

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).

January 6, 2020

The Board of Barton County Commissioners convened this 6th day of January 2020, 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

James R. Daily, Commissioner, 4th District

Jennifer Schartz, Commissioner, 5th District, Chairman

Donna Zimmerman, County Clerk

Phil Hathcock, County Administrator

Patrick Hoffman, 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 Kruckenberg seconded the motion.

All voted aye. Motion passed.

Commissioner Daily moved to approve the minutes of the December 23, 2019, and the December 30, 2019 Regular Meetings.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

II. APPROVAL OF APPROPRIATIONS:

-An Accounts Payable Register will be submitted to the Commission for the period of December 23, 2019, and ending December 31, 2019.

Commissioner Schremmer moved to approve appropriations for the period of December 23, 2019, to December 31, 2019 and authorize the Chairman to sign on behalf of the Commission.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

III. APPROVAL OF APPROPRIATIONS:

-An Accounts Payable Register will be submitted to the Commission for the period of January 1, 2020, and ending January 6, 2020.

Commissioner Daily moved to approve the appropriations for the period of January 1, 2020, to January 6th of 2020 and authorize the Chair to sign on behalf of the Commission.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

IV. OLD BUSINESS:

There was no old business.

V. NEW BUSINESS:

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

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).

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.

Donna Zimmerman, County Clerk, provided a year-to-date RECAP and presented the following tax roll adjustments:

BATCH #4				
Property Types	Values	Escaped Taxes	Added / Abated	Refunds
Gas				
Oil		\$24.56	-\$24.56	
Personal Property				
Real Estate				
16/20 M Trucks				
State Assessed Utilities				
Special Assessments				
Grand Totals		\$24.56	-\$24.56	
Total Taxes	\$0.00			
Total Records Selected	2			

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

B. COUNTY ATTORNEY'S OFFICE: Departmental Update:

-Levi Morris, County Attorney, has asked that time be allocated for a departmental update.

Levi Morris, County Attorney, said he has been the County Attorney for a year already and provided the following year-end review. Morris said the County Attorney's Office has been behind for years, but shared they are now caught up. Any case that has been sent to the County Attorney's Office the past few years has had a decision made on it whether charges will be filed. They filed 476 criminal, 1,854 Traffic, 100 Juvenile/Child in Need of Care, 50 Juvenile Offender, 67 Care & Treatment and 11 Fish & Game cases for a total of 2,558 cases compared to 2,873 filed in 2018. This is an average of 9.8 cases per day. Morris reported there were 584 Criminal cases filed in 2018, which is 108 more Criminal cases than were filed in 2019. Morris suggested perhaps some bad cases were filed which drains your resources so they could not focus on the good cases. Of the 108 cases not filed, approximately 20 of those could be consolidated into one case if the law allows. Some of those cases just won't be filed as we don't want to spend time on bad cases. Morris explained that just because a case is not filed does not mean it cannot be revisited. Morris said the second number to elaborate on is 50 Juvenile Offender cases. The legislature changed the law dealing with juveniles. Under the new law, people who have contact with the juvenile prior to his office, have the authority to offer diversion. Two important issues to be aware of, voters do not like diversions handed out. Morris said the voters elect him and if he does not have a hand in which cases are filed and which are offered diversion, the voters do not have a hand in it. Criminal justice reform is exploring mandatory diversion for all misdemeanor cases. There is a group of people who do not want to take this out of the County Attorney's hands and automatically allow for diversions for misdemeanor cases.

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).

