

**MINUTES OF**  
**BOARD OF HARVEY COUNTY COMMISSIONERS**

**February 10, 2014**

The Board of Harvey County Commissioners met in regular session on February 10, 2014 with all three Commissioners present. Chairman Krehbiel called the meeting to order at 9:00 a.m.

**ITEMS ADDED TO AGENDA:**

1. Commissioner Westfall received a letter of notification from FEMA that the modified flood maps are now completed and certified. Gina Bell, Director of Planning and Zoning, will discuss the changes later in the meeting.
2. Commissioner Westfall reported that there is a hearing in the legislature today at 1:00 p.m. to discuss a bill to move city/school elections that are held in April of odd numbered years to November and to make them partisan elections.
3. Commissioner Krehbiel received a letter from the Kansas Children's Service League inviting Commission participation against child abuse.
4. Chairman Krehbiel thanked fellow Commissioners Westfall and Hague for their assistance with the Special meeting last week that he was not able to attend.

**CALENDAR ITEMS:**

1. The annual Township dinner will be held at the Road and Bridge Department at 6:30 p.m. this evening.
2. All three Commissioners will attend the KAC regional supper on Wednesday, February 12 at 5:30 p.m. at the Meridian Center. Chairman Krehbiel reported that he attended a meeting of the Little Arkansas Water District last week and there were several people there who are also planning to attend the regional supper.
3. The Council of Governments meeting will be held at the Breadbasket at 7:00 a.m. on February 12<sup>th</sup>. The new radio system for 911 Communications will be discussed in addition to legislative issues as identified by Bernie Koch, lobbyist.
4. Commissioner Westfall will be the featured speaker at a meeting of the past presidents of the Newton Chamber of Commerce on Wednesday, February 12<sup>th</sup>.
5. Commissioner Westfall will attend a REAP Executive Committee meeting on Thursday, February 13<sup>th</sup> in Wichita at 12:00 p.m.
6. Commissioner Westfall will attend a REAP Legislative Committee meeting on Friday, February 14<sup>th</sup> at 11:30 a.m.
7. There will be a REAP luncheon meeting with the Legislators in Topeka on February 19<sup>th</sup> at 12:00 p.m.
8. The KAC County Government Day originally scheduled for February 5<sup>th</sup> has been rescheduled to March 18<sup>th</sup>.
9. Because of the President's Day holiday on Monday February 17<sup>th</sup>, the Commission meeting will be held on Tuesday, February 18<sup>th</sup>.

Minutes of the February 3, 2014 Commission meeting and the February 5, 2014 special meeting were approved upon a motion by Commissioner Westfall, seconded by Commissioner Hague. Motion passed unanimously.

**ADMINISTRATIVE ITEMS:**

1. Gina Bell, Director of Planning and Zoning, further explained the process that the County must go through to adopt the modified FEMA Flood Maps which will be effective August 4, 2014. A final summary of map actions was provided listing the parcels that have a changed status on the new maps. Gina explained how this will affect property owners and actions that will need to be taken by some of the land owners.
2. The Commissioners received information from Standard & Poor's confirming that the bond rating for Harvey County has been upgraded from "A" to "AA-". The Public Building Commission rating has also been upgraded to "AA-". John stated that a great deal of credit goes to Anthony Swartzendruber for the financial policies he has encouraged the Commission to adopt. Anthony also thanked Dan Bronson for his work in composing the original drafts of the financial policies. Dan worked as an intern at Harvey County while he obtained his Master's Degree in Public Administration from Wichita State University.
3. Roy Patton, Director of Solid Waste, and Anthony will be traveling to Greensboro, North Carolina on Monday, February 24<sup>th</sup> to look at a used grinder and view a demonstration on Tuesday. The grinder has a new Caterpillar engine but the warranty for the engine will not transfer to a new owner. The grinder is priced at \$139,900 and it will cost approximately \$5,000 to transport it to Harvey County.
4. Roy has located a used truck tractor through Ryder in Denver, CO. The tractor has 230,000 miles on it and is priced at \$32,000. There is a warranty of 100,000 miles or 12 months. Ryder would deliver it to Topeka for no extra charge. Roberts Trucks has a tractor in Salina with 290,000 miles on it, but the engine has already been repaired. Roy will continue to look for a good used tractor.
5. Roy presented the Solid Waste Management Plan Five-Year Worksheet. KDHE requires that this plan be submitted every five years. He reported there is a change in food waste composting. Walmart food waste is no longer composted at the Transfer Station. It is now composted by Walmart at another site. There is also a change in recycling amounts taken in from Harvey County. The amounts taken in in 2008 were 8,900 tons and are now 17,000 tons. Commissioner Hague made a motion to adopt the 5-year plan with the 2 corrections as presented. Commissioner Westfall seconded the motion and it was passed unanimously.
6. Counselor Greg Nye reported that there will be some court costs relating to the tax foreclosure sale that will be paid into the general fund in the next couple of weeks. It is anticipated to be about \$17,000 which will help to reimburse publication costs, etc.
7. Sheriff T. Walton reported that the shower stall project at the Detention Center is in progress with an estimated completion date of mid March. Because of the ongoing project, there have been fewer federal prisoners housed there which will cause a revenue loss of about \$30,000. The Sheriff's Department has been very busy assisting the Kansas Highway Patrol with approximately 100 slide-offs during and after the snowstorm, the recovery of three stolen vehicles, and assisting North Newton with five arrests last weekend. A confession was obtained from a suspect that solved two burglaries in the county. Three deputies were hired at the Detention Center and one deputy was promoted to Sergeant.

