

Barton County Commission Agenda Meeting Minutes

Recorded audio is available on compact disk upon KORA 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

Meetings Live Streamed through **Microsoft Teams**® at the following link: <https://bit.ly/3pT0uuX>

June 29, 2022

The Board of Barton County Commissioners convened this 29th day of June 2022, at the Barton County Courthouse.

Members present:

Kirby Krier, Commissioner, 1st District
Barb Esfeld, Commissioner, 2nd District, *(Chairman Pro-Tem)*
Shawn Hutchinson, Commissioner, 3rd District, Chairman
Jon Prescott, Commissioner, 4th District
Jennifer Schartz, Commissioner, 5th District
Bev Schmeidler, County Clerk
Matt Patzner, Director of Operations
Patrick Hoffman, County Counselor

I. OPENING BUSINESS:

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

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

Commissioner Esfeld moved to approve the minutes of the June 15, 2022, and June 22, 2022, Regular Meetings.
Commissioner Krier seconded the motion.
All voted aye. Motion passed.

II. OLD BUSINESS:

There was no Old Business.

III. NEW BUSINESS:

A. RESOLUTION 2022-16: Application for Zoning Amendment for a Described Tract of Land:

-Judy Goreham, Environmental Manager, received a Zoning Amendment Application from Kyle Schartz and Kaleb Schartz, dba Midwest Speed LLC. The application calls for a portion of an existing farmstead, located at 550 East US Highway 56, Great Bend, Kansas, to be used as an automotive repair shop. The Planning Commission recommends that the Commission approve the amendment rezoning 0.25+/- acres from Agricultural District to Light Manufacturing Service Commercial District.

Judy Goreham, Environmental Manager, said the Planning Commission meeting and Public Hearing were held June 14, 2022. No landowners within 1,000 feet were opposed. Bartlett Grain reached out to say they were in favor of the zoning amendment. The Planning Commission members voted unanimously in favor of recommending approval to the commission. Goreham asked the commissioners to uphold the recommendation and approve the zoning amendment.

Commissioner Krier said that Mary Anne Stoskopf, Planning Commission member, had an idea for a simpler process for similar requests. Goreham said her idea would be to take agricultural areas and have conditional use for something like this, a special type of conditional use for small businesses. Instead of rezoning land, it would be more specific to a conditional use permit and the land would stay agricultural allowing for certain businesses that were more home based. It would protect the land long term.

Commissioner Schartz said she appreciated Stoskopf looking at the best interests for the county. We all want to support young people and keep them in the community.

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Commissioner Krier moved to approve Resolution 2022-16, Application for Zoning Amendment for a Described Tract of Land.

Commissioner Prescott seconded the motion.

Kaleb Schartz said I own Midwest Speed LLC. The off-road industry is growing rapidly, not only in this area but all over the Midwest. A lot of people that have issues with their side by sides or ATV's around this area tend to leave. They go to Hays, Hutchinson, Wichita. We have Straub's obviously, but I love working on these, it is what I do, it is my hobby, I own one myself. Why not keep it in the community, keep it local, ten miles away is all it is. But I do automotive stuff as well, cars, vehicles, trucks. I do not do semis, I do not do John Deere, so Kirby, sorry. ATV's, 4 wheelers, side by sides, vehicles, just about all of it.

Commissioner Krier said Straub's is so overwhelmed that they could not get to stuff maybe for months, I am telling you, this is a gold mine.

Kaleb Schartz said around this area, they are the only ones that do it, nobody else touches them.

Commissioner Krier said they do not have enough mechanics, it is not their fault.

Kaleb Schartz said that is why people load them on a trailer and take them 60 miles away. That is not good for Barton County, we are not keeping it here local.

Commissioner Hutchinson said did you say you are not working on 4 wheelers at this time.

Kaleb Schartz said at this time, a little bit, work on his stuff.

Commissioner Hutchinson said but you are mainly, primarily, focused on side by sides.

Kaleb Schartz said all of it. It is really a perfect split between everything.

Commissioner Hutchinson said so you do work on 4 wheelers.

Kaleb Schartz said yes.

Commissioner Hutchinson said good, see you soon.

Kaleb Schartz said you got to stay behind Kirby.

Commissioner Hutchinson said that is fine. It has been moved and seconded. Kaleb, did you have anything else you want to add.

Kaleb Schartz said I do not, does anybody have any questions.

Dena Popp, Communications Director, said just for clarification for me for Kyle and Kaleb. Will this have, because they are splitting the property, do we need to need to address it as an "A" and "B" property and have it officially on mapping that way or is he going to get all of the mail at the 550.

Commissioner Hutchinson said he would completely defer that question to the audience.

Judy Goreham said it is not being split, the deed is not changing.

