

MINUTES OF
BOARD OF HARVEY COUNTY COMMISSIONERS
March 27, 2017

The Board of Harvey County Commissioners met in regular session on March 27, 2017 with all three commissioners present. Chairman Krehbiel called the meeting to order at 9:00 a.m.

ITEMS ADDED TO AGENDA:

There were no items added to the agenda.

CALENDAR ITEMS:

1. Commissioner Krehbiel is scheduled to attend the Harvey/McPherson County Community Corrections meeting at noon on April 20 in Judge Dickinson's chambers.

Minutes of the March 20 Commission regular meeting were approved with one correction upon a motion by Commissioner Westfall, seconded by Commissioner Hague. Motion passed unanimously.

ADMINISTRATIVE ITEMS:

1. Anthony Swartzendruber, Administrator, reported that SB 160 which was introduced to repeal the tax lid has been completely gutted and changed to a bill that would require County Appraisers to be elected to four year terms.
2. Anthony reported that Jaci Reimer has resigned her position as a Harvey County representative on the SCKEDD board. He asked the commissioners to think about and propose a replacement representative.
3. Anthony reported that he and Jim Meier, Road & Bridge Superintendent, met with John Torline, North Newton Administrator, to discuss the ownership and maintenance responsibilities of a section of NW 36th St. between K-15 and Anderson Rd. Anthony stated that some more research needs to be done to resolve the issue.
4. Anthony presented copies of a letter from Clark County expressing thanks for sending a Harvey County employee to assist their Emergency Management team manage the response to recent wildfires in Clark County.
5. Robert Carlton, Department of Aging Director, presented a Recommendation for Appointment form to appoint Jeanie Flaming to an open position on the Department of Aging Advisory Council for the term April 1, 2017 to January 1, 2020. This would be the first term for Jeanie who was in attendance to answer questions from the commission. Commissioner Westfall made a motion to waive the second reading and appoint Jeanie Flaming to the Harvey County Department on Aging Advisory Council and authorize the chair to sign. Commissioner Hague seconded the motion and it passed unanimously.
6. Rex Yohn, Noxious Weed Director, presented the proposed invitation to bidders for Herbicides for Noxious Weed Control. The invitation to bid is for the estimated yearly supply of three types of herbicides separated by item number; each item number will be awarded separately. Bids will be received until 4 p.m. on April 7 and will be opened during the meeting on April 10. Commissioner Hague made a motion to authorize and send the invitation to bidders for Herbicides for Noxious Weed Control. Commissioner Westfall seconded the motion and it was passed unanimously. Rex stated that the invitation to bid will be sent to five vendors and will also be available online.
7. A proposed resolution setting forth, authorizing and approving a Neighborhood Revitalization rebate policy for the county was presented for consideration. This resolution clearly defines that NR program enrollees will be required to pay their property taxes when they are due to remain in the program and continue received

- rebates. Commissioner Westfall made a motion to adopt **Resolution 2017-7** as presented. Commissioner Hague seconded the motion and it was passed unanimously. Rick Piepho, County Clerk, will send a copy of the resolution to each current NR program enrollee.
8. Jim Meier presented proposed revisions to the 2017 CIP Equipment purchase list for the Road & Bridge department. He suggests purchasing an end dump trailer and a boom mower instead of the hydraulic hammer and plate tamp that were originally requested. He stated that the changes will more efficiently meet the current needs of the department. The changes do not affect the total amount requested for the year. Commissioner Hague made a motion to approve the revised 2017 CIP Equipment Purchase list for the Road & Bridge department as presented. Commissioner Westfall seconded the motion and it was passed unanimously.
 9. Gary Denny, Emergency Management Director, stated that the burn risk forecast for this week is down after the rainfall over the weekend and more rainfall is forecasted for this week.
 10. Rollin Schmidt, Solid Waste Director, stated there was a fire at the landfill over the weekend at one of the hotspots which are being monitored by staff and KDHE. The fire was extinguished and covered. He stated that the heat generated from the composting of wood chips is causing the hotspots.
 11. Kass Miller reported that the new bathroom/shower house facility at West Park is close to completion and should open soon. He also reported that the first events on 2017 Parks events calendar are scheduled for the coming weekend.
 12. Rick Piepho, County Clerk & Election Officer, reported that early voting begins tomorrow morning for the April 11 Special General Election to fill the US House District 4 vacancy. Early in-person voting will be available in the courthouse community room weekdays 8 a.m. to 5 p.m. March 28 thru April 7, on Saturday, April 8 from 9 a.m. to 2 p.m. and on Monday, April 10 from 8 a.m. to noon.

CITIZENS FORUM:

There were no items presented during Citizen's Forum.

Warrant checks in the amount of \$50,802.84 were approved upon a motion by Commissioner Westfall, seconded by Commissioner Hague. Motion passed unanimously.

