



**Board of Pottawatomie County Commissioners**  
**Regular Meeting Minutes**  
**March 2, 2020**

612 E Campbell  
Westmoreland KS 66549  
[www.pottcounty.org](http://www.pottcounty.org)

Public Works / Sunflower Room

8:30 a.m.

District 1 – Deloyce McKee

District 2 – Dennis Weixelman

District 3 – Greg Riat

**1.0 8:30 AM CALL TO ORDER REGULAR MEETING WITH FLAG SALUTE & PRAYER**

Attendee Name	Title	Status
Greg Riat	County Commissioner, Member	Present 8:30 a.m.
Dennis Weixelman	County Commissioner, Vice Chair	Present 8:30 a.m.
Deloyce McKee	Chair Commissioner, Chair	Present 8:30 a.m.
Nancy McCarter	County Clerk	Present 8:30 a.m.
Chad Kinsley	County Administrator	Present 8:30 a.m.
John Watt	County Counselor	Present 8:30 a.m.
Lois Schlegel	County Appraiser	Present 8:30 a.m.
Mark Portell	Wamego Times	Present 8:30 a.m.
Stacie Eichem	Wamego After Prom (parent)	Present 8:30 a.m.
Beth Land	Wamego After Prom (student)	Present 8:30 a.m.
Derek Simmons	KMAN	Present 8:30 a.m.
Josh Conder	Field Appraiser	Present 8:30 a.m.
Peter Clark	Public Works Director	Present 8:30 a.m.
Shelby Winiecki	Personal Property Clerk / Field Appraiser	Present 8:30 a.m.
Grace Suther	Field Appraiser	Present 8:30 a.m.
Eric Coleman	Officer	Present 8:30 a.m.
Dorothy Campbell	Resident	Present 8:40 a.m.
Tim Eisenbarth	Noxious Weed Director	Present 8:45 a.m.
Gregg Webster	Zoning Administrator	Present 8:55 a.m.
Natha Manges	Westmoreland Senior Center	Present 9:10 a.m.
Kay Smith	Westmoreland Senior Center	Present 9:10 a.m.
Scott Schwinn	Sanitarian/Landfill	Present 9:40 a.m.
April Swartz	Auditor / Varney & Associates	Present 11:45 a.m.

**2.0 ROUTINE ITEMS:**

2.1 Weixelman moved to approve the agenda. Riat seconded, carried 3-0.

2.2 Weixelman moved to approve February 24, 2020 minutes. Riat seconded, carried 3-0.

**3.0 CONSENT ITEMS:**

3.1 **Donation:** City of Olsburg request for special parks & recreations

3.2 **Onaga High School:** After Prom Donation request

Commissioner Weixelman moved to approve consent item 3.1 donating \$500.00 to the City of Olsburg. Commissioner Riat seconded, carried 3-0. Commissioners would like the Onaga After Prom Committee to make their request in person.

**4.0 PUBLIC COMMENTS:**

Lois Schlegel commented on the After Prom request, saying it is was a good program.

Stacie Eichem and Beth Land briefed commissioners on the Wamego After-Prom party. Beth Land said she felt the program is well attended and each student looks forward to it; she is also a part

of the Students Against Destructive Decisions (SADD). Officer Eric Coleman informed them there would be educational programs in preventing drunk driving. Commissioner Weixelman moved to donate \$400.00 to the program. Commissioner Riat seconded, carried 3-0.

## 5.0 DEPARTMENT UPDATES & ACTION ITEMS:

**5.1 Commission:** Briefed on: KMAN, road concerns, Emmett Senior Citizen meeting, SB 294, and Blue Fire.

**5.2 Administration:** Chad Kinsley briefed on his schedule this week: Wednesday will be out at KCHRA annual seminar and Thursday there will be an Economic Development Breakfast at the Columbia in Wamego.

### Action Items:

1. Commissioners signed the longevity certificate for Anna O'Meara's 20 years of service.
2. Development agreement with Flint Hills Power-sports, Inc. Commissioner McKee moved to authorize the chair to sign the agreement for roadway improvements. Commissioner Riat seconded, carried 3-0. *(Document signed)*
3. Agreements to terminate written agreements for Gregg Webster and Lisa Kenworthy, no action taken.
4. Closing policy: Commissioners agreed to keep the current policy and add a waiver for a waiting period for new employees in case of closing.

**5.3 Counselor:** John Watt reported on the tax foreclosure and the condemnation. Commissioner Weixelman inquired about second amendment rights and if there is a home rule resolution. Watt was directed to research that as well as antenna or repeater space on cell towers.

**5.4 Appraiser:** Lois Schlegel introduced her new staff: Grace Suther, Josh Conder and Shelby Winiecki. Schlegel presented February update, real estate change of value notices and agriculture valuation information, review of Board of Tax Appeal hearings, legislative action with HB 2498, sales for January and office activity.

