

MINUTES OF THE KINGMAN COUNTY
BOARD OF COUNTY COMMISSIONERS
ON January 27, 2020

The Board of Kingman County Commissioners met in the Commissioners' Meeting Room, Kingman County Courthouse, Kingman, Kansas on January 27th, 2020. Those present:

John Steffen, Chairman
Jerry Henning, Commissioner
Carol Noblit, County Clerk
John Caton, County Counselor

Visitors: Larry Landwehr; Jason Jump, Kingman Leader Courier; Carol Voran; Richard Chandler, AEP Representative; Trish Voth, AEP Attorney; Martin Lohrke; John Halbgebachs, Kirkham Michael; Roy Riggs, The Law Company; Colin Arndt, The Law Company; Dennis Kerschen, The Law Company; Adrian Harrel, Nextera Energy; WRY Investments; Mike Garrett, Horizons Mental Health; Carrie Nation, Horizons Mental Health; Leslie Schrag, Kingman Economic Development Director.

Staff: Charles Arensdorf, Public Works Director; Stan Goetz, HR/Planning/Zoning/Wastewater Director; Steve Bachenberg, County Engineer; Sheriff Hill; John Wimer, Noxious Weed Director; Andrea Wood, Extension Agent; Kallie Turner, Extension Agent.

Chairman Steffen called the Board of County Commissioners Meeting to order at 9:00 a.m.

The Pledge of Allegiance was said by all in attendance.

Chairman Steffen asked if there was any public comment.

Larry Landwehr said, "Good Morning."

EXECUTIVE SESSION: Commissioner Henning moved to go into executive session with John Caton, County Counselor at 9:05 a.m. to discuss pending administrative decisions pursuant to the exception under the Kansas Open Meetings Act for discussion of matters which would be deemed privileged under the attorney-client relationship, and will return to open session in the Board meeting room at 9:15 a.m. Commissioner Steffen seconded the motion. The motion was approved upon the majority vote of the County Commissioners.

The County Commissioners returned to regular session at 9:15 a.m. with no binding action taken.

9:15 a.m. Richard Chandler discussed that they would like to go over the road agreement page by page.

AEP requests that the Kingman County Commission pass the following motion.

EXECUTIVE SESSION: Chairman Steffen moved to recess into executive session with the Commissioners, John Caton, County Counselor; Stan Goetz, HR/Planning/Zoning Director and AEP representatives Richard Chandler and Trish Voth at 9:25 a.m. that would be limited to the following subjects: Regarding the proposed Flat Ridge 3 Wind Energy Project proposed by AEP Renewables and its affiliates (collectively "AEP"), AEP sharing with the Commission AEP's proprietary business confidential data relating to AEP's financial affairs or trade secrets, which data is the basis of part of AEP's response to certain Road Use Agreement terms proposed by the Commission or the County Counselor and would return to regular meeting in the board room at 9:55 a.m. Commissioner Henning seconded the motion. The motion was approved upon the majority vote of the County Commissioners.

The Board of County Commissioners returned to regular session at 9:55 a.m. with no binding action taken.

Ms. Voth asked the Commissioners if they have had time to review the road agreement with the changes requested.

Chairman Steffen discussed some of the changes that were in the road agreement. He agreed with page 9 4a that there will be an annual payment for road repairs.

Commissioner Henning discussed the pilot payment that was agreed upon with Sempra in the beginning.

Chairman Steffen wanted to know when the conference call was scheduled for tomorrow.

Mr. Caton let the board know that the time was 11:30 a.m. tomorrow.

Ms. Voth confirmed that the time is 11:30 a.m.

Mr. Chandler would like to strike 4a from the document because it causes the most heartburn.

Chairman Steffen wants to keep 4a with a figure inserted but not sure what the figure should be because he needs to talk with Charles Arensdorf, Public Works Director.

Ms. Voth and Mr. Chandler agree that he needs to talk it over with Mr. Arensdorf.

Chairman Steffen would like to change the date to Wednesday at 10:00 a.m.

Ms. Voth and Mr. Chandler left the meeting at 10:22 a.m.

Mr. Arensdorf discussed some of the haul routes that were established. Also, there has been a lot of work done for the action plan but not finalized.

Mr. Arensdorf said that the Commissioners need up front money for the roads that will be used for the haul routes.

Commissioner Henning discussed the comparison between the pipelines & windfarms road use.

Mr. Goetz discussed that the Commissioners need to take 4a out of the road agreement because they have agreed to the penalty payment if the roads are damaged.

Mr. Arensdorf said we need to have protection for the roads and at least the four miles south of Zenda.

Commissioner Henning discussed that he would like to see townships receive so much a wind turbine to help with the road maintenance.

The County Commissioners discussed with Mr. Arensdorf the fee changes for utility permits.

