon. The County Canvassers chose 11 provisional ballots to be counted. The County Election Officer also discussed a clerical error that was made on the spreadsheet totals page. It was corrected and she called the candidates involved and let them know that totals are not final until the Board of Canvassers meet on Monday the 13th, 2015.

The Board of Canvassers gave the provisionals to be counted to the counting board to count.

MOTION: Canvasser Voran moved to recess the Board of Canvassers meeting. Canvasser Steffen seconded. The motion was approved upon the unanimous vote of the Canvassers.

MOTION: Commissioner Voran moved to convene the Board of County Commissioners at 8:30 a.m. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the Commissioners.

Commissioner Foley asked if there were any additions to the agenda.

MOTION: Commissioner Steffen moved to approve the agenda as presented. Commissioner Foley seconded. The motion was approved upon vote of the County Commissioners.

Commissioner Voran gave an update to the County Commission on the SCKEDD meeting she and the County Clerk attended last Thursday afternoon.

MOTION: Commissioner Voran moved to recess the Board of County Commissioners meeting at 8:45 a.m. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

MOTION: Canvasser Voran moved to convene the Board of Canvassers at 8:46 a.m. Canvasser Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

Carol Noblit, County Election Officer discussed the votes that were counted from the provisional ballots and added them to the total.

The Board of Canvassers then broke a tie for Spivey City Mayor with a coin toss. With the coin toss Julia Hoffman received the position of Spivey Mayor.

The Board of Canvassers then broke ties for the following with the drawing of names:

USD 332 Position #6-Unexpired Term:

Jerry Westerman

Spivey City Mayor:

Julia Hoffman

Penalosa City Council:

Teresa Winter

Zenda City Council:

Dan Swope

MOTION: Canvasser Voran moved to approve the Election Abstract with the provisional totals included. Canvasser Steffen seconded. The motion was approved upon the unanimous vote of the County Canvassers.

MOTION: Commissioner Steffen moved to reconvene the Board of County Commissioners meeting at 9:15 a.m. Commissioner Voran seconded. The motion was approved upon the unanimous vote of the County Commissioners.

Commissioner Foley asked if there were any additions to the agenda.

MOTION: Commissioner Steffen moved to approve the agenda as presented. Commissioner Foley seconded. The motion was approved upon vote of the County Commissioners.

9:17 a.m. Commissioner Foley opened the bids received for the Air Conditioning units for the Register of Deeds office from the following:

Eck Electric	9220.40	Fujitsu
Dixons, LLC	6929.00	Mitsubishi
	4079.00	Mitsubishi

MOTION: Commissioner Steffen moved to approve the bid from Eck Electric in the amount of \$9,220.40. Commissioner Voran seconded. The motion was approved upon the unanimous vote of the County Commissioners.

9:40 a.m. Cindy Chrisman-Smith, Health Nurse was in to discuss the CRI (Cities Readiness Initiative) and purchasing a trailer through the CRI. Ms. Smith said the cost of a trailer may be around \$3,000.00 and she let the County Commissioners know what she has purchased so far with CRI funds.

The County Commissioners were in agreement that purchasing a trailer would be a good thing.

Ms. Smith left the meeting at 10:00 a.m.

10:00a.m. John Wimer, Noxious Weed Director was in with the County Agreement to Treat Noxious Weeds with the Kansas Department of Transportation Bureau of Maintenance.

MOTION: Commissioner Voran moved to approve the agreement with KDOT to spray noxious weeds. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

The Household Hazard Waste pickup will be next Monday the 20th of April, 2015 in the Activity Center parking lot.

Mr. Wimer left the meeting at 10:03 a.m.

10:04 a.m. Mendy Frampton, Activity Center Director and Bethany Thimesch were in to go over the Bid specs for the Activity Center building project.

10:40 a.m. Stan Goetz, HR/Planning/Zoning Director was in to review updates to Policy #10-Employee Records. With him was Fred Simon, Emergency Manager, who clarified for the commission what information is encoded on county employee photo IDs. Each badge has two barcodes. Any personal medical information on badges is strictly voluntary. Mr. Simon indicated he will shred paper copies of badge information after it has been entered into the computer system. No action was taken on the policy.

Mr. Simon left the meeting at 10:50 a.m.

Mr. Goetz also reviewed the following with commissioners:

-Carolyn Allison has resigned as a part-time dispatcher.

-It is time to renew the flexible spending plan agreement with Gallagher Benefits.

Mr. Goetz presented a draft Resolution 2015-R8 for zoning case Z-15-001. This re-zone is for Jonas Stucky, from agricultural use to light industrial and has been recommended for approval by the Planning Commission/Board of Zoning Appeals.

