

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
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November 5, 2018

The Board of Barton County Commissioners convened this 5th day of November 2018, 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
Alicia Straub, Commissioner, 4th District
Jennifer Schartz, Commissioner, 5th District, Chairman
Donna Zimmerman, County Clerk
Phil Hathcock, County Administrator
Carey Hipp, County Counselor

I. OPENING BUSINESS:

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

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

Commissioner Straub moved to approve the minutes of the October 22, 2018, and the October 29, 2018, Regular Meetings.
Commissioner Schremmer seconded the motion.
All voted aye. Motion passed.

II. OLD BUSINESS:

There was no old business.

III. NEW BUSINESS:

A. ROSEWOOD ROOTS AND WINGS FOUNDATION: Letter of Support:

-Rosewood Roots and Wings Foundation has requested a Letter of Support for a \$10,000.00 Kansas Department of Transportation (KDOT) grant application. Monies provided by KDOT would be used to purchase a 14 passenger vehicle and assistance with operations. If approved, Rosewood would be required to provide a 20% match.

Will Rains, Rosewood Services, said the funding request is for a \$60,000 vehicle plus lift equipment, for a total of \$71,000. Rains said the Roots and Wings Foundation would make a \$12,300 local match.

Commissioner Straub thanked Rains for the information provided last week and for providing more information this morning indicating the grant is not only for a \$10,000 operating expense, but also includes a percentage of the cost for a 14 passenger vehicle. Straub said, per the KDOT website, the 5310 specialized transportation grant for elderly and disabled is specifically for non-profit corporations and noted Rosewood is a for-profit organization with the Roots and Wings Foundation as a non-profit subsidiary of Rosewood. Straub said she recognizes that there is a need for transportation for the elderly and disabled in the community, but asked if those needs are already serviced by other organizations. Straub asked if applying for this grant is an effort to alleviate some of the expenses for Rosewood, which is a for-profit organization.

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Rains said Sunflower's past applications were for the 5310 side and explained the 5310 and 5311 grants are two separate things. Rains said the 5310 side specifically spells out Sunflower clients will receive preferred trip times, etc., which leaves out some of the Rosewood clients. Rains said, if you look at different awards throughout the State, it is like that for many different non-profit organizations where they serve the 5311 side and it is the general public population side, which can include someone with disabilities. There is also the 5310 side, which kind of stays in house. Those vehicles are not required to be marked a specific way. The funding just helps subsidize the costs of the services they have. Rains acknowledged the grant would help Rosewood's transportation budget.

Straub said she struggles knowing Rosewood is a for-profit entity and they have many other subsidiary businesses that operate as for-profit. Straub said she also struggles with using public funds and tax dollars to alleviate expenses for a for-profit company, but does not disagree that there is a community need. She said she questions how many people are going without transportation, wonders if people are actually getting where they need to go or is it just not as convenient. Are there things that could be done within the other non-profit organizations that are already operating under this grant?

Rains said Rosewood Services does not have to make sure clients can get to their service providers, but general public transportation is one of the ways they can. Families are responsible for transportation. They have had struggles with transportation issues throughout the years, which created our transportation program. Rains said there is a fee just like general public transportation and noted they are not making a profit, but is just something to help us help them get where they need to be.

Straub said Roots and Wings Foundation was awarded \$250,000 in tax credits and asked will they be using funds received through that program to subsidize the 20% match for the passenger van. Essentially, are they double dipping on the tax credits? Rains said absolutely not, the Community Service Tax Based Credit would go directly to developing the project located at E & E Glass. The money that will be coming in will be from local donors. Straub asked if local donors meant private citizens or businesses, or could that money be received Rosewood Services. Rains said local citizens.

Commissioner Schartz said she wanted to confirm that when Roots and Wings applies for the grant dollars, it is very clear that it is a subsidiary of a for-profit business. The people who look at these grants should be aware of the relationship and so it is incumbent on them to use those tax dollars in the best way.

Rains said Rosewood and Roots & Wings are working together to make this grant proposal.

Davis said they are two separate entities and they go through audits to make sure everything is above board and for that reason he would be ready to make a motion.

Straub said just because there may be loopholes in the system and just because something may be legal on paper, I don't believe that it is ethical.

Schremmer said I agreed with Straub.