Steve Bachenberg, County Engineer gave an update on the FLAP project.

The FAS #12 project they are waiting on KDOT for information in writing.

Chairman Steffen brought up the Kingman Bypass document received from the City for approval by the Board of the County Commissioners.

Commissioner Henning discussed his thoughts on the resolution presented and that he could not put his name on the resolution as presented.

Commissioner Henning discussed some ideas for access points.

Chairman Steffen opened the meeting for public comment.

Carol Voran discussed her concerns and the cost to the county.

Commissioners discussed the resolution and that the north bypass is moving forward.

Commissioner Henning thought that adding cost would not be a way to go but taking cost away would help the project move forward.

Commissioner Steffen decided that a joint meeting is needed with the City Commissioners to discuss.

MOTION: Commissioner Steffen moved to table the County Resolution 2020-R1 until a joint meeting can be established with the City. Commissioner Henning seconded the motion. The motion was approved with a majority vote of the County Commissioners.

The County Commissioners signed Road & Bridge vouchers in the amount of \$17,415.37.

The County Commissioners signed County vouchers in the amount of \$123,472.69.

Chairman Steffen moved to recess the board meeting at 11:55 a.m. Commissioner Henning seconded the motion. The motion was approved with a majority vote.

The County Commissioners approved the following abatements:

ABATEMENTS		ABATEMENTS	
2020000002	-269.98	2020000003	-1106.70
2020000004	-901.30	2020000005	-58.00
2020000006	-101.58	2020000007	-89.88
2020000008	-164.48	2020000009	-425.04
2020000010	-512.54	2020000011	-389.78
2020000012	-265.20	2020000013	545.76
2020000014	271.74	2020000015	425.88
2020000016	330.86	2020000017	0.00
2020000018	127.35	2020000019	0.00
2020000020	0.00	2020000021	358.62
2020000022	0.00	2020000023	0.00
2020000024	0.00	2020000025	0.00
2020000026	0.00	2020000027	0.00
2020000028	0.00	2020000029	0.00
2020000030	0.00	2020000031	414.58
2020000032	0.00	2020000033	135.70

Chairman Steffen called the meeting back to order at 1:00 p.m.

The County Commissioners discussed having a joint City/County Meeting in February.

1:15 p.m. Charles Arensdorf, Public Works Director was in to open the sealed quotes for petroleum.

Farmers Coop Equity

Unleaded 1.879

#1 Diesel 2.549

#2 Diesel 2.329 Firm for contract period

Skyland Grain

Unleaded 2.18

#1 Diesel 2.54

#2 Diesel 2.24 Firm for contract period -all prices bid together

MOTION: Chairman Steffen moved to table the quotes until next week. Commissioner Henning seconded the motion. The motion was approved with a majority vote of the County Commissioners.

Mr. Arensdorf let the Commissioners know that he would like to have the four miles south of Zenda discussed during the conference call on Wednesday.

Mr. Bachenberg and Mr. Arensdorf left the meeting at 1:28 p.m.

1:28 p.m. WRY Investments owner was in to discuss his NRP program.

Mr. Young left the meeting at 1:55 p.m.

2:00 p.m. Roy Riggs, Colin Arndt and Dennis Kerschen were in to discuss the #5 Agenda for the LEC.

Mr. Arndt went over the list of items that are being done and complete.

Mr. Kerschen let the Commissioners know that he will bring out an electric engineer with him the next time he comes out to see the Commissioners.

Mr. Riggs and Mr. Kerschen discussed Phase II and if funding is available to continue purchasing.

The Commissioners let them know that funding is available now.

Chairman Steffen discussed his concerns with how communications are being handled.

Mr. Riggs, Mr. Arndt, Mr. Kerschen, Sheriff Hill, Chief Lux left the meeting at 2:52 p.m.

2:52 p.m. Stan Goetz, HR/Planning/Zoning and Adrian Harrel, Nextera Energy Representative were in to discuss the use of the roads for the wind farms.

Mr. Harrel submitted a sample letter that would be sent out in the future before using the county roads.

Commissioner Henning discussed that he has seen twice that cranes have been used down the county roads.

Mr. Harrel asked questions about the cranes that were used.

Commissioner Henning asked who they contact if a crane or trucks are seen using the road without notification.

Mr. Harrel told Mr. Henning that you would contact him if there are any questions.

Mr. Harrel left the meeting at 3:07 p.m.

Mr. Goetz submitted the township agreements for the road agreement for AEP.

Mr. Goetz submitted the windfarm breakdown that Linda Langley had done in the past to give them an idea of the cost of the PILOT.

Mr. Goetz let the Commissioners know that Mike Novy had submitted his resignation from the Planning/Zoning Commission so now two positions are vacant.

