

**THE MINUTES OF THE REGULAR MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
KINGMAN COUNTY, KANSAS**

November 4, 2013

The Board of Kingman County Commissioners met in regular session, in the Commissioners' Meeting Room, Kingman County Courthouse, Kingman, Kansas, on November 4, 2013.

Present were:

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

Also present was the County Counselor, John Caton.

Commissioner Steffen asked if there were any amendments to the agenda. Commissioner Voran moved to approve the agenda as presented. Commissioner Foley seconded the motion. The motion was approved upon the unanimous vote of the Commissioners.

Commissioner Steffen convened the meeting of the Kingman County Board of Canvassers at 8:00a.m. to canvass the votes cast in the Special Question Election on October 29, 2013.

In addition to the Board of Canvassers, also present for the canvass were:

John Kostner
Jason Jump, Kingman Leader-Courier
Nancy Borst, County Communications Coordinator

The County Election Officer presented to the Board of Canvassers the preliminary abstracts of election returns together with the ballots and records returned by the election board including 23 provisional ballots from the Special Question Election that was held on October 29, 2013. The Board of Canvassers reviewed the abstracts of 23 provisional ballots and determined that six of the 23 provisional ballots should be counted.

The Board of Canvassers recessed briefly while the election board considered the approved provisional ballots and returned the final report of the election board. The Board of Canvassers approved the preliminary intermediate abstract of election returns with the total votes cast in the October 29, 2013 Special Question Election are as follows:

YES	749
NO	803
VOID-PROVISIONALS	17
TOTAL VOTE:	1569

Canvasser Foley made a motion to adjourn the Canvass of Special Election. Canvasser Voran seconded the motion and the motion was approved upon the unanimous vote of the Canvassers.

Commissioner Steffen called the Board of County Commissioners Regular Meeting to Order at

8:30 a.m.

Staff: Steve Ramsey, Community Service Director, Mendy Frampton, Activity Center Director, Nancy Borst, Communications Coordinator, Heather Kinsler, 911/Dispatch Director, Fred Simon, Emergency Preparedness Director, Stan Goetz, HR/Planning/Zoning Director, Steve Bachenberg, Engineer, Charles Arensdorf, Public Works Director and Donna Rohlman, County Treasurer.

Visitors: John Kostner, Mike Garrett, Horizons Mental Health Center, Kevin Cowan, Gilmore & Bell, Jason Jump, Kingman Leader-Courier, Terry Moore, Joshua M. Beckman, Kirkham Michael, Don Hamlin and Doug Bramwell.

8:30 a.m. Mike Garrett with Horizons Mental Health Center presented to the Commissioners the Horizons 2013-2014 Operating Budget and the Statement of Revenue for the month of September 2013 and the year to date. Mr. Garrett announced that the current term of a member of the Horizons board of directors representing Kingman County will expire January, 2014 and the director is precluded from serving another term under Horizons' bylaws. Mr. Garrett requested that the Commission nominate a person to serve as a representative of Kingman County on the Horizons board of directors. Mr. Garrett left the meeting at 8:58a.m.

9:00 a.m. Kevin Cowan with Gilmore and Bell discussed with the Commissioners various options for financing a new Law Enforcement Center. No action was taken by the Commissioners and Mr. Cowan left the meeting at 9:30 a.m.

9:37 a.m. Mendy Frampton, Kingman Activity Center Director was in to discuss the sale of the surplus metal panels removed from the Activity Center roof. John Caton, County Counselor submitted form of notice of public sale that will need to be published for two consecutive weeks in the official County newspaper. Commissioner Steffen read the notice of sale before the board and attendees and various revisions of the draft were discussed.

MOTION: Commissioner Foley moved to approve the notice of sale as revised and the publication of the notice in The Kingman Leader-Courier. Commissioner Voran seconded the motion and the vote in favor of the motion was unanimous.

Ms. Frampton left the meeting at 9:49 a.m.

10:00 a.m. Sheriff Randy Hill was in to discuss the Law Enforcement Center project and the results of the special question election with the Commission. The Commissioners affirmed their intent to moving forward with the Law Enforcement Center project but no official action was taken. Sheriff left the meeting at 10:26 a.m.