Commissioner Davis moved to approve the Letter of Support for the Rosewood Roots and Wings Foundation Grant Application for the Kansas Department of Transportation Funds.

Commissioner Schremmer seconded the motion.

Commissioner Schartz, Commissioner Schremmer and Commissioner Davis voted aye.

Commissioner Straub and Commissioner Kruckenberg voted nay.

Motion passed 3 – 2.

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B. GOLDEN BELT VETERANS MEMORIAL: Dedication of Commemorative Stone III:

-The Memorial Parks Advisory Committee has scheduled the dedication of the Third Stone at the Veterans Memorial for 1:30 p.m., Sunday, November 11, 2018, Veterans Day. The Ceremony will include a musical selection by the Great Bend High School Band, the Dedication, program by Congressman Roger Marshall, recognition of the American Legion Honor Guard and a presentation by the Golden Plains Quilts of Valor.

Mick Lang, Memorial Parks Advisory Committee, said stone number three is set and looks good. Lang detailed the program scheduled for this Sunday.

Information Only. No Action Required.

C. SOLID WASTE: Household Hazardous Waste Building Change Order:

-The Landfill constructed a building on-site in August to house household hazardous waste and other recycling operations. Due to Kansas Department of Health and Environment (KDHE) regulations, portions of the building were required to have explosion proof lighting and electrical outlets.

Phil Hathcock, County Administrator/Solid Waste Director, said the new building was constructed last August and explained they had only planned for regular electrical work. KDHE said explosion proof lighting was required. Silverado Electric was able to change mid-stream in the project.

Commissioner Straub moved to authorize the Change Order for Silverado Electric in the amount of \$4,084.26. That cost to be paid from the Solid Waste Budget, Building and Fixed Equipment line (2018), 11-68-6325.

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

D. EXECUTIVE SESSION: Attorney-Client Privilege:

-The Commission will enter into Executive Session to discuss potential litigation. The Commission may invite such parties as needed into said Session. It is anticipated that Phil Hathcock, County Administrator; Donna Zimmerman, County Clerk / Assistant County Administrator; Carey Hipp, County Counselor, and Allen Glendenning, Watkins Calcara, Chtd., will be invited into said Session. The Commission meeting will resume in fifteen minutes.

At 9:18 A.M., Commissioner Straub moved that the Commission go into Executive Session for a period of (15) fifteen minutes. The subject to be discussed will be consultation with Counsel on matters protected by attorney / client privilege. And the reason this needs to be discussed in Executive Session is to provide the attorney / client privilege and the County's position on the matter on which legal advice is being sought. Carey Hipp, County Counselor; Phil Hathcock, County Administrator; Donna Zimmerman, County Clerk / Assistant County Administrator; and Allen Glendenning, Watkins Calcara, Chtd., are to be included in said meeting. The Open Meeting will resume at 9:35 A.M. in this room.

Commissioner Davis seconded.
All voted aye. Motion passed.

E. ACTION FROM EXECUTIVE SESSION: Attorney-Client Privilege:

-The Commission will make any necessary announcements as a result of the Executive Session. If necessary, further discussion or a decision may be made at this time.

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At 9:35 A.M., Commissioner Straub announced there was no action taken as a result of the Executive Session and moved to enter into Regular Session.
Commissioner Davis seconded the motion.
All voted aye. Motion passed.

IV. ENDING BUSINESS:

1. Announcements
2. Appointments

V. OTHER BUSINESS:

- Comm Davis: Comm invited to Election Night Republican Watch Party and the Memorial Park Commemorative Stone Dedication.

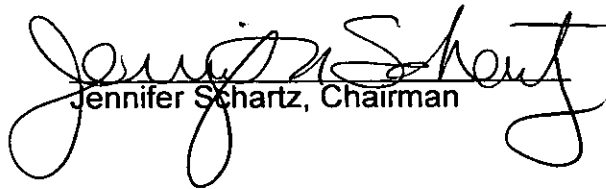
VI. ADJOURN:

Commissioner Davis made a motion to adjourn at 9:39 A.M.
Commissioner Schremmer seconded the motion.
All voted aye. Motion passed.

ATTEST:



Donna Zimmerman
Barton County Clerk



Jennifer Schartz, Chairman