Morris said within three weeks of starting the job, he changed how they charged out crimes. Beforehand, the Sheriff's Office, Highway Patrol, and Police Department's would have to have someone come in. The law does not require it, so they eliminated that step. The County Attorney also made 100% of the charging decisions. The Assistant County Attorneys now make their own charging decisions, that way they are not duplicating work with two people becoming familiar with the case. Morris continued that they automated their phone system so time is not wasted answering calls that may need to call elsewhere. Morris said there were cases presented with no breath test or blood draw and noted they no longer have DUI cases without blood warrants. This has resulted in more convictions and fewer jury trials. Morris also reported they no longer handle Asset Forfeiture and Seizure. Sheriff Bellendir arranged for a private local firm to handle them. Morris said Diversions are sort of like the charging decisions in that Doug Matthews used to review every case and understands Amy Mellor did the same thing. He does not need to review them as they review their own cases. Morris stressed that if he cannot trust them to make charging decisions; they should not be his Assistants. Convinced Chief Judge Keeley to modify the subpoena process, which has drastically improved. They are no longer taking officers off the street as often or paying as much overtime for an officer to come in. Now they should only see one attorney handling misdemeanors whereas they used to see all four attorneys in the courtroom. Hope to only have one attorney in court on Fridays. In the past, kept all criminal cases schedules in one book, had a separate book for juvenile and a separate book for traffic. All schedules are now on-line internally for the County Attorney's Office to see. The County Attorney's Office has Case Management software, but recently learned of its potential. Casey Hubbard made him aware that the software could create the paper and work was being duplicated. Utilizing the software to its potential limits the number of times things are hand-written. Morris said it is hard to quantify, but estimates each staff person to now be approximately 2% more effective. Morris said they are now scanning all of our law enforcement reports to have the path to a paperless system. Morris also noted Great Bend Regional Hospital (*n/k/a University of Kansas Health System*) does not do evidence kits. They must transport to Hays or Salina for example. While this may not be too much of a burden for most, it is a problem for juveniles. Morris said the simplest solution would be for the hospital to provide the services they should provide

Commissioner Schartz said she is glad he was able to solve some of those issues and said she is assuming he is working well with the Sheriff, as they have not heard anything adverse. Morris said point being when you have a stress relationship, you do not work well together. Largely, everyone is getting along.

Sheriff Bellendir said what law enforcement wants and what the County Attorney wants are two separate things. It is important to him that he has someone that he can pick up the phone and call to discuss the problem with. They work pretty well.

Commissioner Daily asked what Morris' relationship is with the Chiefs of Police. Morris said it is hard to tell due to his limited contact. Almost never talks to the Ellinwood Chief. Claflin is the same. Chief in Hoisington has a locker full of evidence guns that need dealt with. Morris said he probably just does not need to communicate with Ellinwood and Claflin as much. Commissioner Daily asked who provides the most felony cases. Morris said he was not prepared to provide that statistic.

Information Only. No Action Required.

C. RESOLUTION 2020-01: A Resolution Adopting the Kansas Homeland Security Region E Hazard Mitigation Plan and Rescinding Resolution 2015-10, A Resolution Adopting the Barton County Multi-Jurisdictional Hazard Mitigation Plan, Adopted March 16, 2015:

-Hazard mitigation is the act of reducing risk to people and property from natural hazards. The Barton County Emergency Management Department and other Barton County entities have participated in the development of a regional hazard mitigation plan. The plan identifies hazards associated within the

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).

region and qualifies participating entities for additional pre- and post- disaster grant funding. Adoption of the plan, through the proposed Resolution, allows Barton County to remain eligible to receive mitigation grant dollars through the Kansas Division of Emergency Management (KDEM) and the Federal Emergency Management Agency (FEMA).

Amy Miller, Emergency Management Director, said every 5 years they need to adopt an updated plan in order to qualify for hazardous mitigation dollars. The other agencies will then need to adopt the updated plan.

Commissioner Daily moved to adopt Resolution 2020-01, A Resolution Adopting the Kansas Homeland Security Region E Hazard Mitigation Plan and Rescinding Resolution 2015-10, A Resolution Adopting the Barton County Multi-Jurisdictional Hazard Mitigation Plan, Adopted March 16, 2015 and direct Ms. Miller to forward the Resolution to the Kansas Division of Emergency Management.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

D. EMERGENCY PREPAREDNESS: South Central Regional Council for Homeland Security:

-The South Central Regional Council for Homeland Security supports statewide all-hazard preparedness while reducing vulnerabilities. The Council works to accomplish this by building capabilities and developing comprehensive strategies in partnership with other government agencies and the private sector. Ms. Miller has served as Barton County's representative since 2006. At this time, the Commission will consider her reappointment for a two-year term.

Amy Miller, Emergency Management Director, said in 2007, Homeland Security grants were distributed on a Homeland Security Regional basis and noted there were six regions in the State of Kansas with approximately nineteen counties in each region. Miller said she has been the representative since it was created.

Commissioner Daily asked how much money has been applied for and received by Barton County. Miller said the State divides the dollars by region and described some of the purchases made by the council.

