

MINUTES OF
BOARD OF HARVEY COUNTY COMMISSIONERS
April 17, 2017

The Board of Harvey County Commissioners met in regular session on April 17, 2017 with all three commissioners present. Chairman Krehbiel called the meeting to order at 9:00 a.m.

ITEMS ADDED TO AGENDA:

1. Commissioner Hague reported that he was contacted by a citizen who recently visited East Park. The citizen complimented the Parks staff for the condition of the facility and their courtesy.
2. Bill Dugan, VP of the Kansas Association of Public-Safety Communication Officials (APCO), presented Harvey County Communications with the 2016 Team of the Year award. The Harvey County Communications team was selected by APCO to recognize their overall excellence, as well as their team-oriented response to multiple incidents that occurred in the county in 2016. The award was accepted by Don Gruver, Communications Director, on behalf of the Communications team, most of whom were present at the meeting.

CALENDAR ITEMS:

1. Commissioner Westfall is scheduled to attend the Aviation Board meeting today at 4:00 p.m. at the Airport.
2. Commissioner Westfall is scheduled to attend the Harvey County 911 meeting at 9:00 a.m. on Thursday, April 20 at the Law Enforcement Center.
3. Commissioner Westfall and Counselor Greg Nye are planning to attend the Fair Board meeting on April 20 at 7:30 p.m. at the Fairgrounds.

Minutes of the April 10 Commission regular meeting were approved upon a motion by Commissioner Hague, seconded by Commissioner Westfall. Motion passed unanimously.

ADMINISTRATIVE ITEMS:

1. Anthony Swartzendruber, Administrator, presented copies of House Bill 2398 which is being considered in the Kansas Legislature to amend the statutes regarding traffic control devices on township roads for all counties operating under the township road system instead the 4 counties listed in the statute. This proposed legislation is in response to the "Patterson vs. Cowley County" court ruling that determined that the county was responsible for warning signage on township roads.
2. Anthony reported that a REAP Board of Directors meeting is scheduled for April 20 from 12:30 a.m. to 2:00 p.m. in Wellington.
3. Anthony stated that an assessment of courthouse security vulnerability by the US Department of Homeland Security (DHS) is scheduled for early next week.
4. Gayle Martin, Program Manager, WSU Hugo Wall School of Public Affairs, presented Michelle Sorrell, GIS Coordinator, with a certificate for completing the MiniMPA course. The MiniMPA provides executive development in public administration presented in 3 hour sessions each week for 16 weeks. Anthony thanked Gayle, who is retiring soon, for her service.
5. Brian Palmer, Airport Manager, presented an On-Site Agreement between EAN Holdings, LLC (d/b/a Enterprise Rent-a-Car) and Newton City/County Airport for consideration. The agreement sets the terms and conditions for Enterprise to operate motor vehicle rental services at the airport replacing the current vehicle rental service vendor, Hertz. Enterprise will rent office space at the airport with one full-time

- employee and multiple vehicles stationed in the parking lot. Enterprise would begin operations on May 1. The Newton City Commission has already approved this agreement. Commissioner Westfall made a motion to approve the agreement as presented. Commissioner Hague seconded the motion and it was passed unanimously.
6. Jan Jones, Executive Director of Harvey County DV/SA Task Force & Safe House, presented a Grant Agreement between the DV/SA Task Force and the Harvey County Board of County Commissioners for the 2016 Emergency Solutions Grant (ESG) The Kansas Housing Resource Corporation (KHRC) requires this agreement between the subrecipient agencies as a condition of the grant award. Commissioner Hague made a motion to approve the agreement as presented and authorize the chairman to sign. Commissioner Westfall seconded the motion and it was passed unanimously.
 7. Anthony stated that the presentation of Resolution 2017-8 to execute a quitclaim deed for a county owned property to Habitat for Humanity has been postponed at their request.
 8. Sheriff Chad Gay stated that an article in the Wichita Eagle on April 12 reported that Immigration and Customs Enforcement (ICE) is analyzing its list of "sanctuary" counties & cities and has suspended publication of its Declined Detainer Outcome Report until the analysis is completed. Harvey County is one of 5 counties in Kansas that has been erroneously listed as a "sanctuary" county.
 9. Gary Denny, Emergency Management Director, reported that the next active shooter focus group meeting is scheduled for April 19 from 10 a.m. to noon at the McKinley Administration building.
 10. Kass Miller, Director of Parks, reported that the first fish stocking of the season occurred last Saturday. He also reported that the West Park bait shop should open for the season by the end of the week.
 11. Jim Meier, Road and Bridge Superintendent, reported that crews are working on patching a grading when the weather permits.
 12. Gina Bell, Planning & Zoning Director, reported that she will be attending the Kansas Association of County Planning & Zoning Officials (KACPZO) conference in Andover later this week. She is the chairperson of the KACPZO.

