

Barton County Commission Agenda Meeting Minutes

Recorded audio is available on compact disk upon request to the Barton County Clerk's Office, 1400 Main – Room 202, Great Bend, Kansas 67530.
Phone (620) 793-1835 \ Fax (620) 793-1990 \ Email clerk@bartoncounty.org
Requests to be made pursuant to the Kansas Open Records Act and County Policy. Estimated cost of disk – Five Dollars (\$5.00).

April 25, 2016

The Board of Barton County Commissioners convened this 25th day of April 2016, at the Barton County Courthouse.

Members present:

Kenny Schremmer, Commissioner, 1st District (Chairman Pro-Tem)
Homer Kruckenberg, Commissioner, 2nd District
Don Davis, Commissioner, 3rd District, Chairman
Alicia Straub, Commissioner, 4th District
Jennifer Schartz, Commissioner, 5th District
Donna Zimmerman, County Clerk
Richard Boeckman, County Counselor/Administrator

I. OPENING BUSINESS:

Commissioner Davis called the meeting to order at 9:00 A.M.

Commissioner Straub moved to approve the agenda.
Commissioner Schartz seconded the motion.
All voted aye. Motion passed.

Commissioner Schremmer moved to approve the minutes of the April 18, 2016 Regular Meeting.
Commissioner Schartz seconded the motion.
All voted aye. Motion passed.

II. OLD BUSINESS:

There was no old business.

III. NEW BUSINESS:

A. GOLDEN BELT HUMANE SOCIETY: Petco Foundation Grant Award:

-The Golden Belt Humane Society, along with the Petco Foundation, has announced that the local non-profit will receive a \$30,000.00 grant. This grant will support ongoing efforts of spaying and neutering shelter pets, upgrading the cat kennels with exhaust systems and replacing flooring throughout the facility.

Heather Acheson, Golden Belt Humane Society Director, said she and Seth Orebaugh spent a great deal of time reviewing 2014 and 2015 data for the grant application. Acheson said the grant funding will be used for shelter epoxy flooring, upgrading cat cages as well as spaying/neutering and noted they requested \$50,000, but are grateful for the \$30,000 grant. Acheson said the adoption rates are up 30-40% and owner reclaims are up 25-30%.

Information Only. No Action Required.

B. NEX-TECH: Renewal of the Video Service Agreement:

-In 2007, Barton County entered into a Video Service Agreement allowing Nex-Tech to provide video service to the unincorporated area of the County. One provision in the agreement gives Barton County five percent of gross revenues in return. As the agreement is being renewed for a five year period,

Jessica Norris, Nex-Tech Regulatory/Legal Analyst, said we are approaching the upcoming renewal term and noted the 5% rate, which is the highest rate, will remain in effect. Norris said the agreement automatically renews for a five year period.

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La Popp, 911 Deputy Director, said the following bids were received for carpet and carpet tiles.

	Carpet	Carpet Tile
Abbey's	\$2079.42	\$2681.23
Kustom Floor	\$2590.00	\$2990.00
Kern's Floor	\$3997.00	

Popp said the current carpet is over 20 years old and is worn out. There is moisture in the basement area. Popp visited with a building maintenance person and was told that the concrete floor is 1 foot thick and did not believe moisture would be a problem. When Abbey Carpet installers remove the old carpet, they will test the concrete for moisture. Popp said if moisture detected, the concrete under the current carpet may need to be sealed with epoxy before the new carpet tiles are installed. Abbey Carpet has confirmed they are able to do this when doing the carpet project. If epoxy coating is needed, there will be an additional cost of \$0.25/square foot.

Commissioner Schremmer said the 1 foot concrete floor doesn't make a difference and said the moisture will creep up.

Commissioner Schartz moved to accept the proposal from Abbey Carpet and install new carpet tiles at a cost of \$2,681.23. After the carpet is removed, if it appears the epoxy seal is needed, then the cost of purchase and installation of epoxy seal is authorized at a cost of \$0.25 per square foot. The cost to be paid from the Capital Improvement Fund, General Use line, 071-00-6305.

Commissioner Schremmer seconded the motion.
 All voted aye. Motion passed.