Commissioner Daily said Amy has been neck-deep and does an outstanding job making sure things run smoothly in her charge. Daily said Miller is a perfect person to be back in this position.

Commissioner Daily moved to appoint Amy Miller, Barton County Emergency Management Director, to the South Central Regional Council for Homeland Security for a two-year term ending December 31, 2021. Direct the Commission Chair to sign the appointment letter.

Commissioner Davis seconded the motion.

All voted aye. Motion passed.

E. BOARD APPOINTMENTS: Health Department Advisory Committee:

-Barton County solicited applicants for four uncompensated positions for the Health Department Advisory Committee. The Health Department Advisory Committee reviews and makes recommendations on policies related to public health services in Barton County. The uncompensated positions term December 31, 2021.

Shelly Schneider, Health Director, said she meets with her advisory committee every month and noted this is a very hands-on committee that provides insight.

Schneider said they received applications from Dr. William King, Dr. Mike Malone and Krista Smith and said Scott Fleming did not reapply. Schneider said they also received new applications from John Stettinger and Ryan Jacobs.

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).

APPOINTMENT	REQUIREMENT	DATE APPOINTED	TERM DATE
Dr William King	Allied Medical Field	12/11/2017	12/31/2019
Dr Mike Malone	Allied Medical Field	12/11/2017	12/31/2019
Krista Smith	Allied Medical Field	12/11/2017	12/31/2019
Scott Fleming	Allied Medical Field	12/11/2017	12/31/2019
Libbie Merritt, RN	Nurse	4/1/2019	12/31/2020
Judge Hannelorre Kitts	Citizen	4/1/2019	12/31/2020
Brian Wilborn	Citizen	4/1/2019	12/31/2020

Commissioner Daily moved to appoint John Stettinger and Ryan Jacobs along with Dr. William King (physician) and Dr. Mike Malone (animal health professional) to the Health Department Advisory Committee. Each person shall be appointed to an uncompensated term ending December 31, 2021. Commissioner Kruckenberg seconded the motion. All voted aye. Motion passed.

F. REVISION OF THE 2020 AUTHORIZED POSITIONS LISTING:

-The Schedule of Authorized Positions for 2020 was adopted on August 5, 2019. The addition of a Grant Coordinator will require one full time position be included on the 2020 Authorized Positions listing.

Phil Hathcock, County Administrator, explained the Commission approved the Authorized Positions Listing with the adoption of the 2020 budget however, the new Grant Administrator position was filled recently, and therefore the listing needs to be updated. Hathcock said we had 209 county employees in 2019 and now have 206 employees in 2020. Hathcock said he and Matt Patzner review the positions that are not filled year after year and attempts to tighten up the budget with the elimination of unfilled positions. Hathcock said this listing does not include on-call and special services employees.

Commissioner Schremmer moved to approve the updated 2020 Authorized Positions Listing. Commissioner Davis seconded the motion. All voted aye. Motion passed.

VI. ENDING BUSINESS:

1. Announcements
2. Appointments

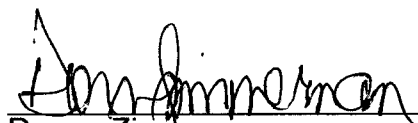
VII. OTHER BUSINESS:

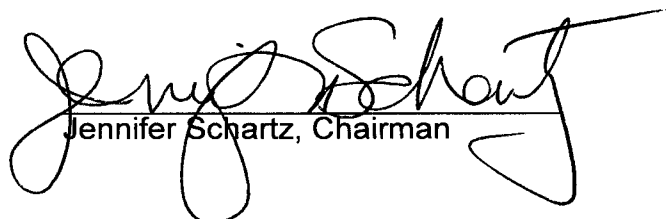
There was no other business.

VIII. ADJOURN:

Commissioner Schremmer made a motion to adjourn at 9:58 A.M. Commissioner Davis seconded the motion. All voted aye. Motion passed.

