

MINUTES OF
BOARD OF HARVEY COUNTY COMMISSIONERS

September 29, 2008

The Board of Harvey County Commissioners met in regular session on September 29, 2008 with all three Commissioners present. Chairman Krehbiel called the meeting to order at 9:00 a.m.

ITEMS ADDED TO AGENDA:

1. Commissioner Westfall suggested the Commission send thank you letters to the members of the task force who worked on the new regulations for building in the dam breach areas of watershed dams.
2. Commissioner Roberson reported that she will not attend the meeting next week as she will be out of town.
3. The Farm Bureau annual dinner will be held on October 14th.
4. Chairman Krehbiel received a call from Ruth Jacob inviting the Commissioners to a hamburger feed in appreciation to the people that helped with the Westar high voltage transmission lines project that was constructed in the western part of Harvey County. The dinner will be held at the substation west of 6th Street on Halstead Road on October 8 at 5:30 p.m.
5. Commissioner Krehbiel has received complaints that Dutch Avenue has deteriorated because of the extra traffic from Westar trucks in construction of the high voltage transmission line. There is a possibility that Westar would contribute to the rebuilding of the damaged roads.
6. There is talk of a wind farm being built in the southern part of Harvey County and the northern part of Sedgwick County.

Minutes were approved upon a motion by Commissioner Roberson, seconded by Commissioner Westfall. Motion passed unanimously.

CALENDAR ITEMS:

1. The Commission meeting will begin next week at 10:30 a.m. due to the REAP meeting.
2. There will be an Aviation meeting at 4:00 p.m. on October 20th.

ADMINISTRATIVE ITEMS:

1. Harvey County Health Department is hosting a Worksite Wellness Fair tomorrow at the McKinley Administration Center Boardroom. Speakers are Dr. James Early from Solutions for Life; and Floyd Powell from Spirit Aero Systems. Forty or fifty representatives from businesses in the County are expected to attend. The fair will begin at 9:30 a.m. and will end at 1:30 p.m. A healthy lunch will be served.

2. Becky Noble, County Treasurer, will be hosting the fall meeting of the South Central Kansas District Treasurers. Commissioner Roberson will be the welcoming speaker.
3. Commissioner Westfall made a motion to approve **Resolution No. 2008-19**, amending the Unified Development Code concerning the flood water retarding dam breach impact district. Commissioner Roberson seconded the motion and it was passed unanimously.
4. Lonnie Buller, Director of Emergency Management, gave an update on the trailer being constructed for the donated generator.
5. None of the Commissioners will be able to attend the KDOT T-Link task force to be held on September 30 in Wichita.

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 Westfall. Motion passed unanimously.

Rhonda Gnatowski, Solid Waste Clerk, presented the Commissioners with a list of property owners who have delinquent solid waste fees for the year 2007. By state statute a public hearing must be held every year to enable property owners to protest their solid waste fees. Although Harvey County's name is on the delinquent list, the amount due is actually the responsibility of Asbury Park. Harvey County is listed as the property owner because IRBs were issued for improvements at Asbury Park. Commissioner Westfall moved that the delinquent solid waste fee collection be turned over to the County Treasurer for collection.

Sarah Steele, representative from Gilmore & Bell presented a request for revenue bonds for the Bigs property where Schaben Industries is building a new facility. The request is for \$2,000,000. Darren Zenger, owner of Schaben Industries answered questions from the commissioners regarding the development. Schaben Industries are currently located on Meridian Road in west Newton, however the entire operation will be relocated to the new site and the current location will be sold. They will be requesting a tax abatement as a manufacturing facility. Commissioner Westfall made a motion to approve **Resolution No. 2008-20**, a resolution of intent to grant industrial revenue bonds to Schaben Industries. Commissioner Roberson seconded the motion and it was passed unanimously.

Roy Patton, Director of Solid Waste, presented an amendment of the Construction and Demolition State Permit #119. The State Plan was amended which requires the amendment of Harvey County's permit. This would restrict the disposal of wood waste on a field. Commissioner Westfall made a motion to approve and authorize the Chairman to sign the amended permit, which would allow the County to add wood waste processing.

Ed Roberts presented the Commissioners with a map of a proposed layout of the frontage lots on the fairground property and a listing agreement with Real Estate Resources to market the

properties. Greg Nye suggested that the price should be listed as “to be determined,” as the lot divisions are not yet specified. Commissioner Roberson made a motion to accept the listing agreement with Real Estate Resources, Ed Roberts, Broker, for a period of one year beginning October 1, 2008 and ending on September 30, 2009. The contract will be reviewed at that time. Commissioner Westfall seconded the motion and it was passed unanimously. Stan Hoover and Dan Mershon, from J. Fred Hambright, Inc., presented a request to lease Harvey County West Park for oil and gas exploration. They requested they be allowed to run some lines on the surface to seismograph the area to see if there is a site that would be drillable. The determination was made to stay on land adjacent to the park with the possibility of unitizing, which combines leases if they are within 330 feet. At that time they will present an offer with protections for the park and see if the Commissioners will agree to it.

Commissioner Westfall made a motion to adjourn the meeting at 11:36 a.m. Commissioner Roberson seconded the motion and it was passed unanimously.

BOARD OF HARVEY COUNTY COMMISSIONERS

Chairman

ATTEST:

Member

County Clerk

Member