

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

**February 1, 2010**

The Board of Harvey County Commissioners met in regular session on February 1, 2010 with all three commissioners present. Chairman Westfall called the meeting to order at 9:00 a.m.

**ITEMS ADDED TO AGENDA:**

1. Commissioner Roberson reported that she sent an e-mail to State Representative Marc Rhoades and State Representative Don Schroeder encouraging them to make sure that no attachments be made to the E-911 bill that is currently before the legislature.
2. Commissioner Roberson presented a list of on-line training opportunities that are available from KCAMP. This training is available free of charge. She also reminded the Commission that the Attorney Assist line is also available for counties. Statistics show that the counties that use this resource actually have lower claims history.
3. Commissioner Westfall reported that he attended the REAP EDC meeting last week. There is controversy regarding the possible EPA control of pasture burning in the Flint Hills. In response to protests from the farmers and ranchers, State Senator Carolyn McGinn has asked for an exemption from burning restrictions in the Flint Hills area. Farmers and ranchers are urged to do their pasture burning before April 1 to avoid the restrictions, which would be in effect April 1 to October 1.
4. Commissioner Westfall reminded the Commission of the Township dinner and meeting that will be held at 6:30 p.m. February 1, 2010, at the Road and Bridge building.

**CALENDAR ITEMS:**

1. The CDDO meeting scheduled for February 8, 2009 has been rescheduled to February 22.
2. The meeting of the Eagle Drainage District will be held Thursday, February 4th at 7:00 p.m. The Eagle Drainage District, which lies in Sedgwick County, is considering annexing land in Harvey County to extend the district. Commissioner Krehbiel and Scott Davies, Director of Planning and Zoning, will attend.
3. The Aviation Commission meeting will be held on February 22 at 4:00 p.m.

Minutes of the January 25, 2010 Commission meeting were approved upon a motion by Commissioner Roberson, seconded by Commissioner Krehbiel. Motion passed unanimously.

**ADMINISTRATIVE ITEMS:**

1. John Waltner presented the first reading of a recommendation from Prairie View to appoint Sami Suffield to serve on the Harvey County Mental Health Advisory Committee as the consumer representative. The Commission requested more information on this particular position, which was previously held by Stephen Biddle. The appointment will be made at the next Commission meeting.
2. The Commission reviewed a proposal from Jim Kolarik of Aero-Metric, Inc. to produce lidar 1' contour maps for the entire county. The City of Newton has hired Mr. Kolarik to produce city maps and has offered that the County could save some money if the County maps are done at the same time. Lidar maps are produced by taking laser measurements from an aircraft that measures the contour of the ground within a 1' degree of accuracy. The proposal for the county maps is \$187,535. The Commissioners agreed to decline the offer at this time, determining that it would be better to involve the remaining cities in the county who would like to participate and budget for the expense. It was also decided that it would be more cost effective to have different companies submit bids for the job.
3. Phil Adams, Road and Bridge Superintendent, reported that there were parts of the county that received approximately 7 inches of snow during the snowstorm last week. Employees spent 17 hours on Friday clearing and treating county roads.
4. Counselor Greg Nye requested an executive session be called toward the end of the meeting to discuss legal issues.
5. Rita Flickinger, Health Department Director, invited the Commission and staff to attend the annual luncheon at the Health Department on February 16 at 11:30 a.m. Ms. Flickinger also reported that they are still trying to inform the public of the free vaccinations for H1N1. They will be doing some advertising on Cox Media.

**CITIZEN'S FORUM:**

Rex Schechter asked if the zoning requirements had been rewritten yet for the construction of private wind generators. Changes in zoning have to be considered and made through the Planning and Zoning Board before it is brought before the Commission.

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

John Waltner presented a request for an emergency vehicle permit for Merlyn Johnson of the Walton Fire Department, Rural Fire District No. 1. Commissioner Krehbiel made a motion to authorize the permit and Commissioner Roberson seconded the motion. Motion passed unanimously.

Bob Cheney, Director of the Noxious Weed Department, presented the annual Noxious Weed Report to be submitted to the State of Kansas. Mr. Cheney explained how the department surveys and estimates the acreage in the County that is affected by Bindweed. Commissioner Roberson made a motion to approve and certify that this report is a correct copy of the Harvey County Weed Department Program for 2009, and that Bob Cheney is employed as the Harvey County Weed Department Director for 2010. Commissioner Krehbiel seconded the motion and it was passed unanimously.

Commissioner Krehbiel updated the Commission on the issues affecting the Eagle Drainage District in Sedgwick County. There are drainage problems in Harvey County that have never been addressed that could be solved by allowing Sedgwick County to annex some areas in Harvey County into the Eagle Drainage District. It is believed that this would be a better option than developing a new drainage district in Harvey County. Sedgwick County would hire surveyors to mark the easements and the estimated cost for Harvey County would be approximately \$5,000.

Scott Davies informed the Commission that the City of Wichita is ready to begin the Phase II Aquifer Storage Reclamation project. The time required of his office to work with several different engineers and process all the permits required is significant because of the involvement of a Floodplain and the County's participation in the National Flood Insurance Program. All development in the floodplain has to be permitted and this phase has 28 well house buildings. Although Harvey County has historically never charged the City of Wichita for permits, Mr. Davies proposes that we begin charging because of the increased work load. The Commission directed Mr. Davies to send a letter to the City of Wichita explaining that the County will begin billing the City for the permits.

Commissioner Roberson made a motion to authorize the bid contract to King Construction for Project Number 40 C-4560-01 and authorize the chairman and the Commission to sign. This is the project for the replacement of the bridge over Sand Creek on Kansas Avenue near Centennial Park. Commissioner Krehbiel seconded the motion and it was passed unanimously.

At 11:10 a.m. Commissioner Roberson made a motion to go into executive session to discuss legal matters for a period of 10 minutes. Commissioner Krehbiel seconded the motion and it was passed unanimously. Also in attendance were Counselor Greg Nye and Charlie Summers. Executive session ended at 11:20 a.m. with no action being taken.

The meeting recessed until 6:30 p.m. to attend the Township meeting at the Road and Bridge Department.

The meeting adjourned following the Township meeting.

BOARD OF HARVEY COUNTY COMMISSIONERS

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George A. "Chip" Westfall, Chairman

ATTEST:

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Ron Krehbiel, Member

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Joyce Truskett, County Clerk

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Marge Roberson, Member