

May 10, 2016
Reno County Courthouse
Hutchinson, Kansas

The Board of Reno County Commissioners met in agenda session with, Chairman Dan Deming, Commissioners James Schlickau and Brad Dillon, County Administrator Gary Meagher, County Counselor Joe O'Sullivan and Minutes Clerk Cindy Martin, present.

The meeting began with the Pledge of Allegiance and a short sectarian prayer led by Pastor Jim Unruh, Circle of Hope.

There was one addition to the agenda; executive session for preliminary discussions relating to the acquisition of real property in accordance to K.S.A. 75-4319(b6).

Michael Hill and Mathew Griffin were in the audience to invite the Commission to an event, "Unite to Ignite" at the Fox Theater May 14th, 2016 at 6:00 p.m. Mr. Hill explained this was a program put together to address the addictions in the community. He introduced Mr. Griffin who stated this program was a branch off of the drug impact panel put together by the previous mayor. They organized together with several agencies in Reno County to educate the community about addictions and also to provide information on services available. He stated after the movie, "Unanimous People" there would be a panel of people who have beaten the addictions and are there to assist others. Mr. Hill commented he and Mr. Griffin had overcome addictions and were here to help others know that they can overcome the additions also.

Mr. Dillon moved, seconded by Mr. Schlickau, to approve the Consent Agenda consisting of the Accounts Payable Ledger for claims payable on May 13, 2016 of \$702,942.41 as submitted. Next item directs the chairman to sign minutes for April 5th, 12th, 19th and 26th, 2016 as submitted. Final item on the consent agenda was an application for a Cereal Malt Beverage renewal for Jose J. Flores DBA Oasis Convenience Store, Sylvia, Kansas. The motion was approved by a 3-0 vote.

Commissioner Deming read the next item on the agenda to consider petitions requesting the Board of Commissioners adopt and publish resolutions detaching certain properties from Fire District No. 2 (Resolution 2016-12), No. 3 (Resolution 2016-13), No. 4 (Resolution 2016-14) and attaching them to Fire District No. 8. This was discussed in length at the public hearing when the first petitions were turned down suggesting a smaller area would be more agreeable.

Attorney Greg Bell representing Pleasantview merchants and residents stated from the comments at the end of the public hearing meeting he revised the petitions adding those three sections suggested by Mr. Schlickau. He stated because of the time involved they only had the residents sign the required 10 percent of signatures but had the support of 80 to 90 percent for the changes. He addressed two issues today, (1) annexation of those three sections, (2) change to those three sections in the co-response area. In the western most part of the three sections closer to Partridge, a question was raised, if Fire District #8 desired to have that section and after some discussion they would prefer not to be considered part of the co-response area. Mr. Bell commented that Fire District #4 also agreed that section 10 did not need to be part of co-response agreement.

Commissioner Schlickau stated when he suggested the three sections he had hoped it would help with the confusion that everyone alluded to during the hearing and also square off the sections. He understood taking off section 10 of the three sections and making it the two sections as requested. Mr. Schlickau appreciated the timeliness of getting the petitions revised and the Pleasantview residents meeting the statute requirements of the 10 percent and also the larger support. He commented that these revised petitions should satisfy all the businesses' by being in the same fire district as was their concern in the beginning.

County Counselor Joe O'Sullivan gave explanation for the three separate resolutions; **#2016-12 A RESOLUTION DETACHING CERTAIN TERRITORY FROM RENO COUNTY FIRE DISTRICT NO. 2 AND ATTACHING SAID TERRITORY TO RENO COUNTY FIRE DISTRICT NO. 8.** Section 31, Township 23 South, Range 6 West of the 6th P.M. from FD #2 and attaching it to FD #8.

Mr. O'Sullivan went over resolution **2016-13; A RESOLUTION DETACHING CERTAIN TERRITORY FROM RENO COUNTY FIRE DISTRICT NO. 3 AND ATTACHING SAID TERRITORY TO RENO COUNTY FIRE DISTRICT NO. 8.** Section 36, Township 23 South, Range 7 West of the 6th P.M.

Mr. O'Sullivan also went over resolution **2016-14; A RESOLUTION DETACHING CERTAIN TERRITORY FROM RENO COUNTY FIRE DISTRICT NO. 4 AND ATTACHING SAID TERRITORY TO RENO COUNTY FIRE DISTRICT NO. 8.** Section 1, Township 24 South, Range 7 West of the 6th P.M.

Mr. O'Sullivan stated if the resolutions were approved today they would be published once a week for two consecutive weeks in the official county newspaper. The publication would include a map showing the territory detached from the Fire Districts #2, #3, and #4 and attached to Fire District #8 as required by statute. There is a thirty day period for protesting the petition from the last publication date that needs to be signed by owners of more than 19 percent of the area sought to be excluded from Fire District No. 2, No. 3, No. 4 and included in Fire District No. 8, and filed with the County Clerk , which would be around the 19th or 20th of June. If no protest the resolutions will become final. We should be before the deadline of July 1st to have them take effect next year.

