

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

**March 28, 2016**

The Board of Harvey County Commissioners met in regular session on March 28, 2016 with all three commissioners present. Chairman Westfall called the meeting to order at 9:00 a.m.

**ITEMS ADDED TO AGENDA:**

1. Commissioner Krehbiel thanked all of the firefighters and emergency responders for their service handling the wild fires that broke out in western Harvey County last Wednesday. He reported that the fires came within a few hundred yards of his home. All of the commissioners expressed their appreciation for the assistance and personnel that was provided by other counties and agencies and for Harvey County Emergency Management personnel for efficiently coordinating and managing the situation.
2. Commissioner Westfall reported that he participated in a legislative update meeting last Thursday in Wichita. He stated that the tax lid was being worked in a legislative committee on Thursday; some updates and changes were made but not finalized. The legislature adjourned Thursday afternoon until April 27. The committee is scheduled to continue discussing the tax lid bill when they return on April 27.

**CALENDAR ITEMS:**

1. The RSVP Volunteer Recognition Banquet is scheduled for April 12 at 5:00 p.m. at Our Lady of Guadalupe Church.

Minutes of the March 21 Commission regular meeting were approved upon a motion by Commissioner Hague, seconded by Commissioner Krehbiel. Motion passed unanimously. Minutes of the March 24 special joint County/City work session were approved upon a motion by Commissioner Hague, seconded by Commissioner Westfall. Motion passed unanimously.

**ADMINISTRATIVE ITEMS:**

1. John Waltner, Administrator, presented an invitation to the retirement reception for Road & Bridge employee Doug Donker on Thursday, March 31 from 1-3 p.m. at the Harvey County Shop. Doug is retiring after 33 years of service to Harvey County.
2. John presented copies of the calendar that was created, printed and being distributed by the Harvey County Parks department that shows all of the events scheduled at the parks this year.
3. John reported that a Domestic Violence training session is scheduled from 8:30 a.m. to 5:00 p.m. on April 19 in the courthouse community room.
4. Gary Denny, Emergency Management Director, reported on the status of the wildfires in western Harvey County that started last Wednesday. He distributed aerial photos and maps of the area affected by the wildfires. The area affected is in the sandhills area of western Harvey County from the western county line east to Golden Prairie Rd. from NW 12<sup>th</sup> St. to NW 60<sup>th</sup> St. He reported that the fires are currently contained, but some hotspots are still being monitored. He reported that one home was lost, a few outbuildings were destroyed and some horses and livestock died as a result of the fires. He stated that the fires started in Reno County on Wednesday afternoon and quickly

- spread into Harvey County. Approximately 22 square miles or 14,000 total acres were burned in Harvey and Reno counties, 11,000 acres in Harvey and 3,000 acres in Reno. He reported that over 50 units and about 150 emergency personnel responded. He estimated the total cost of suppression at \$100,000 to \$150,000, but due to mutual aid agreements he does not expect any requests for reimbursement from participating entities. Gary stated that Harvey County Emergency Management initially managed and coordinated the event using FEMA Incident Command System (ICS) principles and training, but they turned over management of the event to Burrton CFD #5 at 4:00 p.m. on Friday. He thanked all of the Harvey County Departments that assisted with personnel and resources. The commissioners thanked Gary, his staff and all of the agencies and personnel involved for aiding the citizens of Harvey County.
5. John distributed copies of a proposed Notice of Public Auction advertisement of the tax foreclosure sale of the Halstead Hospital properties on April 27. Counselor Greg Nye prepared the advertisement and suggests publishing it at least one time in all of the area newspapers and posting it on the county website. He suggests publishing the ad one time during the week prior to the sale in each of the weekly papers; Newton Now, Harvey County Independent & Hesston Record. He also suggests publishing the ad in the Newton Kansan, Hutchinson News and Wichita Eagle in each of the two Saturday editions prior to the sale. The commissioners agreed that the sale should be advertised as suggested.
  6. Counselor Nye presented information and copies of the statutes, as requested at last week's meeting, regarding fence viewing by the commission to resolve partition fence controversies. The issue of a fence being removed without permission from the adjoining property owner was brought to the attention of the commission by the adjoining property owner, Brad Mosiman. Mr. Mosiman owns the property that abuts the 2 acre parcel owned by Douglas Little, Jr. at 5827 S. Ridge Rd. on three sides. Brad Mosiman was in attendance and answered some questions from the commissioners. Commissioner Westfall suggested scheduling a fence viewing by the commission if Mr. Mosiman wanted to proceed with having the commission resolve the issue. Mr. Mosiman verbally requested that the commission resolve the issue.
  7. Commissioner Krehbiel made a motion to waive the second reading of the Recommendation for Appointment and appoint Jack Bender, III to the Parks Advisory Board for the term 3-28-16 to 3-28-19 and authorize the chair to sign. Commissioner Hague seconded the motion and it was passed unanimously.
  8. Commissioner Krehbiel made a motion to waive the second reading of the Recommendation for Appointment and appoint Brittany Welch to the Parks Advisory Board for the term 3-28-16 to 3-28-19 and authorize the chair to sign. Commissioner Hague seconded the motion and it was passed unanimously.
  9. Brian Palmer, Newton City/County Airport Manager requested to be placed on the agenda for next week's commission meeting to present a report to the commission prior to preparing his budget. He reported that the airport has been selected as a finalist to host the national aerobatic championship.
  10. Kass Miller, Director of Parks, reported that the Easter egg hunt that was held at Camp Hawk this past weekend was well attended. He also reported that participant registrations are almost at maximum capacity for the Conquer the Gauntlet obstacle course event to be held at East Park on April 16, 2016.
  11. Jim Meier, Road & Bridge Superintendent, reported that all of the barricades that were