Popp said I am just wondering though because he is a business, is his mail going to come to Kyle's house and Kyle is just going to get it to you or does that need to be a slight different address.

Kaleb Schartz said it has been the same address.

Popp said okay, thank you.

Kaleb Schartz said the mailbox is at the end of the driveway so it is just easy.

Commissioner Hutchinson said I understand your question, Dena, for 911 purposes.

All voted aye. Motion passed.

B. PUBLIC FIREWORKS DISPLAY: First Assembly of God:

-Rev. Dwight Dozier will provide details. In January, 2004, the Commission adopted a Resolution establishing a Policy on Fireworks for Barton County. This Resolution establishes the discharge of fireworks on July 4th of any given year between the hours of 8am and midnight. The Resolution further states that the Commission may, in its discretion, grant permission at any time for public displays of fireworks by responsible individuals or organizations when such display shall be of such a character and so located, discharged and fired as not to be a fire hazard or endanger persons or surrounding property, provided that in no case shall such display be held within 400' of any building in the County. First Assembly of God has asked for authorization to hold a fireworks display on Sunday, July 3, 2022, at 601 S Patton Road, Great Bend, Kansas.

1. Dwight Dozier, said they had a young man in the congregation that would do the display set to music. They have cooperation from the landowners to the south of the church. Starting at 6:30, they

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ould have inflatable toys for the kids with food, soft drinks and frozen custard. They will take all precautions necessary for safety of people and property.

Brent Smith, Great Bend Fire Department, said they support the fireworks. Their only concern was that the City of Great Bend would also have a public display the same night. It could tax the fire department and personnel. They were recommending approval.

Commissioner Prescott moved to authorize a public fireworks display at First Assembly of God, 601 S Patton Road, Great Bend, Kansas, on the evening of Sunday, July 3, 2022, provided the provisions of Resolution 2004-06, Establishing a Policy on Fireworks for Barton County and Rescinding Resolution 1982-19, Untitled, Dated October 9, 1982, Reference the Same, are met and that said display is approved by Chief Luke McCormick, Great Bend Fire Department, on that date.

Commissioner Schartz seconded the motion.

All voted aye. Motion passed.

C. CENTRAL KANSAS COMMUNITY CORRECTIONS AND 20th JUDICIAL DISTRICT JUVENILE SERVICES: FY22 Enhanced Funding for Payroll:

-Amy Boxberger, CKCC Director, and Marissa Woodmansee, Juvenile Services Director, will provide details. The Kansas Department of Corrections notified Barton County that retro-active pay had been approved using Fiscal Year 2022 Enhanced Funding. Given that the Fiscal Year for those departments ends June 30, 2022, the Commission will be asked to approve retro-active backpay for each agency.

Amy Boxberger, CKCC Director, said on March 9th, they asked the commission if enhanced funding was offered, would they be allowed to accept it. The money would be for FY2022 and FY2023. Boxberger noted that FY2022 ends June 30 for them. These funds would allow their pay scale to be inline with OJA. Their agencies had been flat funded for several years and did not allow for salary adjustments. Asked the commissioners to allow for retroactive back pay for this fiscal year.

Commissioner Esfeld said she knew they had gone without any increase, long overdue.

Marissa Woodmansee, Juvenile Services Director, said employees would agree.

Commissioner Esfeld moved to authorize the retro-active pay for Central Kansas Community Corrections and the 20th Judicial District Juvenile Services Department. Information to be provided to the Payroll Clerk.

Commissioner Schartz seconded the motion.

All voted aye. Motion passed.

D. SOLID WASTE: Revision of Rates:

-Jennifer Hamby, Interim Solid Waste Director, will provide details. From time to time, Landfill management reviews rates to determine if the cost of disposal is adequate to cover operation and closing costs. After a recent review, it is suggested that the tipping fee be increased by \$2.00 per ton. This would bring the Municipal Solid Waste (MSW) fee up to \$42.00 per ton and the Construction and Demolition (C&D) fee up to \$36.00 per ton. The minimum fee would remain \$10.00 per ton.

Jennifer Hamby, Interim Solid Waste Director, said the biggest expense now was maintenance. It had gone up considerably for parts and service calls.

Commissioner Hutchinson said the rate increase was overdue, they had reviewed it considerably.

Commissioner Krier said they also needed to look at the cost of tire disposal.

Commissioner Hutchinson noted the landfill was funded by user fees and not tax dollars.

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Commissioner Krier moved to adopt the Amended Solid Waste Rates, effective January 1, 2023.
Commissioner Prescott seconded the motion.
All voted aye. Motion passed.

E. REVISION OF THE 2022 AUTHORIZED POSITIONS LISTING:

-Matt Patzner, Director of Operations, will present details. The Schedule of Authorized Positions is adopted outside the budget document. This adds another level of transparency to County operations, creating a central, Commission authorized document for total anticipated County Personnel in 2022. At this time, the Commission will be asked to add a technical position to the County's structure. Also suggested for revision are certain updates that will clarify departmental names and current structure.