8. Byron Warta reported that the drought report for the State is indicating much of the state is again experiencing drought conditions. Although the airport is having some manpower problems, they continue to be able to keep the runways clear.
9. Kim Rowley, Director of Parks, reported that Cindy Martendale has been hired to work part time in the East Lake Parks office.
10. Jim Meier, Road and Bridge Superintendent, thanked John for providing pizza and donuts to road crews while they worked during the recent snowstorms. Jim reported that crews have been working since 3:00 a.m. this morning to clear roads. They are having some issues with the salt spreaders because of the extreme cold temperatures. He also reported that they assisted KDOT this morning with mixing their brine mixture.
11. Anthony reported information obtained about the check submitted for payment to the City of Newton that was not approved in the warrant check approval last week. The County Attorney's Office called the City on short notice for a prisoner transport from Sedgwick County. Following the explanation, Commissioner Westfall made a motion to approve the check for payment. Commissioner Hague seconded the motion and it was passed unanimously.

**CITIZENS FORUM:**

There were no items presented during Citizen's Forum.

Warrant checks in the amount of \$132,776.59 were approved upon a motion by Commissioner Hague, seconded by Commissioner Westfall. Motion passed unanimously.

Jim Meier, Road and Bridge Superintendent, opened bids for the purchase of two 2014 elliptical dump bodies. Bids were sent to four truck dealerships and three bids were received as follows:

Midwest Truck Equipment	(1) Henderson body	\$24,405
	(1) Warren body	<u>28,441</u>
		\$52,846

Truck Parts & Equipment		\$45,990
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Kansas Truck Equipment		\$47,846
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Jim will examine the bids to verify all specifications are met and report back to the Commission later in the meeting.

At 10:30 a.m. a TEFRA public hearing was held for the bond sale for the community hangar project at the Newton City County Airport. Anthony Swartzendruber introduced Kevin Cowan, bond counsel from Gilmore and Bell. He explained that TEFRA stands for Tax Equity and Fiscal Responsibility Act. A hearing has to be held because the tax exempt bonds for the project are considered private activity bonds because hangar space will be leased to private individuals and entities. There is no protest opportunity with the hearing. The hearing was closed at 10:37 a.m.

Kevin presented **Resolution No. 2014-6**, establishing parameters for the sale of Harvey County, Public Building Commission revenue bonds, series 2014A and taxable revenue bonds, Series

2014B. The firm of Stifel Nicolaus & Co has been selected as the underwriter of approximately \$1,330,000 in revenue bonds and approximately \$150,000 in taxable revenue bonds. The County, the City of Newton, and the Public Building Commission will all pass resolutions for parameters. Commissioner Hague made a motion to approve Resolution No. 2014-6, establishing parameters for the sale of Harvey County Public Building Commission revenue bonds, Series 2014A and taxable revenue bonds, Series 2014B. Commissioner Westfall seconded the motion and it was passed unanimously.

At 10:45 a.m., Richard Denno called the meeting of the Public Building Commission to order. In addition to Mr. Denno, Robert Nattier, Tim Johnson, and Commissioner Hague were in attendance.

The minutes of the January 7, 2014 PBC meeting were presented. Robert Nattier made a motion to approve the minutes and Tim Johnson seconded the motion. Motion passed unanimously.

**PBC Resolution 2014-1**, establishing the parameters for the sale of Harvey County Public Building Commission revenue bonds, series 2014A and taxable revenue bonds, Series 2014B was presented. Tim Johnson made a motion to approve the resolution and Commissioner Hague seconded the motion. Motion passed unanimously.

Anthony reported that the bond sale will be ratified on February 24 and closed on March 6, 2014.

The PBC meeting was adjourned at 11:00 a.m.

At 11:05 a.m. Commissioner Hague made a motion to go into executive session for a period of 15 minutes to discuss personnel issues and attorney client privilege. Commissioner Westfall seconded the motion and it was passed unanimously. Also in attendance for the session were John Waltner, Anthony Swartzendruber, Counselor Greg Nye, and Joyce Truskett. At 11:20 a.m. Commissioner Hague made a motion to extend the executive session for an additional 10 minutes. Commissioner Westfall seconded the motion and it was passed unanimously. Executive session ended at 11:30 a.m. with no action taken.

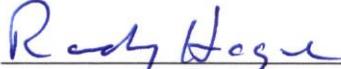
Jim Meier reported that the bid from Kansas Truck Equipment does not meet the specifications listed on the bid sheet. Commissioner Westfall made a motion to approve the low bid for (2) elliptical dump bodies from Truck Parts and Equipment in the amount of \$45,990. Commissioner Hague seconded the motion and it was passed unanimously.

The Commissioners attended a Valentine's Day luncheon at the District Court Offices.

At 12:40 p.m. the meeting was recessed until the township dinner and meeting this evening at 6:30 p.m. The meeting was adjourned at 8:15 p.m.

BOARD OF HARVEY COUNTY COMMISSIONERS

  
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Ron Krehbiel, Chairperson

  
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Randy Hague, Member

ATTEST:

  
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Joyce Truskett, County Clerk

  
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George A. "Chip" Westfall, Member