At 9:35 a.m. Commissioner Westfall made a motion to go into executive session for a period of 5 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 and Counselor Greg Nye. Executive session ended at 9:40 a.m. with no action being taken.

Suzanne Loomis, City of Newton Engineer/Director of Public Works, presented a request for approval of the plans and specifications and setting of a bid date for April 18 for the Newton City/County Airport Runway 8-26 Rehabilitation. Runway 8-26 was last rehabilitated in 2004. In 2013 the Airport Capital Improvement Program identified longitudinal cracking and the need for another rehabilitation project. In 2015 staff and engineers continued to monitor cracks and moved the proposed rehabilitation project up on the CIP timeline, scheduling construction for 2017 due to thermal cracks widening on the runway. The design work was approved in November 2016 by the city and county commissions. Construction would begin the summer of 2017. The total estimated construction costs of \$400,637 are eligible for FAA entitlement funding at a 90/10 federal/local split. The airport is jointly owned by the City of Newton and Harvey County so the local portion costs of \$40,064 would be split equally

between the two entities. Harvey County's portion of the construction funding would be \$20,032. Commissioner Hague made a motion to approve the Newton City/County Airport Runway 8-26 Rehabilitation construction proposal as presented with a county participation cost of \$20,032 and authorize distributing the invitation to bidders. The motion was seconded by Commissioner Westfall. Motion passed unanimously.

Bob Myers, Newton City Manager, and Kelly Bergeron, City of Newton Director of Community Planning & Development, presented an amendment to the interlocal agreement related to the City of Newton Neighborhood Revitalization Program (NRP) to expand the Neighborhood Revitalization Area (NRA) of the City of Newton. Property owners or developers of three properties have requested inclusion in the NRA. The three properties to be added to the NRA are generally located along SW 14th St, N Sherman and Boyd & Broadway. The Newton City Commission held a Public Hearing on the matter on January 10 and adopted a resolution to amend the interlocal agreement which requires approval by the USD 373 School Board and Harvey County. The Newton USD 373 Board of Education approved the amended interlocal agreement on March 13. A discussion was held regarding the NRP program and the percentages and time periods for different types of properties or zones in the NRA. Commissioner Hague suggests changing the C-3 Central Business District incentives to match the 10 year tiered commercial or the 5 year residential instead of the 100% rebate for 10 years that is currently offered. Bob agreed to explore possible changes to the structure of the NRP plans. Commissioner Westfall made a motion to approve the amended interlocal agreement for the City of Newton Neighborhood Revitalization Program as presented. The motion was seconded by Commissioner Krehbiel. Motion passed unanimously.

At 10:15 a.m. 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 \$15,076.88 total for the stocking of approx. 5,700 lbs. of pan size Channel Catfish at 2 locations distributed on 3 stocking dates. Kass requested permission to increase the first stocking by the amount of the difference between the bid price and the budgeted amount of \$17,300.00. Commissioner Hague made a motion to accept the bid and award the contract not to exceed \$17,300.00 total to Harbin Fish Farms for Fish Stocking for Harvey County Parks & Recreation. Commissioner Westfall seconded the motion and it was passed unanimously.

The Newton-North Newton Area Planning Commission sent a Notice of Hearing to discuss a variance request by Habitat for Humanity to allow placement of a house with a 15 ft. rear setback at 200 N. Ash which adjoins a property owned by the County. Commissioner Westfall made a motion to authorize administration to draft a letter from the commission supporting the variance. Commissioner Hague seconded the motion and it was passed unanimously.

Jim Meier, Road and Bridge Superintendent, opened the bids for a new 2017 Motor Grader. Two bids were received from two dealers. The bids received are as follows:

Description	Foley Equipment	Murphy Tractor
Make & Model:	Caterpillar 12M3	John Deere 670G
Bid:	\$234,490.00	\$205,179.70
Trade-in allowance (1993 Caterpillar 140G)	-\$65,000.00	-\$57,500.00
Total Cost:	\$169,490.00	\$147,679.70

Representatives from Foley and Murphy were in attendance. The Foley representative questioned whether the John Deere 670G met the base minimum weight specified. The Murphy representative agreed that the base weight of the 670G is a few hundreds pounds less than the minimum specified, but the added equipment increased the weight above the minimum. Commissioner Hague made a motion to accept the bids and award purchase the John Deere 670G motor grader from Murphy Tractor for a total cost of \$147,670.70 pending staff review. Commissioner Westfall seconded the motion and it was passed unanimously.

The meeting was recessed at 10:50 a.m. The commissioners left to attend the Quad County Meeting in Hutchinson.

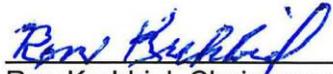
The meeting was adjourned at 2:00 p.m.

BOARD OF HARVEY COUNTY COMMISSIONERS



ATTEST:


Rick Piepho, County Clerk



Ron Krehbiel, Chairperson



Randy Hague, Member



George A. "Chip" Westfall, Member