CITIZENS FORUM:

Sedgwick City resident Fred Bright presented information about how Sand Creek is encroaching on his property. He showed pictures and explained how the channel of the creek has been changing in recent years due to a large amount of debris in the channel. The channel is moving towards his property and is eroding large sections and is approaching a barn structure. The erosion and debris could affect the county bridge that is downstream from his property. He stated that the NRCS has approved a plan with a 30% match to correct the issues, but they require a government sponsoring agency. Fred reported that the City of Sedgwick initially agreed to sponsor the plan, but has backed out. He is requesting that the County or Sand Creek Watershed become the new sponsoring agency to reactivate the project. Administration will contact NRCS and Sand Creek Watershed officials and will do some research on the situation.

Randy Pugh who owns a property west of Halstead asked about the status of possible FEMA mitigation for his property. Gina Bell, Planning & Zoning Director, replied that the application for FEMA assistance is a lengthy and complicated process that may not resolve the issue. Gina and the commissioners suggested that the issue could probably be resolved by hiring an engineer to prepare a Letter of Map Amendment

(LOMA) and submit it to FEMA to change the floodplain map so that no portion of his house would be in the floodplain.

Warrant checks in the amount, after one check was voided, of \$106,640.58 total were approved upon a motion by Commissioner Hague, seconded by Commissioner Westfall. Motion passed unanimously.

Robert Carlton, Department of Aging Director, presented five applications for Older Americans Act grants from the Kansas Department on Aging through the Central Plains Area Agency on Aging (CPAAA) for FY 2018 (October 1, 2017 through September 30, 2018). Robert stated that the information provided and the amounts requested this year are the same as last year. Commissioner Hague made a motion to approve the five grant applications as presented and authorize the chair to sign. Commissioner Westfall seconded the motion and it was passed unanimously.

Jim Meier presented a request to approve the purchase of a used 2016 Ravens 30' aluminum end dump trailer from Klassic Trailer Sales in Goddard for \$45,000. He stated that the purchase of an end dump trailer is included in the CIP budget for his department for this year. Jim stated that this used unit is available for a limited time and that the cost of a new unit would be more than \$50,000. Commissioner Hague made a motion to waive the purchasing policy and approve the purchase of the 2016 Ravens 30' aluminum end dump trailer from Klassic Trailer Sales in Goddard for a total cost not to exceed \$45,000. Commissioner Westfall seconded the motion and it was passed unanimously.

Jim Meier presented a request to amend the 2017 CIP budget for the Road & Bridge Department to include a resurfacing project on S. Kansas Rd. He stated that the bid results for the 2017 Pavement Improvement Program were about \$580,000 lower than expected. Based on initial designs, Jim estimates that these savings could fund a NovaChip or UBAWS overlay on S. Kansas Rd. that has been postponed in recent years due to other road improvements having a higher priority. The commissioners discussed whether the funds should be applied towards improvements on other roads, specifically Hesston Rd. between Newton and Hesston. Jim explained that the Hesston Rd. improvements would be more difficult to add to the schedule for this year because it is a much bigger project with a lot more engineering work required. Commissioner Westfall made a motion to authorize the county engineer, MKEC, to proceed with the design work, estimates and bid specifications for the S. Kansas Rd. overlay project. Commissioner Hague seconded the motion and it was passed unanimously.

At 11:15 a.m. Commissioner Westfall made a motion to go into executive session for a period of 10 minutes to confer with attorney regarding privileged matters. Commissioner Hague seconded the motion and it was passed unanimously. Also present for the session were Anthony Swartzendruber, Dan Bronson, Rick Piepho, Bob Myers, Chris Towle and Counselor Greg Nye. Executive session ended at 11:25 a.m. with no action being taken.

At 11:25 a.m. Commissioner Hague made a motion to go into executive session for a period of 15 minutes to discuss non-elected personnel. Commissioner Westfall seconded the motion and it was passed unanimously. Also present for the session were Anthony Swartzendruber, Dan Bronson, Rick Piepho and Counselor Greg Nye. Executive session ended at 11:40 a.m. with no action being taken.

The meeting was adjourned at 11:40 a.m.

BOARD OF HARVEY COUNTY COMMISSIONERS



Ron Krehbiel

Ron Krehbiel, Chairperson

Randy Hague

Randy Hague, Member

George A. "Chip" Westfall

George A. "Chip" Westfall, Member

ATTEST:

Rick Piepho

Rick Piepho, County Clerk