placed last week to direct traffic around the area of the wildfires have been removed. He also reported that the new road stabilization procedure on the 1 mile north of K-196 on S. East Lake Rd. has been completed but the surface is not performing as expected after the snowfall yesterday morning.

**CITIZENS FORUM:**

There were no items presented during Citizen's Forum.

At 10:05 a.m. Commissioner Krehbiel made a motion to go into executive session for a period of 30 minutes to discuss confidential matters concerning contractual obligations. Commissioner Hague seconded the motion and it was passed unanimously. Also present for the session were John Waltner, Anthony Swartzendruber, Counselor Greg Nye, Rick Piepho and EDC Board members Jaci Reimer, Ray Penner and Mindy Budde. Executive session ended at 10:35 a.m. with no action being taken.

Kass Miller, Director of Parks, opened the bids for Fish Stocking for Harvey County Parks & Recreation. Kass reported that the invitation to bid was sent to nine vendors, but only one bid was returned prior to the deadline. Harbin Fish Farms submitted a bid of \$14,736.80 total for the stocking of approx. 5,700 lbs. of pan size Channel Catfish at 2 locations distributed on 3 stocking dates. Kass stated that the bid amount is less than the amount budgeted. Commissioner Krehbiel made a motion to accept the bid and award the contract for Fish Stocking for Harvey County Parks & Recreation to Harbin Fish Farms for \$14,736.80 total. Commissioner Hague seconded the motion and it was passed unanimously.

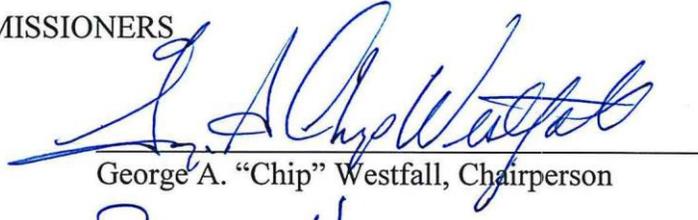
Warrant checks in the amount of \$98,268.91 were approved upon a motion by Commissioner Krehbiel, seconded by Commissioner Hague. Motion passed unanimously.

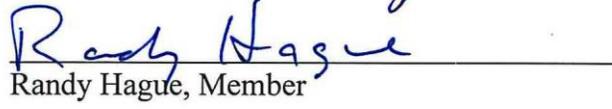
Jim Meier, Road & Bridge Superintendent, and MKEC representative Keith Ayotte opened the bids for the 2016 Contracted Pavement Improvement Plan. The first project is for 17.2 miles of Hot-in-Place Recycle (HIPR) with Onyx mastic seal on sections of four different roads. The HIPR bid request includes alternate pricing for applying a MicroSurface seal in place of the Onyx seal. The second project is for 3.75 miles of Hot Mix Asphalt (HMA) 1.5" overlay on sections of two roads. The HMA bid request includes an alternate for an additional .85 miles of improvements to the deteriorating concrete roadway on NW 36<sup>th</sup> St. near I-135 using a Reflective Crack Interlayer (RCI) and a 2.5" overlay. One bid was submitted for the HIPR program from Dustrol, Inc. for \$1,182,509.00 base bid and \$1,480,385.48 base plus alternate. Two companies submitted bids for the HMA program: 1) APAC – Kansas Inc., \$301,270.35 base bid and \$549,522.35 base plus alternate; 2) Cornejo & Sons, \$315,331.25 base bid and \$594,936.25 base plus alternate. Commissioner Krehbiel made a motion to accept the bid for the HIPR program from Dustrol, Inc. for base bid price of \$1,182,509.00 without the alternate. Commissioner Hague seconded the motion and it was passed unanimously. Commissioner Hague made a motion to accept the bid for the HMA program from APAC – Kansas Inc., for the base plus alternate price of \$549,522.35. Commissioner Krehbiel seconded the motion and it was passed unanimously. Jim reported that the total of the bids awarded is less than the amount budgeted for these projects. Both bid awards are subject to final review and approval by the county engineer.

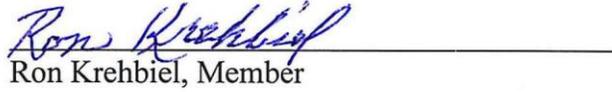
The meeting was adjourned at 11:25 a.m.

BOARD OF HARVEY COUNTY COMMISSIONERS



  
George A. "Chip" Westfall, Chairperson

  
Randy Hague, Member

  
Ron Krehbiel, Member

ATTEST:

  
Rick Piepho, County Clerk