

THE MINUTES OF THE REGULAR MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
ON April 18, 2016

The Board of Kingman County Commissioners met in regular session, in the Commissioners' Meeting Room, Kingman County Courthouse, Kingman, Kansas, on April 18, 2016. Those present:

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

John Caton, County Counselor was present.

Visitors: Donna Hardesty; Jerome Henning; Jason Jump, Leader-Courier; Larry Landwehr; Charlus Bishop, Kingman City Mayor; Emily Graf, Kingman City Manager; Dave Steffen, Cunningham Courier; Zachary Bieghler, Kingman EMS Director; Jeremy Courtney, Kingman EMS; Kevin Starbuck, G&G Dozer; Ed Riley, CEO Kingman Community Hospital; Fred Vaughn, KCH Director of Engineering/Safety.

Staff: Steve Ramsey, Community Service Director; Stan Goetz, HR/Planning/Zoning Director; Nancy Borst, Communications Coordinator; Charles Arensdorf, Public Works Director; Sheriff Randy Hill and Heather Kinsler, 911/Dispatch Director; Steve Bachenberg, County Engineer; John Wimer, Noxious Weed Director.

Chairperson Foley called the meeting to order at 8:00 a.m.

Chair asked for public comment.

Larry Landwehr said Good Morning.

Chairman Foley asked if there were any additions to the County agenda. An addition of an executive session for attorney client privilege was asked of Commissioner Steffen.

MOTION: Commissioner Steffen moved to approve the agenda with the addition of an executive session for attorney-client privilege. Commissioner Voran seconded. The motion was approved upon a unanimous vote of the County Commissioner.

The County Clerk submitted the minutes of the April 11th, 2016 Commission Meeting for approval.

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

8:20 a.m. John Wimer, Noxious Weed Director was in to discuss a request received from Reno County to store a trailer for them. The Commissioners said that it would be fine. Mr. Wimer also asked if he could sell chemical to KDOT for Reno County. The Commissioners and Mr. Caton, County Counselor said that would be fine.

8:25 a.m. Charlus Bishop, Kingman City Mayor was in to discuss the outdoor arena at the Activity Center. Mr. Bishop said the fair grounds have been there since 1922 according to the book he purchased on County History. Mr. Bishop would like for there to be a headline that the City and County make the arena great again and would like for there to be one management or one point of contact. The City would

like to do a 50/50 Cost share on making the improvements to the outdoor arena. Mr. Bishop said they discussed having an advisory board that would come to the County Commission for improvements. There used to be a Kingman Activity Center Committee. Commissioner Voran discussed her concerns. Commissioner Steffen asked Mr. Bishop what the problem with having one ownership is. Mr. Bishop had no response.

9:08 a.m. Zachary Bieghler, Kingman EMS Director and Emily Graf, City Manager were in to discuss the revenue and expense report for the EMS Department. Mr. Bieghler said they have hired a new paramedic. Mr. Bieghler discussed the call volumes and that they have increased 2% in the first quarter of 2016. Mr. Bieghler presented the County Commissioners with a 2015 Annual Report for the Kingman Emergency Medical Services and reviewed it with them. The report also stated all the grants that were received by the Kingman EMS.

Mr. Bishop, Mr. Bieghler, Mr. Courtney and Ms. Graf left the meeting at 9:39 a.m.

9:40 a.m. Stan Goetz, HR/Planning/Zoning Director indicated the next step in the Nextera commercial wind farm project is a May 23 public hearing with the Planning Commission to hear Nextera's special use permit application.

He reviewed suggested changes to Policy #42 that add a password protection policy.

MOTION: Commissioner Voran moved to approve the updated Policy #42 (Use of Electronic Communication and Information Systems) to add information on computer passwords, including that the passwords should be changed at least every six months. Commissioner Steffen seconded. The motion was approved upon a unanimous vote of the County Commissioners.

Mr. Goetz led discussion of the Farrell zoning case. Commissioners indicated they agreed with the recommendation from the Planning Commission.

MOTION: Commissioner Voran moved to approve the recommendation of the Kingman County Planning Commission "to not recommend to the County Commissioners case Z-15-002 for a change in zone from A-1 Agriculture District to the I-1 Industrial District." The reasoning for the recommendation was because "the applicant was not able to meet the required minimum three acres plus not following proper zoning procedures." Commissioner Steffen seconded. The motion was approved upon a unanimous vote of the County Commissioners.

Mr. Goetz left the meeting at 10:05 a.m.

10:14 a.m. Heather Kinsler, Randy Hill and Ryan Bartula were in to discuss commissary service at the jail.

Before discussion of the commissary service, Mr. Hill said the County Attorney's office will use diversion funds to pay for the first year of the public communication system Nixle. Ongoing funding will come from the Sheriff's Office budget.