Mr. Goetz discussed with the County Commissioners a website that can be used for job opening advertisements. The cost is \$600.00 annually and would like for John Caton to review the contract.

EXECUTIVE SESSION: Commissioner Henning go into executive session with John Caton, County Counselor at 3:15 p.m. to discuss pending administrative decisions pursuant to the exception under the Kansas Open Meetings Act for discussion of matters which would be deemed privileged under the attorney-client relationship, and will return to open session in the Board meeting room at 3:21 p.m. Commissioner Steffen seconded the motion. The motion was approved upon the majority vote of the County Commissioners.

The County Commissioners returned to regular session at 3:21 p.m. with no binding action taken.

The Commissioners recessed from 3:22 p.m. to 3:25 p.m.

3:25 p.m. John Wimer, Noxious Weed Director was in with an update on his department. Also, Mr. Wimer discussed an HHW(Household Hazardous Waste) course that he needs to take and that he hopes it can be taken online.

Commissioners asked Mr. Wimer if everything is going well.

Mr. Wimer said everything is going well.

Commissioner Henning asked Mr. Wimer if Pratt will let him go there to deliver it.

Mr. Wimer said that Pratt will let the County but not individuals.

Mr. Wimer left the meeting at 3:32 p.m.

3:32 p.m. Mike Garrett, Horizons Mental Health and Carrie Nation were in with Month-to-date and Year-to-date report for the County Commissioners. Mr. Garrett went through the expenses and revenue.

Mr. Garrett submitted the Customer Satisfaction Survey results and reviewed them with the Commissioners.

Mr. Garrett and Ms. Nation left the meeting at 3:53 p.m.

Chairman Steffen read correspondence from Judy Albright letting them know that Anita Drake will be taking her position and a letter to appoint Ms. Drake to the Cowley County Housing Authority Board of Directors.

MOTION: Commissioner Henning moved to appoint Anita Drake to the Cowley County Housing Authority Board of Directors. Commissioner Steffen seconded the motion. The motion was approved with a majority vote of the County Commissioners.

MOTION: Commissioner Henning moved to approve Resolution 2020-R2 for the Rural Opportunity Zone for 2020. Commissioner Steffen seconded the motion. The motion was approved with a majority vote of the County Commissioners.

3:57 p.m. Leslie Schrag, Economic Development Director and Greg Graffman, City Manager were in with an introduction. Ms. Schrag gave an update on what she is doing and meetings that she will be attending.

Ms. Schrag said that Mr. Graffman and herself had got in touch with SCKEDD about a CDBG grant. Ms. Schrag told the Commissioners that she will be meeting with them once a month.

Ms. Schrag and Mr. Graffman left the meeting at 4:12 p.m.

4:12 p.m. Andrea Wood, Extension Agent was in with a report of the things that she has done including: Stay Strong, Stay Healthy Level 1 & Level 2; South Central Community Foundation Awards; Core Community Program; St. Pat's Cooking School; JAG Leadership Program; 4-H Crafts; 4-H Program Rally and SHICK/Medicare Part D.

Ms. Wood discussed the upcoming programs which are the 4-H Program Rally; Bread in a Bag; Civil Rights Training; Dining with Diabetes; Spring Fling Health & Craft Fair; Adulting 101; Kingman County 4-H Day and Regional 4-H Day.

Kallie Turner, Extension Agent discussed the local Farm Bill meeting that was held. On December 3rd she co-hosted a Cotton Risked Assessed Marketing workshop. Ms. Turner had an Agricultural Land Leasing Workshop that she had 3 presenters and 17 producers that were in attendance.

Ms. Turner had a Kingman/Barber County Judging Contest; attended the State 4-H Wheat Expo and she worked with Andrea on the Kingman Jobs for America's Graduates to host a leadership boot camp on November 21st.

Ms. Turner discussed upcoming events like the 4-H Program Rally at the Sedgwick Co. Extension Office Jan. 28th – 30th; hosting a Prescribed Burning Workshop with the USDA NRCS office in February and organizing a Morrell Mushroom hunting workshop in March.

Ms. Wood brought up that Barber County is wanting to district with Kingman County.

Mike Clover, Chairman of the 4-H Extension Board and Mike Floyd, 4-H Extension Board were in attendance to discuss the Budget Comparisons for Districting.

Ms. Turner discussed with the County Commissioners about a livestock show and the pricing to rent the Center.

Ms. Wood, Ms. Turner, Mr. Floyd and Mr. Clover left the meeting at 5:06 p.m.

MOTION: Commissioner Henning moved to approve the January 13th, 2020 Commission meeting minutes. Commissioner Steffen seconded the motion. The motion was approved with a majority vote.

MOTION: Commissioner Steffen moved to adjourn the regular board meeting at 5:07 p.m. Commissioner Henning seconded the motion. The motion was approved with a majority vote.