

MINUTES OF THE REGULAR MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
ON July 2nd, 2018

The Board of Kingman County Commissioners met in the Commissioners' Meeting Room, Kingman County Courthouse, Kingman, Kansas on July 2nd, 2018. Those present:

John Steffen, Chairman
Fred Foley, Commissioner
Jerry Henning, Commissioner
Carol Noblit, County Clerk
John Caton, County Counselor

Visitors: Gayle Dye; Jason Jump, Kingman Leader-Courier; Larry Landwehr and Heath Weninger.

Staff: Todd Lawson, Field Appraiser; Richard Batchellor, Appraiser; Stan Goetz, HR/Planning/Zoning/Wastewater Director and Charles Arensdorf, Public Works Director.

Chairman Steffen called the regular Board of County Commissioners to order at 8:00 a.m.

The Pledge of Allegiance was said by all in attendance.

Chairman Steffen asked if there were any additions to the agenda.

Chairman Steffen would like to add discussion with John Caton about Pending Bankruptcy; Salt Water Disposal Wells and Facility Leases.

Commissioner Henning would like to add discussion of Economic Development.

MOTION: Commissioner Henning moved to approve the agenda with the addition of discussion with John Caton about Pending Bankruptcy; Salt Water Disposal Wells; Facility Leases and Economic Development. Commissioner Foley seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

Chairman Steffen asked if there was any public comment.

Larry Landwehr let the Commissioners know that he thinks Economic Development is important and it can't be about the director's job it needs to be about the area businesses and the community. Also, Mr. Landwehr felt Economic Development is needed.

Gayle Dye let the Commissioners know that Economic Development should be someone who know the community and is from the County.

Jason Jump said "Good Morning".

The County Clerk submitted the minutes of June 25th, 2018 for approval by the County Commissioners.

MOTION: Commissioner Foley moved to approve the June 25th, 2018 Commission Minutes. Commissioner Henning seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

8:30 a.m. Todd Lawson, Field Appraiser and Richard Batchellor, County Appraiser were in with a NRP extension request from Pamela & Kelly Kyle which would be their first request.

MOTION: Commissioner Henning moved to approve the NRP extension for Pamela & Kelly Kyle. Commissioner Foley seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

Mr. Lawson and Mr. Batchellor left the meeting at 8:34 a.m.

John Caton, County Counselor discussed the pending bankruptcy with Pratt Well Service.

MOTION: Commissioner Henning move that the Board of County Commissioners approve the resolution of the Adversary No. 17-5199 on Case No. 16-11224 pending in the United States Bankruptcy Court for the District of Kansas and authorize the County Counselor to approve the Agreed Order with respect thereto on behalf of the Board of County Commissioners. Commissioner Foley seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

The County Commissioners approved the following abatement:

ABATEMENT	
2018000165	-12.02

Chairman Steffen read correspondence received from the City of Cunningham letting the Commissioners know that they will be adding a line item to the General Fund in the 2019 City Budget to contribute \$10,000.00 to KCEDC which is contingent upon the County and the City funding Economic Development also.

MOTION: Commissioner Foley moved to approve the 2017 Audit Report submitted by Adams, Brown, Beran and Ball, Chtd. For Kingman County. Commissioner Henning seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

The County Commissioners signed Road & Bridge vouchers in the amount of \$212,820.23.

Chairman Steffen let the board know that the sales tax received for June 2018 is \$66,721.43.

The County Clerk let the Commissioners know that the Republican Committee will have a convention at 7:00 p.m. on July 12th at the Expo Center North Room.

8:58 a.m. Todd Eagleston, Sempra and Stan Goetz, HR/Planning/Zoning/Wastewater Director were in to talk about the Flat Ridge III pilot agreement.

Mr. Eagleston let them know that Sempra is selling off their renewable energies division before they hear it in the news.

Mr. Eagleston discussed the pilot payment and that it would be yearly at the end of the year. If project was done in the middle of the year than the first year would only be half.

The payments would be on a 2% escalator each year.

Commissioner Henning asked if there would be a guaranty or surety that the pilot payment will be guaranteed.

Mr. Eagleston let the Commissioners know that a new business would have to satisfy the bank that is handling the surety.

Chairman Steffen discussed his concern with the decommissioning of the windfarms and if the future taxpayers will be covered to be able to take them down.

Mr. Eagleston has in the decommissioning agreement \$100,000.00 per wind turbine and can be reassessed in five years.

Mr. Eagleston requests that the special use permit go from three-year to a five-year permit.

Mr. Goetz let the board know that it will need to be brought to the Planning/Zoning board at a hearing.

Mr. Eagleston let the Commissioners know that they want it to be presentable to the party who wants to buy the windfarm.

The Commissioners are going back to an annual pilot payment instead of a lump sum up front payment with a 2% acceleration.

Mr. Eagleston left the meeting at 10:50 a.m.

10:50 a.m. Charles Arensdorf, Public Works Director was in with an update on the FAS 25 Bridge North of Penalosa.

Mr. Arensdorf updated the Commissioners on the Bridge Deck leveling projects.

Mr. Arensdorf let the Commissioners know that the North Main project's letting is planned for July 23, 2018.

Mr. Arensdorf showed the Commissioners the Site Plan for the C/D Landfill.

Commissioner Henning let Mr. Arensdorf know that David Harbert had a question for him on his driveway.

Mr. Arensdorf left the meeting at 11:11 a.m.

11:14 a.m. Stan Goetz, HR/Planning/Zoning/Wastewater Director was in to discuss the contract for Sheriff Hill and that they can review it and approach it next week.

Mr. Goetz let the Commissioners know that the Recycle Center pickup is parked South of the Sheriff's Department.

Mr. Goetz let the Commissioners know that John Caton has put a letter together to send out.

Mr. Goetz submitted results from the Planning/Zoning hearing from last week for ground to change from Agricultural to a Residential. It was the Board's recommendation to approve the change. The protest time frame is 14 days and he will be back on the 23rd of July for approval.

Mr. Goetz submitted an email received from Gary Hess, Galesburg Township Treasurer. That an endorsement to a general liability policy can be made and that the Township cannot be an LLC.

EXECUTIVE SESSION: Commissioner Foley moved to go into Executive Session at 11:30 a.m. with Stan Goetz, HR/Planning/Zoning/Wastewater Director and John Caton, County Counselor to discuss an individual employee's evaluation pursuant to the exception under the Kansas Open Meetings Act for discussion of non-elected personnel matters of nonelected personnel in order to protect the privacy interests of the individual(s) to be discussed, and will return to open session in the Board meeting room at 11:40 a.m. Chairman Steffen seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

County Commissioners returned to regular session at 11:41 a.m. with no binding action taken.

Commissioners decided to approve merits for employees that were submitted by Department Heads.

Mr. Goetz left the meeting at 11:44 a.m.

MOTION: Commissioner Henning moved to adjourn the regular board meeting at 11:44 a.m. Commissioner Foley seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.