Matt Patzner, Director of Operations, said specific changes were Administration to Operations and eliminating Assistant Administrator and Grant Coordinator.

Commissioner Schartz asked about the technical position. Patzner said it would be for an IT position.

Commissioner Prescott moved to approve the revision of the 2022 Authorized Positions Listing.
Commissioner Schartz seconded the motion.
All voted aye. Motion passed.

F. COUNTY ATTORNEY'S OFFICE: Announcement:

-Levi Morris, County Attorney, has scheduled time to make an announcement.

Levi Morris, County Attorney, said he has 14 employees, but one was leaving for an opportunity. They had been overstaffed for awhile and would not be filling that position.

IV. ENDING BUSINESS:

1. Announcements
2. Appointments


V. OTHER BUSINESS:

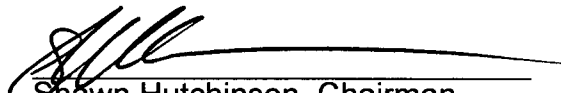
There was no other business.

VI. ADJOURN.

Commissioner Schartz moved to adjourn at 9:33 A.M.
Commissioner Esfeld seconded the motion.
All voted aye. Motion passed.

ATTEST:


Bev Schmeidler
Barton County Clerk


Shawn Hutchinson, Chairman

RESOLUTION 2022-16

APPLICATION FOR ZONING AMENDMENT FOR A DESCRIBED TRACT OF LAND

WHEREAS, on January 28, 2013, the Barton County Planning Commission recommended to the Board of Barton County Commissioners the adoption of the Barton County Zoning Regulations, including the Official Zoning Map of Barton County, Version II. Said recommendation resulting in the adoption of the current version of the Zoning Regulations; and

WHEREAS, on the 14th day of June, 2022, the Planning Commission approved a recommendation to the Board of County Commissioners to approve a zoning change request on a certain tract of land; and

WHEREAS, the Barton County Planning Commission recommends that:

A tract of land located within an existing farmstead, subject only to the area outlined by the attached map (Attachment A) created by the County Cartographer, consisting of 0.25 +/- acres including an existing garage, which is owned by Kyle & Bonny Schartz and located east of Great Bend, Kansas, with an address of 550 E US HWY 56, Great Bend, KS 67530 which is further described as being located within the SE/4, Section 29, Township 19 South, Range 12 West, Barton County, Kansas;

Which is currently zoned as Agricultural District shall be designated as Light Manufacturing – Service Commercial District so that Kaleb Schartz, dba Midwest Speed LLC may use the property to operate his Automotive Repair Shop business.

NOW, THEREFORE, the Board of County Commissioners of Barton County, Kansas, hereby adopts the recommendation of the Barton County Planning Commission as contained herein; and

FURTHER, that the Secretary of the Planning Board is hereby directed to have said revision reflected in the official zoning records of Barton County.

ADOPTED this 29th day of June, 2022



ATTEST

Bev Schmeidler
Bev Schmeidler
County Clerk

APPROVED AS TO FORM:

Patrick Hoffman
Patrick Hoffman,
County Counselor

BOARD OF COUNTY COMMISSIONERS

Shawn Hutchinson
Shawn Hutchinson, Chair

Kirby Krier
Kirby Krier, Commissioner

Barb Esfeld
Barb Esfeld, Commissioner













Jon Prescott
Jon Prescott, Commissioner

Jennifer Schartz
Jennifer Schartz, Commissioner

ATTACHMENT A

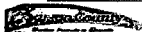


Schartz 550 E US 56 Hwy 005-199-29.0-00-00-003.01-0

 Section Lines & No.	 Parcel Boundaries	 Lot & Block Lines	 Hydrology
 City Boundaries	 Parcel Number	 Lot & Block Numbers	 Landuse
 Right-of-Way Lines	 Parcel Text	 Leaseholds	 Soils

Digital orthophoto by Surdex,
March 2018, one foot pixel resolution
Kansas State Plane-South Zone
NAD 83, US foot

Scale: Compiled at 1"= 400'
Plotted at N/A
Map current as of 1/20/2022
Map plotted on 1/21/2022



Mapping Central, Inc.
1400 Main St. Rm 102, Great Bend, KS 67530
v. 620-799-1502 f. 620-793-1807 e. mtc@centralcountymapping.com

The contents of this map were developed for the use of various departments of Barton County. Property descriptions and other information as indicated on the map are unofficial and are not intended for conveyance. This map is not a legal survey. Barton County does not assume responsibility for any use of the map beyond the regulations & guidelines established for the county departments.