JUVENILE SERVICES: 2017 Half Budget Approval:

The Juvenile Service Department is requesting approval of the 2017 Half Budget as prepared by Director Laurie White. The budget has been prepared based on figures provided by the Kansas Department of Corrections, Juvenile Services.

Marissa Woodmansee, Juvenile Intake and Assessment Coordinator, said they are requesting budget approval for the 1st and 2nd quarters only and noted it is only for half of the year, because that is all the Kansas Department of Corrections has allotted at this time. Woodmansee said the total budget is \$317,923.91 with \$16,578.91 for Prevention and \$301,345.00 for Graduated Sanctions. Senate Bill 367 passed by the 2016 Kansas Legislature, altered the notification of the districts eligibility for grant funding as this project allowance is for the first half of state fiscal year (FY) 2017.

FY 2017 First Half Budget (July 1, 2016 through December 31, 2016):

JIAS	\$106,183
JISP	\$ 79,819
CCMA	<u>\$115,343</u>
Total	<u>\$301,345</u>

Prevention \$16,578.91

Mike Daniel, Juvenile Services Assistant Director, said KDOC has begun the work specified in SB367, some of which includes development of new approaches that will be effective January 2017. Daniels said the specified collaborations with the Office of Judicial Administration and the development of standards for these new approaches will be addressed over the summer. That work will also include development of funding opportunities for the period of January 1, 2017 through June 30, 2017. The FY2017 first half budget, July 1, 2016 through December 31, 2016; is due to be returned to DOC Juvenile Services in week by May 1, 2016.

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RESOLUTION 2016-10: A Resolution Providing for the Issuance of Special Alcoholic Liquor Single-Event Permits and Related Fees:

-Under the proposed Resolution, the County Commission would create a Special Alcoholic Liquor Single-Event Permit and Fee system. Regulations would include the requirement for the permit, the fee, information required for application and certain regulations that must be followed.

Donna Zimmerman, County Clerk, said Edgar Jacobs, who has purchased Cereal Malt Beverage Licenses for a number of years for the Odin Store, asked about the possibility of single event licenses for remote locations. This proposed resolution would provide for separate license applications and fees for each event at \$25 per day.

Commissioner Davis asked if this would be available to anyone. Zimmerman said, yes, they will need to provide a copy of their State issued Liquor License with the application.

Commissioner Schremmer moved to adopt Resolution 2016-10, A Resolution Providing for the Issuance of Special Alcoholic Liquor Single-Event Permits and Related Fees.

Commissioner Straub seconded the motion.
All voted aye. Motion passed.

Commissioner Schartz asked Zimmerman if future requests will need to come before the Commissioners. Zimmerman said, no, it is available to anyone with a state liquor license.

D. COUNTY ENGINEER: KDOT Federal Aid Fund Exchange Master Agreement No. 113-16 and Request to Exchange Federal Funds:

-The Kansas Department of Transportation (KDOT) has sent the 2016 Federal Funds Exchange Program information to the County Engineer. The County has two options.

Option One: Accept the ninety percent exchange amount of State funds to be used on KDOT-approved County projects. Under the Exchange Program, the County will be reimbursed with State funds for costs incurred up to \$264,254.07. If accepting the exchange, the County is asked to sign the Federal-Aid Fund Exchange Master Agreement and the Request to Exchange Federal Funds.

Option Two: Bank the full amount of Federal Aid Funds (\$293,615.63) with KDOT for use with a federal aid project that must be designed to federal standards.

Barry McManaman, County Engineer, said option one offer more flexibility and noted there are no projects at this time to apply the banked funds to. McManaman recommended accepting the 90% Federal Funds Exchange.

Commissioner Schartz moved to approve Option One accepting ninety percent of the 2016 Federal Funds. In doing so, authorize the Chairman to execute the KDOT Federal Aid Fund Exchange Master Agreement No. 113-16 and Request to Exchange Federal Funds.

Commissioner Schremmer seconded the motion.
All voted aye. Motion passed.

E. COMMUNICATIONS: Carpet Replacement:

-The Communications Department accepted bids for replacement carpeting. Monies are available in Capital Improvement for this purchase.

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Commissioner Schartz asked how much of this an indication of the sorry condition of the State budget.

Daniels said they were told they want to wait and follow the new law and see what services can be developed in the communities over the next few months. They are supposed to bring children back home from "out-of-home placement" and serve them there.

Commissioner Schartz moved to approve the Fiscal Year 2017 Half Budget totaling \$317,923.91.
Commissioner Straub seconded the motion.
All voted aye. Motion passed.

G. GOLDEN BELT VETERANS MEMORIAL: Project Update:

-It was announced last Monday that the County had 77 lines remaining on the second stone of names. Mr. Boeckman will provide an update on the progress made to date.

Richard Boeckman, County Counselor/Administrator, said he appreciated the publicity from the Great Bend Tribune and KVGB radio and noted the following activity:

Monday, April 18, 2016	76 lines left – Request from Bob Parrish - Sold 4 lines to 2 People
Tuesday, April 19, 2016	Sold 15 lines to 8 People (Four by donated funds)
Wednesday, April 20, 2016	Sold 23 lines to 14 people (Three by donated funds)
Thursday, April 21, 2016	Sold 20 lines to 10 people
Friday, April 22, 2016	Final 14 lines sold

Boeckman said there have already been lines sold for the third stone and commented that he is hopeful there will be better weather for the dedication of the second stone this Veteran's Day.

Commissioner Davis thanked the Tribune and their staff for the publicity and then thanked Diana Watson for all of her work. Commissioner Davis announced Suchy Construction also donated \$500 last week.

Commissioner Schartz shared the following list of donors:

Monies to offset engravings:	Sylvan Bleeker	\$225.00
	Doris Roat	\$ 10.00
	Karl Sprague	\$ 45.00
	Rhonda Penka	\$ 45.00
	Leona Birzer	\$ 10.00
	Mike Birzer	\$ 50.00
		<u>\$385.00</u>

Commissioner Davis also recognized the Cemetery Committee, Road & Bridge Department and the endless others who have volunteered.

Information Only. No Action Required.

H. COUNTY SERVICES: Informational Update:

-Mr. Boeckman will provide the informational report of work completed during the last period. The report, which will be made available to the media, will serve as a public reminder of the services provided by the County on a regular basis.

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PENDING BUSINESS:

1. Announcements
2. Appointments

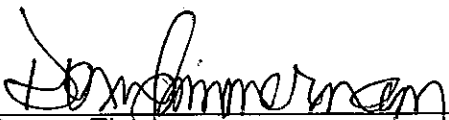
V. OTHER BUSINESS:

There was no other business.

VI. ADJOURN:

Commissioner Schremmer made a motion to adjourn at 9:33 A.M.
Commissioner Straub seconded the motion.
All voted aye. Motion passed.

ATTEST:



Donna Zimmerman
Barton County Clerk



Don Davis, Chairman

RESOLUTION 2016-10

A RESOLUTION PROVIDING FOR THE ISSUANCE OF SPECIAL ALCOHOLIC LIQUOR SINGLE-EVENT PERMITS AND RELATED FEES

WHEREAS, K.S.A. 41-2622 authorizes the Board of County Commissioners to levy and collect an annual occupation or license tax from certain licensees, as set forth in K.S.A. 41-2622(a), to include: 1) Class A club which is a bona fide nonprofit fraternal or war veterans' club, as defined by the rules and regulations of the Kansas Secretary of Revenue; 2) Class A club which is a bona fide nonprofit social club, having not more than 500 members, as defined by the rules and regulations of the Kansas Secretary of Revenue; 3) Class A club which is a bona fide nonprofit social club having more than 500 members, as defined by the rules and regulations of the Kansas Secretary of Revenue; 4) Class B club; 5) Drinking establishment; 6) Hotel of which the entire premises are licensed as a drinking establishment; 7) Caterer; 8) Drinking establishment \ caterer; 9) Drinking establishment \ caterer, if the drinking establishment is a hotel of which the entire premises are licensed as a drinking establishment; definitions of each further described in K.S.A. 41-2601; and

WHEREAS, the Board of County Commissioners of Barton County, Kansas, is herein creating a mechanism for the issuance of Special Alcoholic Liquor Single-Event Permits and related fees.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Barton County, Kansas, that:

1. It shall be unlawful for any person to sell or serve any alcoholic liquor at any special event within the unincorporated area of Barton County without first obtaining a Special Alcoholic Liquor Single-Event Permit from the Barton County Clerk.
2. Permit Fee.
 - A. There is hereby levied a Special Alcoholic Liquor Single-Event Permit fee in the amount of \$25.00 per day, which fee shall be paid before the event begins. Such fee shall be in addition to the \$25.00 fee to be remitted to the Division of Alcohol Beverage Control.
 - B. Every Special Alcoholic Liquor Single-Event Permit shall be placed in plain view on the premises where the holder is serving alcoholic liquor.
 - C. Alcoholic Liquor shall be served for the purposes of consumption of the premises only.
3. A Special Alcoholic Liquor Single-Event Permit must be obtained at least 15 days prior to the event. Applicant must complete the Application for Special Alcoholic Liquor Single-Event Permit. That application will include, at a minimum, the:
 - a. Name of the applicant;
 - b. Group for which the event is planned;
 - c. Location of the event;
 - d. Date and time of the event; and
 - e. An anticipated need for law enforcement, fire or other municipal services.
 - A. The County Clerk shall notify the Barton County Sheriff of the request. The Sheriff will be asked to make recommendation on the passage of the permit.

4. Once the fee and all pertinent information has been collected, the County Clerk may issue the permit. If issued:
 - a. No public venue shall allow the serving, mixing or consumption of alcoholic liquor on its premises between the hours of 2:00 a.m. and 9:00 a.m. on any day (except Sunday). No caterer shall allow the serving, mixing or consumption of alcoholic liquor between the hours of 2:00 a.m. and 6:00 a.m. on any day (except Sunday) at an event catered by such caterer.
 - b. No alcoholic liquor shall be given, sold or traded to any person under 21 years of age.
 - c. No more than six Special Alcoholic Liquor Single-Event Permits may be issued in a calendar year to the same applicant.
 - d. No Special Alcoholic Liquor Single-Event Permit may be transferred or assigned to any other vendor.
 - e. All local resolutions and state statutes for the sale and consumption of Alcoholic Liquor apply to holders of special permits.
 - f. Each permit shall be good for a specified period of time, generally no longer than three (3) days.
 - g. In the event of inclement weather on the date(s) of the planned event, the permit holder may request alternate date(s) at the time of issuance or at a later date.

5. This Resolution shall take effect upon its publication in the official County newspaper.

BOARD OF COUNTY COMMISSIONERS

Don Davis
 Don Davis, Chair

ATTEST:

Donna Zimmerman
 Donna Zimmerman,
 County Clerk



Pomer Kruckenberg
 Pomer Kruckenberg, Commissioner

Jennifer Scharf
 Jennifer Scharf, Commissioner

APPROVED AS TO FORM:

Richard A. Boeckman
 Richard A. Boeckman,
 County Counselor

Kenny Schremmer
 Kenny Schremmer, Commissioner

Alicia Straub
 Alicia Straub, Commissioner

Application for Special Alcoholic Liquor, Single-Event Permit

COUNTY OF BARTON, STATE OF KANSAS

1. The permit will be issued under the name of: _____
(Name of business)

2. The permit will be issued to the following applicant:

Name: _____

Address: _____

Place and date of birth: _____

Driver's License Number - State: _____ Number: _____

3. Name of Group for which the event is planned: _____

4. Dates of planned event: _____

5. The premises is located at: _____
(Street address)

6. The legal description of the premises is: _____

7. The name and address of the owner(s) of the premises upon which the permit is located:

Name: _____

Address: _____

8. Will there be security at your event? YES NO

9. State Liquor License Number: _____

IMPORTANT: Attach copy of State Liquor License to application.

10. Permit fee of \$25.00 per day payable to the BARTON COUNTY CLERK is enclosed.

Applicant Signature: _____ Dated: _____