Mr. Hill introduced Mr. Bartula, whose company has the inmate phone system at the jail. He also works with a company called Sterling Commissary that offers commissary services to jails.

The county had been using a Wichita company for commissary service but that company is no longer in service.

Mr. Hill said the positives of a commissary include helping with total daily calorie count for inmates and providing a way to account for inmate money.

Mr. Bartula said his company has software that provides full reconciliation of funds for inmates for audit purposes. The company provides kiosks so families can load funds. There also is full check writing software (to transfer funds to another facility), and a free debit card program (for any inmate funds still on hand upon bonding out). The system allows for management and ordering through the inmate telephone system. The system also allows the county to track debt if fees are owed to for damages, for example.

There is a one-time \$6,000 license fee to the county. Sterling Commissary maintains all equipment at no additional cost. The fee includes two full days of training. The county would pay for consumables, such as paper and ink.

Mr. Bartula provided a proposed contract for the county's review. Mr. Hill recommends paying the entire fee in one payment from his capital improvement fund.

MOTION: Commissioner Voran moved to enter into a contract with Sterling Commissary, pending the County Counselor's approval of the contract, to provide commissary services for the jail at a one-time fee of \$6,000. Commissioner Steffen seconded. The motion was approved upon a unanimous vote of the County Commissioners.

Commissioners discussed the advantages of contracts being given to the County Counselor for review prior to them being presented for approval to the County Commission.

10:45 a.m. Charles Arensdorf, Steve Bachenberg and Kevin Starbuck (G&G Dozer) were in to discuss public works and an update on the downtown building demolition.

Mr. Arensdorf presented a notice of award for the Belmont #48 bridge replacement for the commission chair's signature.

Public works received a written request for consultation from Dale Township on a drainage issue between Section 1-Dale Township and Section 6 -Vinita Township. He sent a memorandum to Dale Township prior to receiving the consultation request.

MOTION: Commissioner Steffen moved to accept the consultation request from Dale Township. Commissioner Voran seconded. The motion was approved upon a unanimous vote of the County Commissioners.

A pre-construction conference on the Spivey Road overlay will be held May 12, with a possible start date of May 16.

11 a.m. Ed Riley, CEO of Kingman Community Hospital, and Fred Vaughn, KCH Director of Engineering/Safety, arrived.

Mr. Bachenberg discussed the federal fund exchange with the state. He presented two documents – a master agreement requiring all commissioners' signatures and the county clerk's signature, with two copies returned by the end of April. He also presented a request to exchange the federal funds, requiring the commission chair's signature only. The total amount of federal funds available to the county is \$305,201.77. This is handled as a reimbursement. The intent is to use it to pay for a portion of the Spivey Road overlay project (FAS 988).

MOTION: Commissioner Steffen moved to execute 1) a master agreement between KDOT and the county for federal fund exchange, and 2) a request to exchange federal funds under the federal aid fund exchange master agreement. Commissioner Voran seconded. The motion was approved upon a unanimous vote of the County Commissioners.

Mr. Arensdorf said he had received a telephone call from Nextera Energy regarding their proposed commercial wind farm in the county. The company said it wants to begin construction in June.

Mr. Riley gave an update on the NU2U building downtown. The north wall of the building is not salvageable and will have to be taken down. Estimated cost for a new exterior wall is around \$200,000. Work must be done on the interior wall before the exterior wall can be removed.

Mr. Vaughn said there are several parts of the project to coordinate. The next step is to add dirt at the foundation and add bracing to the support wall built inside the current building. That wall will become the new exterior wall.

Mr. Starbuck would like to be released from the county contract with the work determined to be complete. G&G Dozer is incurring cost for demolition insurance and bonding.

Mr. Caton will draw up a new contract and execute a release from the current contract.

MOTION: Commissioner Steffen moved to enter into executive session for consultation with the County Counselor on a matter protected by the attorney-client privilege in order to protect the privilege and the Commission's position in contract negotiations, to include Mr. Arensdorf, Mr. Bachenberg and Mr. Goetz, for 15 minutes from 11:47 a.m. to 12:02 p.m. Commissioner Voran seconded. The motion was approved upon a unanimous vote of the County Commissioners.

MOTION: Commissioner Voran moved to approve sending a letter as a response to a taxpayer's question. Commissioner Steffen seconded. The motion was approved upon a unanimous vote of the County Commissioners.

Mr. Caton indicated there is a need for another fence viewing.

MOTION: Commissioner Voran moved to adjourn the meeting at 12:15 p.m. Commissioner Foley seconded. The motion was approved upon a unanimous vote of the County Commissioners.