MOTION: Commissioner Voran moved to approve this rezone **Resolution 2015-R8, A RESOLUTION CHANGING THE ZONING DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED IN THE UNINCORPORATED AREA OF KINGMAN COUNTY, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE COUNTY AS ORIGINALLY APPROVED BY RESOLUTION NO. 2007-38** as presented. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

Mr. Goetz said he has visited again with Carlyle Ploog. He explained to Mr. Ploog that he needs to develop a plan for complying with county zoning regulations. Commissioners discussed entering into a contract with Mr. Ploog that includes deadlines. No action was taken.

Mr. Goetz left the meeting at 11:10 a.m.

11:10 a.m. Charles Arensdorf, Public Works Director, and Steve Bachenberg, County Engineer were in to discuss several items.

Mr. Bachenberg said the county has applied to the Kansas Department of Transportation for safety project funds for the intersection south of Murdock. If money is available, that study might be funded this year, or it could be next year. Accident reports from the Kingman County Sheriff's Office have been submitted to KDOT; still awaiting Kansas Highway Patrol reports, if any.

The federal funds exchange monies being kept on the county's behalf by the state will be used for the Midway bridge project. The value for FY15 is \$186,811. Mr. Bachenberg estimated the total will increase to approximately \$400,000 in FY16. Design for the bridge should be done this year and the project could be let in 2016.

Two townships are involved in ROW on some of the US 54 turnback miles near Cunningham. Consensus was to let the townships work out maintenance with an interlocal agreement.

Mr. Arensdorf reported that a road crossing permit for electric cable between Section 25 Twp 29 (9) Peters and Section 30 Twp 29 (8) has been issued to Molitor Oil Co.

Mr. Arensdorf discussed a dike on the south end of the LaSalle Street property that impacts drainage to properties. The dike was built by a property owner, which has inquired about leveling the surface for mowing. He, Mr. Bachenberg and Mr. Caton will look at this matter further.

A temporary entrance for a property owner near Norwich has been completed. Mr. Arensdorf also gave an update on options for the roof of the county landfill building.

Mr. Arensdorf and Mr. Bachenberg left the meeting at 11:35 a.m.

11:35 a.m. Pam Stasa, Kingman County Conservation District; Jeff Cox, County Recycling Center Director; and Dick Neville, Kingman City Commissioner were in to give an update on recycle operations. Mr. Cox submitted a report for the first quarter, noting product dollars were not as high as desired but that nearly 1,000 people have been involved so far this year. The addition to the building basically is done. Mr. Cox thanked Public Works for bringing in dirt. A free E-Waste Collection Day will be held April 22 for Earth Day.

Mr. Cox and Steve Ramsey reported on a recent recycling conference they attended. Ideas to further raise awareness are being discussed.

Ms. Stasa, Mr. Cox, Mr. Neville and Mr. Ramsey left the meeting at 12:05 p.m.

MOTION: Commissioner Voran moved to approve the April 6 minutes. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

MOTION: Commissioner Voran moved that commissioners approve Resolution 2015-R7, **A RESOLUTION AUTHORIZING AND PROVIDING FOR THE SALE, ISSUANCE AND DELIVERY OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015, OF THE KINGMAN COUNTY, KANSAS, FOR THE PURPOSE OF PROVIDING FUNDS TO REFUND THE ISSUER'S OUTSTANDING GENERAL OBLIGATION BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.** Dated April 30, 2015. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

MOTION: Commissioner Voran moved that commissioners go into an executive session from 12:15 p.m. for consultation with the County Counselor John Caton on a matter protected by the attorney-client privilege in order to protect the privilege and the Board's position in administrative proceedings and will return to open session in the Board meeting room at 12:30 p.m. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

Commissioners returned to open session at 12:30 p.m. No action was taken.

MOTION: Commissioner Voran moved that commissioners go into an executive session from 12:30 p.m. for consultation with the County Counselor John Caton on a matter protected by the attorney-client privilege in order to protect the privilege and the Board's position in administrative proceedings and will return to open session in the Board meeting room at 12:45 p.m. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

Commissioners returned to open session at 12:45 p.m. No action was taken.

MOTION: Commissioner Voran moved that commissioners enter into an executive session with County Counselor John Caton for attorney-client privilege for 5 minutes, from 12:45 to 12:50 p.m. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.

Commissioners returned to open session at 12:50 p.m. No action was taken.

MOTION: Commissioner Foley moved to adjourn the meeting at 12:55 p.m. Commissioner Steffen seconded. The motion was approved upon the unanimous vote of the County Commissioners.