Mr. O'Sullivan addressed item #7 which was an amended agreement for Fire Protection Services in Reno County Fire Districts No. 4 and No. 8. He stated the only change was taking out Section 10 closest to Partridge as requested leaving Sections 2, 3, 11, and 12, Township 24 South, Range 7 West of the 6th P.M., Reno County, Kansas. Mr. Deming asked if this had been certified by County Clerk Mr. O'Sullivan replied yes they had.

Commissioner Dillon was **not** in favor of resolution #2016-12 since it dealt with Fire District No. 2. He stated there was a long standing agreement with the City of Hutchinson and Fire District No. 2. Mr. Dillon went on to state that City Manager John Deardorf was concerned we were going to alter that agreement and affect tax revenue that goes to the city for professional fire services. That professional fire service serves the county lands and by deleting that land from Fire District #2 we increase the tax burden on city taxpayers for services they are not reimbursed for.

Commissioner Schlickau replied that he appreciated Mr. Dillon's comments; however he had stated that he would support all three of the petitions because it cleans up the Pleasantview area. He asked if Mr. Dillon was in favor of the other two resolutions. Mr. Dillon replied that he was in favor leaving the deciding vote to Mr. Deming for Resolution #2016-12.

Commissioner Deming also had concerns about taking money from Fire District #2; however after checking into the amount involved, less than \$6,000, he felt it was not a sufficient amount to cause any damage to the area protected by Fire District #2. He had been concerned about trying to provide protection to the merchants and residents in the Pleasantview area and was in favor of the compromise in Resolution #2016-12.

Melvin Nisly came up to the podium and stated it was very good to include all of the north side of highway from Fire District #2 and attach to Fire District #8.

Doug Hanen Deputy Fire Chief City of Hutchinson which services Fire District #2, wanted to give some informational facts to the Board. He mentioned the tax levy for the different Fire Districts #2 through #8 and why FD #2 was high. He stated they were a full time paid department and would be there regardless. They guarantee their response, even if they were a little further away. Mr. Hanen also stated, that is just the first unit and additional units would be just as quick. They are the only state recognized fire response agency with the state and have a Medical Director. They follow protocol as a responder. It is a small area and probably won't be a major effect for a tax burden.

Ben Miller, owner Stutzman Greenhouse spoke about the accident that happened on the north side of the bank near the dividing line on the highway for FD #2. He was concerned about reaction time with the businesses in the area in case of emergencies and was in favor of FD #8 responding.

Assistant Chief FD #8 James Miller addressed the Board commenting that the volunteer Fire Districts and the City of Hutchinson Fire Department did not always work smoothly together. They now have a good working relationship and he appreciated and thanked them for how the volunteer and city worked so well because they all benefit when working together.

Mr. Schlickau moved, seconded by Mr. Dillon, to approve resolution #2016-12 concerning FD #2 as presented by Mr. O'Sullivan. The motion was approved by a 3-0 vote.

Mr. Schlickau moved, seconded by Mr. Dillon, to approve resolution #2016-13 concerning FD #3 as presented by Mr. O'Sullivan. The motion was approved by a 3-0 vote.

Mr. Schlickau moved, seconded by Mr. Dillon, to approve resolution #2016-14 concerning FD #4 as presented by Mr. O'Sullivan. The motion was approved by a 3-0 vote.

Mr. Schlickau moved, seconded by Mr. Dillon, to approve the amended agreement between Fire District #4 and Fire District #8 to increase their co-response area by removing section 10 and leaving sections 11 and 12. The motion was approved by a 3-0 vote.

County Administrator Gary Meagher commented that he had been in contact with 9-1-1 Director Michele Abbott about entering the changes on the agreement in the CAD system making it official to dispatch the correct units. He said she was not sure of the timeline to input the information.

Assistant Chief Jt. FD #2 Reno/Harvey Chris Ledbetter met with the Board to recommend approval to hire an architect to obtain estimates to expand the fire station in Buhler. He stated the station would have room on the west side of the current station to expand by moving the office/classroom area and add restrooms to make it ADA compliant. It would also make more room for the bay stations to move equipment around. He stated they have \$351,277 in their equipment fund but would like to use only the amount required for the architect. Then depending on the bid go with a bond issue for the construction keeping the balance in the equipment fund for emergencies. **Mr. Schlickau moved, seconded by Mr. Dillon,** to approve the request to hire an architect to expand the Buhler fire station. The motion was approved by a 3-0 vote.

Assistant Chief Ledbetter was also present to recommend approval to equip a previously purchased 6x6 truck from the bids received. Emergency Fire Equipment, Incorporated out of Mayfield, Kansas bid \$60,416 and Under Fire, Sedgwick, Kansas bid \$67,656, and recommended Emergency Fire's bid. He was also recommending approval of a bid to paint the truck by 96 Paint and Body, Yoder, Kansas at a cost of \$4,965 instead of the verbal bid from Quality Body Shop at \$7,000 to \$9,000.

Mr. Schlickau moved, seconded by Mr. Dillon, to approve the request to accept the low bid from Emergency Fire Equipment, Mayfield, Kansas for modifications to the truck as described by Mr. Ledbetter for \$60,416. The motion was approved by a 3-0 vote.

Mr. Schlickau moved, seconded by Mr. Dillon, to approve the paint quote for this unit by 96 Paint and Body, Yoder, Kansas as outlined by Mr. Ledbetter for \$4,965. The motion was approved by a 3-0 vote.

Fire Chief #4 Kent Branscom met with the Board to recommend approval to purchase used reconditioned 4.5 air packs from Feld Fire, Wichita, Kansas for \$22,000 from their Special Equipment Fund. They received a quote for new packs of \$140,392 for 20 packs and the used price was \$22,000.

Emergency Management Director Adam Weishaar was in the audience and clarified that the current packs Fire District #4 are using are out of date and unable to be serviced. These air packs were refurbished with scotch parts so a local business could service them. The \$22,000 included delivery of harnesses and face pieces with 20 cylinders and 20 more cylinders for a total of 40 air packs.

Mr. Meagher stated there was not a warranty on the air packs but they were guaranteed to operate and even if they had problems there was room to replace the air packs at the cost. Chief Branscom stated Sedgwick gave us some packs but they can't be serviced. **Mr. Schlickau moved, seconded by Mr. Dillon,** to approve the air pack purchase for \$22,000 from Special Equipment Fund for Fire District #4. The motion was approved by a 3-0 vote.

Aging/Transportation Director Barbara Lilyhorn met with the Board requesting to declare a 2007 Ford Eldorado Areotech RCAT Paratransit Bus as salvage to be sold on PurpleWave Auction. She stated that on March 1st the new paratransit bus was received and put into service by the end of March. **Mr. Dillon moved, seconded by Mr. Schlickau,** to approve the listing for sale of the Ford Eldorado bus as outlined by Mrs. Lilyhorn. The motion was approved by a 3-0 vote.

Health Department Director Nick Baldetti met with the Board to recommend approval for additions to the Environmental Health Fee Schedule. He stated that we do not currently charge for this so they would be classified as user fees with the new

zoning regulations. The reports would be environmental issues that could move with the property. **Mr. Schlickau moved, seconded by Mr. Dillon,** to approve the scheduled fees as discussed by Mr. Baldetti. The motion was approved by a 3-0 vote.

Mr. Meagher stated this was a good way to recoup the cost of services to residents of Reno County.

Mr. Deming commented that they were user based fees instead of the entire Reno County taxpayers paying the cost.

Mr. Meagher updated the Board on the Mortgage Registration Tax and Recording Fee report. He stated mortgage registration was down \$3,391.74 for April. Recording fees were up \$8,307.80 for April and the year to date was up \$12,393.52 from this same time in 2015.

Horizons Mental Health Center quarterly report was given by Michael Garrett. He discussed several legislative issues that could affect the mental health community with budget cuts. Mr. Garrett ended with the Reno County Correctional Facility reportedly having 12 groups of 8 to 12 inmates taking part in the "Open to change program."

Community Corrections Director Randy Regehr met with the Board for his regularly scheduled meeting. He discussed various issues not requiring action by the board.

Mr. Meagher discussed several dates for the ongoing Reno County annex project: May 19th walk through for the remodel, May 25th punch list before completion, furniture to be delivered June 2nd and the Clerk's Office to move in the early part of June after the furniture has been set up. He had no updates on the security entrance as of today or which department may be scheduled to move over to the annex next.

At 10:10 the meeting recessed for five minutes.

The meeting reconvened with all Commissioners, County Administrator Gary Meagher, County Counselor Joe O'Sullivan, and Minutes Clerk Cindy Martin, present.

At 10:15 **Mr. Dillon moved, seconded by Mr. Schlickau,** to go into executive session for twenty minutes not to exceed thirty minutes for preliminary discussions relating to the acquisition of real property in accordance to K.S.A. 75-4319(b6) requesting

Mr. O'Sullivan and Mr. Meagher be present, with no formal action to be taken. The motion carried 3-0.

At 10:40 Mr. Dillon had to leave the meeting.

At 10:45 **Mr. Schlickau moved, seconded by Mr. Deming**, to extend the executive session by fifteen minutes until 11:00 a.m. The motion was approved by a 2-0 vote.

At 11:00 the meeting adjourned until 9:00 a.m. Tuesday, May 17, 2016.

Approved:

Chair, Board of Reno County Commissioners

(ATTEST)

Reno County Clerk
cm

Date