Commissioners reviewed a proposed engagement letter received from the law firm Frieden, Unrein & Forbes LLP, relating to representing Kingman County and other counties in connection with pending disputes involving the funding of the County's Oil and Gas Valuation Depletion Trust Fund.

MOTION: Commissioner Voran moved to approve and sign the engagement letter received

from Frieden, Unrein & Forbes LLP relating to the funding of the County's Oil and Gas Valuation Depletion Trust Fund. Commissioner Foley seconded the motion and the vote in favor of the motion was unanimous.

10:30 a.m. Stan Goetz, Human Resources Director was in to discuss the following:

1. Blue Cross/Blue Shield refund information.
2. Department Head performance reviews.
3. Future review of Policy #25- Use of County-Issued Vehicles.
4. Service Awards and when they will be given was discussed.

EXECUTIVE SESSION: Commission Steffen moved that the Board of County Commissioners recess for an executive session from 10:37 a.m. to 10:55 a.m. for the purpose of discussing matters relating to non-elected personnel in order to protect the privacy interests of such non-elected personnel and that Mr. Goetz, Mr. Caton and Ms. Noblit be included in such executive session to assist the Commissioners. Commissioner Voran seconded the motion and the vote in favor of the motion was unanimous.

11:00 a.m. Charles Arensdorf, Public Works director, Steve Bachenberg, County Engineer and Joshua M. Beckman, PE, Kirkham & Michael attended in connection with consideration of bids received for construction of the Galesburg #29 Bridge as follows:

- | | |
|------------------------|--------------|
| 1. Klaver Construction | \$85,180.46 |
| 2. Mies Construction | \$103,858.00 |

MOTION: Commissioner Foley moved to accept the bid received from Klaver Construction in the amount of \$85,180.46 subject to verification of the bid by Kirkham Michael. Commissioner Steffen seconded the motion and the vote in favor of the motion was unanimous.

Mr. Arensdorf presented for the Commissioners' information an Underground Construction Permit approved by Charles Arensdorf for South Central Telephone to Lay fiber optic cable between Sections 4 & 5, 8 & 9, 16 & 17 – Township 27 South, Range 10 West – (Dresden).

Mr. Arensdorf also discussed possible replacement of an existing County-owned loader that is currently 22 years old. The Commissioners asked Mr. Arensdorf to look into pricing for 2013 or 2014 model loaders but took no action. Mr. Arensdorf, Mr. Bachenberg and Mr. Beckman left the meeting at 11:34 a.m.

11:35 a.m. Doug Bramwell, Mayor of the City of Spivey, was in to discuss with the Commissioners the Law Enforcement Center project and concerns that people in his area have. The Commissioners, individually, expressed their reluctance to increase property taxes to finance the Law Enforcement Center and their preferences to use sales tax revenues. Other issues were discussed regarding the design considerations and options for future consideration of project design and funding options. No action was taken in response to the discussions with Mr. Bramwell. Mr. Bramwell left the meeting at approximately 12:00 noon.

12:00 Ms. Borst met with the Commissioners to discuss information regarding the Law Enforcement Center Project and the results of the Special Question Election to be presented at a

press conference scheduled at 2:00 p.m. Ms. Borst left the meeting at 12:15 p.m.

12:15 Chairperson Steffen moved to recess the Commission meeting recessed meeting until 1:00 p.m. The motion was seconded by Mr. Foley and the motion was approved unanimously.

Commissioner Chairperson Steffen called the regular meeting of the Board of County Commissioners to order at 1:00 p.m. and announced that a quorum present.

County Counselor discussed with the Commissioners issues relating to legislation passed during the 2013 legislative session that limits the Commissioners' authority to limit the concealed possession of fire arms on property owned and leased by the County. The Commissioners directed Mr. Caton to investigate options for addressing the legislative actions but took no further action.

1:44 Donna Rohlman, County Treasurer was in to discuss Commercial Vehicle tag changes that go into effect January 1, 2014 with the Commission. No action was taken by the Commissioners.

2:00 Commissioner Steffen began the Press Conference for the Law Enforcement Center by introducing the Board of Commissioners presented statement on behalf of the County Commissioners. The Commissioners answered questions regarding the Law Enforcement Center project posed by representatives of the media. The press conference ended at 2:16 p.m.

2:20 p.m. Commissioner Voran moved to adjourn the Regular Commission Meeting. Commissioner Foley seconded and the motion was approved unanimously.