## 6.0 NEW BUSINESS:

Natha Manges and Kay Smith informed commissioners that the Westmoreland Area Senior Citizens are reforming, and requested a monetary donation from the County. Commissioners agreed to consider the funding request and would like more information on number of attendees.

## DEPARTMENT UPDATES & ACTION ITEMS CONTINUED:

**5.5 Noxious Weed:** Tim Eisenbarth opened and read the 2020 chemical bids:

	Nutrien Ag	Van Diest	MKC
Tordon 22K	38.49	37.57	75.00
Pasturegard	85.99	85.97	130.00
2,4D Ester	13.49	12.99	21.00
2,4D Amine	9.09	9.19	16.00
Freelexx	19.25	20.00	23.00
Total	76,129.20	75,628.80	122,040.00

Staff was directed to review and accept bids as seen appropriate. Commissioners directed Eisenbarth to work with building a policy for detention ponds and if the ditch on Schoeman Road could be burned.

**5.6 Zoning:** Gregg Webster presented two resolutions for consideration. Commissioner Weixelman moved to adopt Resolution 2020-13 regarding amending article 11 of the Unified Development Regulations establishing a level of signs. Commissioner Riat seconded, carried 3-0. Commissioner McKee moved to adopt Resolution 2020-12 regarding a zoning change from A1-Agriculture and R2-Two & Three Family Residential to PUD-Planned Unit Development. Commissioner Riat seconded, carried 3-0. *(Documents signed)*

### **5.7 Public Works:**

**5.7a Transfer Station Scale Replacement:** Peter Clark reported three proposals came in for the transfer station scale replacement project, Hammel Scale \$124,515, SS & S \$89,500 and WH Scale \$71,660. Staff recommends awarding the project to WH Scales Co. Inc. of Topeka and upgrading the steel deck thickness making the total project \$75,460. Commissioner Riat moved to award the bid to WH Scales for \$71,660 and stick with the 3/8 decking unless research proves otherwise on the increase in decking. Commissioner McKee seconded, carried 3-0.

**5.7b Semi Truck replacement:** Peter Clark and Scott Schwinn reported on the yard dolly semi-truck; saying they tested one and had concerns with the raising and lowering, staff would recommend staying with a semi-truck. Several discussions occurred about using the 83 Ford and plan for a stand-by and check on the possibility of repurposing a fire truck. Commissioners directed staff to work with Jared Barnes and Reed Company on repurposing one of the fire trucks.

**5.7c Dust Control Program:** Peter Clark reported staff has reviewed the 2019 Dust Control Program and recommends staying with the same program for 2020. Commissioner McKee moved to authorize the 2020 Dust Control program applying dust control to all non-subdivision gravel roads with the highest traffic volumes based on the most recent traffic counts over 200; in addition to continuing the private application process with a \$405 application fee for the minimum 500 feet and \$0.81 for each additional linear foot. Commissioner Riat seconded, motion carried 2-1, with Weixelman voting against saying they need look at options to see if it is a good thing or bad for next year.

**5.7d Gravel Road Winter Weather Repair Plan:** Peter Clark requested authorization to receive bids for on-call material hauling by qualified private hauling contractors to pick up and deliver rock for road maintenance. Commissioner Weixelman moved to approve the winter weather repair plan for hauling rock; but not to just haul rock to be hauling rock; they also need to identify the ditches that are in need of cleaning and the potholes on roads and bridges. Commissioner Riat seconded, carried 3-0.

**7.0 Auditors:** Each commissioner met with April Swartz, the county's auditor one on one in their executive chambers.

**UNFINISHED BUSINESS:** Commissioner McKee moved to authorize the chair to sign the two agreements to terminate written agreements for Gregg Webster and Lisa Kenworthy. Commissioner Weixelman seconded, carried 3-0. *(Documents signed)*

**5.7 Public Works Continued:**

**5.7e 2020 Asphalt Projects:** Peter Clark requested authorization to advertise for bids for 10.26 miles of asphalt overlays for County roads, .73 miles of rural roads and chip seals 10.20 of County and rural roads. Commissioner Riat moved to approve the plan as presented and to contract the chip sealing. Commissioner McKee seconded, carried 3-0.

**5.7c Construction Inspection Fee for US 24 HWY and Green Valley Road Improvements:** Peter Clark presented three possible alternatives for the commissioners to consider:

- 1. Authorize County Staff to prepare an agreement with Bartlett & West for Construction Inspection Services.
- 2. Authorize County staff to pursue hiring an experienced KDOT certified inspector.
- 3. Direct current County staff to inspect the project in-house.

Commissioner Weixelman moved to place Steve Roggenkamp as inspector and to advertise for an inspector position with a wage range of \$21.00 to \$24.00 hourly. Commissioner McKee seconded, carried 3-0.

**8.0 Adjournment:** Chair declared adjournment at 12:47 p.m.

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Chair, Deloyce McKee

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Vice Chair, Dennis Weixelman

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County Clerk, Nancy McCarter

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Member, Greg Riat

seal

Attest: