

# 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](mailto: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).

March 9, 2020

The Board of Barton County Commissioners convened this 9th day of March 2020, at the Barton County Courthouse.

*Members present:*

Kenny Schremmer, Commissioner, 1st District, Chairman  
 Homer Kruckenberg, Commissioner, 2nd District  
 Don Davis, Commissioner, 3rd District  
 James R. Daily, Commissioner, 4th District  
 Jennifer Schartz, Commissioner, 5th District *(Chairman Pro-Tem)*  
 Bev Schmeidler, Assistant Deputy County Clerk  
 Phil Hathcock, County Administrator  
 Patrick Hoffman, County Counselor

**I. OPENING BUSINESS:**

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

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

Minutes of the March 2, 2020, Regular Meeting were not available.

**II. OLD BUSINESS:**

there was no old business.

**III. NEW BUSINESS:**

**A. COUNTY CLERK'S OFFICE: Request for Approval – Added / Abated / Escaped / Refunded Taxes:**

-Donna Zimmerman, County Clerk, will present a listing of Added / Abated / Escaped / Refunded Taxes. Orders for these actions are kept on file in the County Clerk's Office. These are used to correct assessments and are requested by the County Appraiser's Office or the County Clerk's Office.

Bev Schmeidler, Assistant Deputy County Clerk, presented the following tax roll adjustments and the year-to-date RECAP:

<b>BATCH #10</b>				
<b>Property Types</b>	<b>Values</b>	<b>Escaped Taxes</b>	<b>Added / Abated</b>	<b>Refunds</b>
Gas				
Oil				
Personal Property				
Real Estate	-1,293		-\$236.70	
16/20 M Trucks				
State Assessed Utilities				
Special Assessments				
Grand Totals	-1,293		-\$236.70	
Total Taxes	-\$236.70			
Total Records Selected	3			

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Commissioner Davis moved to the Listing of Added / Abated / Escaped / Refunded Taxes as reviewed by the County Appraiser and presented by the County Clerk and direct the Chairman to sign on behalf of the Commission.

Commissioner Daily seconded the motion.

All voted aye. Motion passed.

## **B. COMMUNICATIONS: Renewal of Active 911 Subscription:**

-Active911 is a digital messaging system that delivers alarms, maps and other critical information instantly to first responders. Active911 also allows response efforts to be monitored in real time. Barton County is currently contracted for 250 users. Dena Popp, 911 Director, will ask that the Commission authorize renewal of services. It is noted that monies in the 911 Fund could be used for this service.

Dena Popp, 911 Director, said this is an annual subscription that has been in place for five years and has been well received by emergency personnel. Popp reported Active 911 covers 250 emergency service personnel at a cost of \$12.25 per person annually.

Commissioner Daily asked what the length of the agreement is. Popp said one year.

Commissioner Daily moved to continue the services with Active911. The cost for 250 seats, calculated at \$3,062.50, is to be paid from the 911 Fund, Professional Services Fees Line, 080-86-5475.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

## **C. RESOLUTION 2020-06: Establishing a Speed Limit on a Portion of SW 110 Avenue, Bordering the City of Pawnee Rock, Pawnee Rock Township, Barton County, Kansas:**

Ferry Mead, Pawnee Rock Mayor, contacted the County Engineer to request a 35-mph speed limit in the residential area of SW 110 Avenue along the east edge of the City of Pawnee Rock. After reviewing the location, the Engineer concurs with the City's request to establish a 35-mph zone from US-56 highway north to the north city limits line, which is a distance of 0.15 miles.

Barry McManaman, County Engineer, said there currently was no posted speed limit on the road and explained that statutorily, the presumed speed limit would be 55 mph on a rural blacktop. McManaman said the mayor and city council requested the speed limit to be posted at 35 mph since the area is a residential area. McManaman said the 35 mph zone would begin at US 56 Highway and go north to the northern city limits of Pawnee Rock.

Commissioner Schartz said Pawnee Rock does not have its own law enforcement and said this would fall to the Sheriff's Office to enforce the speed limit. Schartz asked if the sheriff had planned any selective enforcement. McManaman said they had not discussed it.

Commissioner Daily asked about signage. McManaman said there would be signage for both north and southbound traffic with a diamond sign in advance of the 35 mph zone north of town as well as signs posted for traffic turning off the highway going north.

Commissioner Schartz moved to adopt Resolution 2020-06, Establishing a Speed Limit on a Portion of SW 110 Avenue, Bordering the City of Pawnee Rock, Pawnee Rock Township, Barton County, Kansas.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

## **D. KANSAS DEPARTMENT OF TRANSPORTATION: Federal Funds Exchange:**

The Kansas Department of Transportation (KDOT) is offering to exchange the annual Federal Funds distribution for State funds at an exchange rate of 90%. The County has the option of using the full share

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of Federal funds in the amount of \$213,660.78 on a project that would be designed using all federal requirements and restrictions, or accepting 90% of that amount and having the freedom to use the money on road and bridge work at the County's discretion without following Federal requirements. If the exchange is accepted, the amount available to Barton County is \$192,294.70.

Barry McManaman, County Engineer, said KDOT annually makes an offer to exchange Federal Funds and noted the exchange rate is 90% this year. McManaman said the county has done this for several years and it has worked well for us.

Commissioner Daily asked which projects the money would be used for. McManaman said previous projects were the bridge repair on Radium Road and hot mix overlay jobs. McManaman suggested the funds could be for the bridge on E. Barton County Road that Kirkham Michael is designing.

Commissioner Davis asked how the amount received last year compared to this year's offer. McManaman said it is about \$30,000 less, which was a normal fluctuation.

Commissioner Schartz asked if the State had a point system to determine the amount of funding. McManaman said it is based on highway miles and possibly population.

Commissioner Daily moved to accept the KDOT federal funding exchange rate of 90% making the amount available to Barton County \$192,294.70. Authorize the County Engineer to submit the Request to Exchange Federal Funds to KDOT. Once received, said monies are to be deposited in the Road and Bridge Fund, State Funds Received Line, 002-00-4325.

Commissioner Davis seconded the motion.

It voted aye. Motion passed.

## **E. NOXIOUS WEED: Annual Noxious Weed Eradication Progress Report:**

-Noxious weeds are one of the greatest threats to the Kansas environment. They displace native plant species, interfere with the production of agricultural crops, increase erosion, destroy wildlife habitat and decrease property values. The Kansas Department of Agriculture (KDA) is responsible for laws aiding in the control and management of noxious and invasive weeds in Kansas. The KDA requires Kansas counties to submit an Annual Noxious Weed Eradication Progress Report. Jay Burns, Assistant Noxious Weed Director, will present the annual report to the Commission.

Jay Burns, Assistant Noxious Weed Director, presented details of the Annual Report. Burns said they sold their old No. 6 spray truck for \$13,050 and would like to transfer the money to Capital Outlay Expense or Equipment Replacement Fund.

Burns said the State assigns sections that are required to be surveyed for noxious weeds. As the employees are spraying, they document any noxious weed infestation and that information is input into the software.

Commissioner Schartz asked if the County is required to take care of the noxious weeds they see. Burns said no, they just document it, but it may be taken care of at a later date.

Commissioner Schartz asked about the cost share and who funds the cost share. Burns said the county funds 25% of the cost of the chemicals and noted it is an incentive for the landowners to treat the weeds.

Commissioner Daily moved to approve the 2019 Annual Noxious Weed Eradication Progress Report. Direct the department to submit said report to the Kansas Department of Agriculture.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

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## **F. NOXIOUS WEED: County Agreement to Treat Noxious Weeds:**

-The Kansas Department of Transportation (KDOT) Secretary has submitted an agreement to treat noxious weeds on KDOT rights-of-way. Included in the contract is a price of \$24.00 per hour for an operator and \$51.00 per hour for the spray vehicles. Also detailed is how the work shall be recorded and what chemicals may be used.

Jay Burns, Assistant Noxious Weed Director, said this agreement remains the same as last year at \$75/hour to treat noxious weeds for KDOT.

Commissioner Schartz asked if that really represented the cost to the county. Burns said yes. Commissioner Schartz asked if that was what other counties were charging. Burns said yes, it is very close.

Commissioner Schartz moved to approve the Kansas Department of Transportation, Bureau of Construction and Maintenance, County Agreement to Treat Noxious Weeds for 2020.

Commissioner Daily seconded the motion.

All voted aye. Motion passed.

## **G. NOXIOUS WEED: Spraying Rates:**

-The Kansas Noxious Weed Law requires all persons who own or supervise land in Kansas to control and eradicate all weeds declared noxious by legislative action. To assist citizens, the Noxious Weed Department provides spraying services at the rate of \$5.50 per acre. In order to offset maintenance and repair costs to application equipment, it is suggested that the rate be increased to \$6.00 per acre. The rate was last increased in 2018.

Jay Burns, Assistant Noxious Weed Director, said they would like to increase the rate to help alleviate some funding for repairs to equipment and noted they spray rough pastures and said there is wear and tear on the vehicles. Burns said they spent \$17,809.27 in 2019 on maintenance of machinery and equipment.

Commissioner Schremmer said there had not been an increase since 2018. Burns said they increased \$0.75/acre in 2018.

Commissioner Schartz asked about the difference between charging the State by the hour and the landowners by the acre and asked if it balanced out. Burns said the State pays the full cost and Barton County is cost sharing the chemicals with landowners.

Commissioner Schartz moved to approve the rate for contract spraying at Noxious Weed to \$6.00 per acre effective March 9, 2020.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

## **IV. ENDING BUSINESS:**

1. Announcements
2. Appointments

## **V. OTHER BUSINESS:**

There was no other business.

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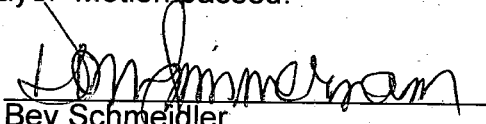
## VI. ADJOURN:


Commissioner Schartz made a motion to adjourn at 9:44 A.M.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

ATTEST:

  
Bev Schmeidler  
Barton County Assistant Deputy Clerk

  
Kenny Schremmer, Chairman

**RESOLUTION 2020-06**

**ESTABLISHING A SPEED LIMIT ON A PORTION OF SW 110 AVENUE,  
BORDERING THE CITY OF PAWNEE ROCK, PAWNEE ROCK TOWNSHIP,  
BARTON COUNTY, KANSAS**

**WHEREAS**, the Board of County Commissioners of Barton County, Kansas, is empowered to set speed limits on County highways that allow for both the safe operation of all vehicles and convenience for citizens.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Barton County, Kansas, as a legally elected, qualifying and acting body that has jurisdiction of the following described roads, it is deemed in the public interest that the speed limit on the said roadways be set as herein set forth.

**FIRST**, that the speed limit of the following described roads be, and the appropriate signs erected in accordance with the Manual on Uniform Traffic Control Devices (MUTCD), as follows: 35 miles per hour on SW 110 Avenue, on the east side of the City of Pawnee Rock, Kansas, from the intersection with US-56 highway north to the north City of Pawnee Rock city limits line, which is a distance of 0.15 miles; and

**FURTHER**, the described speed limit shall become effective after the publication of this Resolution in the official County newspaper and upon the installation of appropriate signage; and

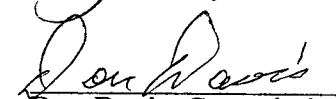
**FURTHER** that should this Resolution be in conflict with any other resolution of the Board of County Commissioners of Barton County, Kansas, that only the conflicting part of the previous resolution, and not the previous resolution in total, shall be declared void and ineffective.

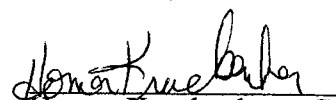
**ADOPTED** this 5<sup>th</sup> day of March, 2020.

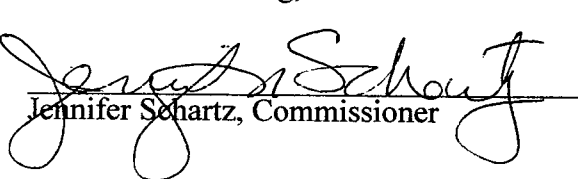
**BOARD OF COUNTY COMMISSIONERS**

  
Kenny Schremmer, Chairman

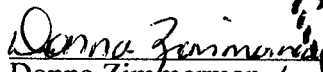
  
James R. Daily, Commissioner

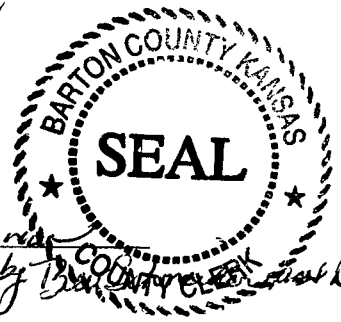
  
Don Davis, Commissioner

  
Homer Kruckenberg, Commissioner

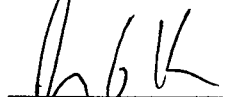
  
Jennifer Schartz, Commissioner

**ATTEST:**

  
Donna Zimmerman,  
County Clerk



**APPROVED AS TO FORM:**

  
Patrick Hoffman,  
County Counselor