

MINUTES OF
BOARD OF HARVEY COUNTY COMMISSIONERS

October 18, 2010

The Board of Harvey County Commissioners met in regular session on October 18, 2010 with Chairman Westfall and Commissioner Roberson present. Chairman Westfall called the meeting to order at 9:00 a.m.

ITEMS ADDED TO AGENDA:

1. Chairman Westfall and Sheriff T. Walton met with representatives of KDOT, Union Pacific Railroad, Butler County Commissioners, and Butler County Sheriff representatives to discuss safety issues at the railroad crossing west of Whitewater on K196 Highway. They plan to order additional signs for eastbound traffic and also place a video camera at the crossing to further evaluate the traffic flow there. There are six trains per day that cross the highway there. An education program through Farm Bureau and the County Extension Office is also planned.

CALENDAR ITEMS:

No items were added to the calendar.

Minutes of the October 11, 2010 Commission meeting were approved upon a motion by Commissioner Roberson, seconded by Commissioner Chairman Westfall. Motion passed unanimously.

CITIZEN'S FORUM:

There were no items presented during Citizen's Forum.

ADMINISTRATIVE ITEMS:

1. Recommendations for two appointments to the Harvey County Parks Advisory Council were presented. Pat Jackson and Jim Lasiter were recommended for appointment. The second reading will be heard at next week's Commission meeting.
2. The certified KCAMP Harvey County voting delegate for the annual KCAMP meeting on November 15, 2010 will be appointed at next week's Commission meeting.
3. The Commission received notification of permit renewals for the Construction /Demolition permit and the composting permit for the Harvey County Transfer Station.
4. The Commissioners received notification from the Kansas Department of Transportation of a workshop to be held Monday, October 18, in Topeka to discuss the Federal Fund Exchange Program. This is a program that allows local agencies who receive federal funding to exchange those funds for state dollars that have fewer strings attached to them.

5. The Commission received a thank-you card from Marion Rowland, former Director of the Parks Department, for the placement of a plaque and tree planting at East Lake Park in honor of his 33 years of service with the Harvey County Parks Department.
6. Phil Adams, Road and Bridge Superintendent, reported that the bridge on West 12th Street could be opened in approximately two weeks.
7. Sheriff T. Walton also reported on the meeting regarding the railroad crossing west of Whitewater on Highway 196. KDOT is required to pay for any improvements to the crossing and there are no funds. Sheriff Walton also reported that the damage estimate on the patrol car that was involved in an accident last week is \$11,000.
8. Chad Frey, RSVP Director, reported that beginning April 1, new federal regulations will go into effect that require new volunteers to go through a complete background check which includes fingerprinting. Those who are already volunteering will not be required to have the background check. The rule is to protect the “vulnerable population,” which includes children and senior citizens in their home.
9. Anthony Swartzendruber reported that the State of Kansas has approved the Deferred Compensation Agreement passed by the Commission two weeks ago.
10. Counselor Greg Nye will be attending a City Attorney’s meeting on October 22.
11. There continues to be discussion among fire departments, the Emergency Management Director, and other leaders regarding burn bans, burn permits, penalties, and costs related to fire response units. Counselor Nye will keep the Commission updated.

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

One of the dates listed on the temporary notes that were issued for the reroof of the detention center was incorrect. The notes must be paid within four years of the closing date. The original closing date was originally listed at October 15, 2010 and the final payment will not be made until November 1, 2014. Therefore, the closing date needs to be changed. Commissioner Roberson made a motion to approve and ratify that in Resolution No. 2010-27 the ‘dated date’ for the Notes should be ‘November 1, 2010’ rather than ‘October 15, 2010.’ Chairman Westfall seconded the motion and it was passed unanimously.

Counselor Greg Nye presented a final draft of the new contract for legal services for indigent persons. The contract provides that four attorneys will now make up the Indigent Defense Panel. The four attorneys that have signed a contract to serve on the panel are Brad Jantz, Marilyn Wilder, Mike Llamas, and Don Snapp. Commissioner Roberson made a motion to accept and sign the contract for legal services. Chairman Westfall seconded the motion and it was passed unanimously.

Roy Patton, Director of the Harvey County Transfer Station, inquired as to whether the Commissioners had received any opposition to the changes in the operation hours at the Transfer Station. The Commissioners have not heard of any objections or complaints.

Kevin Timmermeyer, Airport Manager, presented a copy of the plans for the expansion of the Avcon Industries Hangar. The expanded hangar will accommodate larger airplanes. The Commission reviewed the plans and Commissioner Roberson made a motion to approve and sign. Chairman Westfall seconded the motion and it was passed unanimously.

At 10:20 a.m. Commissioner Roberson made a motion to go into executive session for a period of 10 minutes to discuss attorney/client privilege. Chairman Westfall seconded the motion and it was passed unanimously. Also in attendance for the session were Counselor Greg Nye, John Waltner, Anthony Swartzendruber, and Joyce Truskett. Executive session ended at 10:30 a.m. with no action being taken.

The meeting was adjourned at 10:32 a.m.

THE BOARD OF HARVEY COUNTY COMMISSIONERS

George A. "Chip" Westfall, Chairman

ATTEST:

Ron Krehbiel, Member

Joyce Truskett, County Clerk

Marge Roberson, Member