

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

**December 10, 2007**

The Board of Harvey County Commissioners met in regular session on December 10, 2007 with all three Commissioners present. Chairman Westfall called the meeting to order at 10:08 a.m. following the REAP meeting.

**ITEMS ADDED TO AGENDA:**

1. The Harvey County 2008 Wireless Enhanced 911 grant application has been approved by the Kansas Wireless Enhanced 911 Advisory Board. The grant was approved in the amount of \$174,661.
2. Chairman Westfall suggested the Commissioners read two articles printed in the Sunday Wichita Eagle. One contained information on carbon electrical plants and the other was regarding the two mile grid plan for bridges in Saline County.

**CALENDAR ITEMS:**

No items were added to the calendar.

Minutes of the December 3, 2007 Commission meeting were approved upon a motion by Commissioner Roberson, seconded by Commissioner Krehbiel. Motion passed unanimously.

**ADMINISTRATIVE ITEMS:**

1. Newton City Commissioner Willis Heck presented information from the November 15 meeting of the Santa Fe Chapter of the Highway 50 Association, of which Harvey County is a member. The Chapter felt that a meeting should be held early in the year to prepare a plan to present to the state legislators. The tentative date for the meeting is January 23 at 11:30 a.m. The plan will have three main provisions: To highlight the importance of Highway 50, to present needed improvements to the Highway, and to reinforce the importance of meeting the schedule of improvements already in progress. The position of the body is not to be specific about what improvements are to be made but that improvements continue to be made.
2. Craig Simons informed the Commission on the progress made by Garber Surveying regarding the new public use building to be constructed at West Park. Garbers has also been surveying in four townships in the western part of the County and other locations in the eastern part of the County with regard to the new FEMA flood map. This surveying will need to be completed within 30 days.
3. Craig Simons and Scott Davies, Director of Planning & Zoning, have gathered additional information regarding the proposed location of a cellular tower south of Hesston. The information suggests that the findings of the FAA, which were presented to the Commission last week, cited information from a study based on only public airports within the area. The airport which is located south and west of the proposed tower was not taken into account because it is not registered as a public airport. The State of Kansas, in referring to State Statute, stated that local

entities can zone around a public airport. The State was given information that suggested the airstrip was a public interest or investment airport. The legal point is whether this is a public or private airport. The tower would be required to meet regulations from all federal, state, and local authorities. At the request of the County Commission the Planning & Zoning Commission will again consider the request for a conditional use permit with the new information. The permit was denied by the Planning Commission at an earlier date, but it was determined they did not have all the information involved.

**CITIZEN'S FORUM:**

There were no citizens present for Citizen's Forum.

Warrant checks were approved upon a motion by Commissioner Roberson, seconded by Commissioner Krehbiel. Motion passed unanimously.

Commissioner Roberson made a motion to go into executive session at 11:00 a.m. for a period of 25 minutes to discuss legal contracts. Commissioner Krehbiel seconded the motion and it was passed unanimously. Greg Nye, Harvey County Counselor, was in attendance. Executive session ended at 11:25 a.m. with no action being taken during the session.

The Commission attended the Harvey County Employee Christmas luncheon at 11:30 a.m.

After the Commission reconvened at 1:30 p.m., Sheriff A.J. Wuthnow presented specifications for the purchase of three 2008 4-door sedans with police package for the Sheriff's Department. Chairman Westfall mentioned that the car dealerships may be able to give larger discounts on vehicles if 4 or more vehicles are purchased at one time. However, there is budgeted money for only three at this time. Commissioner Roberson made a motion to approve the bid specifications and for the Sheriff's Department to accept bids submitted before 11:00 a.m. on January 7, 2008. Used trade-in vehicles may be inspected on December 19 between the hours of 9:00 a.m. and 12:00 p.m. at the Harvey County Sheriff's Office. Commissioner Krehbiel seconded the motion and it was passed unanimously.

John Waltner presented **Resolution No. 2007-27** requesting a waiver from GAAP reporting in the preparation of the Harvey County comprehensive financial statements and reports. Commissioner Krehbiel made a motion to pass the resolution and Commissioner Roberson seconded the motion. Passed unanimously.

The Commissioners discussed issues surrounding the passage of the clean air resolution.

Commissioner Krehbiel made a motion to go into Executive Session to discuss contractual issues for Indigent Defense at 2:10 p.m. for a period of 20 minutes. Commissioner Roberson seconded the motion and it was passed unanimously. Greg Nye, Harvey County Counselor, was also in attendance during the session. Executive Session ended at 2:30 with no action being taken. Lonnie Buller, Emergency Management Director, updated the Commission on the imminent ice storm that is approaching the County. The worst icing will be tonight and into the early morning

tomorrow. We could possibly receive an inch of ice with winds of approximately 10 to 15 mph. Chairman Westfall signed a Declaration of Disaster in the County as a pre-emptive precaution.

The meeting was adjourned at 2:55 p.m. upon a motion by Commissioner Roberson, seconded by Commissioner Krehbiel. Motion passed unanimously.

**BOARD OF HARVEY COUNTY COMMISSIONERS**

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Chairman

ATTEST:

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Member

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County Clerk

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Member