ATTEST:


Donna Zimmerman
Barton County Clerk


Jennifer Schartz, Chairman

RESOLUTION 2020-01

A RESOLUTION ADOPTING THE KANSAS HOMELAND SECURITY REGION E
HAZARD MITIGATION PLAN AND RESCINDING
RESOLUTION 2015-10, A RESOLUTION ADOPTING THE BARTON COUNTY
MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN, ADOPTED MARCH 16, 2015

WHEREAS, areas of Barton County, Kansas are vulnerable to the human and economic costs of natural, technological and societal disasters; and

WHEREAS, the Board of County Commissioners of Barton County, Kansas recognizes the threats that natural hazards pose to people and property within the county; and

WHEREAS, undertaking hazard mitigation actions will reduce the potential for harm to people and property from future hazard occurrences; and

WHEREAS, the U.S. Congress passed the Disaster Mitigation Act of 2000 (“Disaster Mitigation Act”) emphasizing the need for pre-disaster mitigation of potential hazards; and

WHEREAS, the Disaster Mitigation Act made available hazard mitigation grants to state and local governments; and

WHEREAS, an adopted Hazard Mitigation Plan is required as a condition of future funding for mitigation projects under multiple Federal Emergency Management Agency (FEMA) pre- and post-disaster mitigation grant programs; and

WHEREAS, Barton County, Kansas fully participated in the FEMA prescribed mitigation planning process to prepare this Multi-Hazard Mitigation Plan; and

WHEREAS, the Kansas Division of Emergency Management and FEMA Region VII officials have reviewed the Kansas Homeland Security Region E Hazard Mitigation Plan, and approved it contingent upon this official adoption of the participating governing body; and

WHEREAS, Barton County, Kansas desires to comply with the requirements of the Disaster Mitigation Act and to augment its emergency planning efforts by formally adopting the Kansas Homeland Security Region E Hazard Mitigation Plan; and

WHEREAS, adoption by the Board of County Commissioners of Barton County, Kansas demonstrates the jurisdiction’s commitment to fulfilling the mitigation goals and objectives outlined in this plan, and

WHEREAS, adoption of this resolution legitimizes the plan and authorizes responsible agencies to carry out their responsibilities under the plan.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Barton County, Kansas, that Barton County adopts the Kansas Homeland Security Region E Hazard Mitigation Plan as an official plan; and

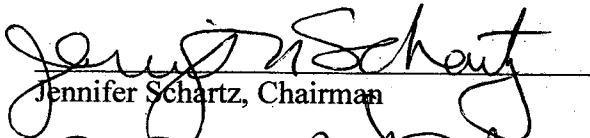
FURTHER, that Resolution 2015-10, A Resolution Adopting the Barton County Multi-Jurisdictional Hazard Mitigation Plan, Adopted March 16, 2015, is hereby rescinded.

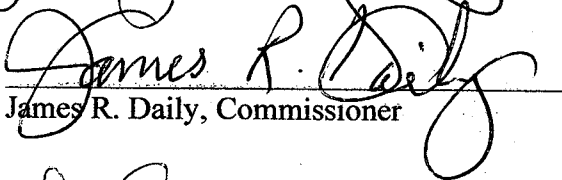
FURTHER, that this Resolution shall take effect immediately upon its passage and publication in the official County newspaper, The Great Bend Tribune.

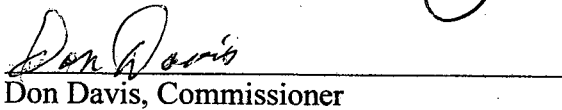
FURTHER, that the Barton County Emergency Management Director of Barton County, Kansas shall submit this Adoption Resolution to the Kansas Division of Emergency Management.

ADOPTED this 6th day of January, 2020.

BOARD OF COUNTY COMMISSIONERS


Jennifer Schartz, Chairman



James R. Daily, Commissioner

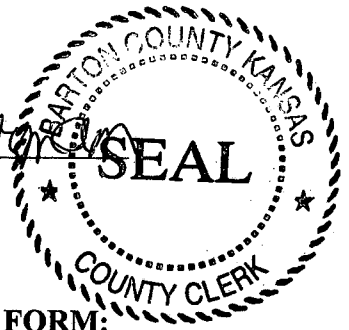

Don Davis, Commissioner


Homer Kruckenberg, Commissioner

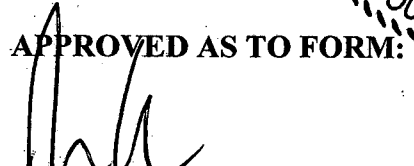

Kenny Schremmer, Commissioner

ATTEST:


Donna Zimmerman,
County Clerk



APPROVED AS TO FORM:


Patrick Hoffman,
County Counselor