

# FORD COUNTY COMMISSIONERS' MEETING MINUTES

MEETING OF July 20, 2020  
MEETING NUMBER 2020-30  
COMMISSION CHAMBERS  
3:30 P.M.



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The Board of County Commissioners met in regular session in the Commission Chambers at the Ford County Government Center.

Those present were:

Chris Boys, Chairman

Ken W. Snook, Commissioner

Shawn Tasset, Commissioner

Dr. Shawn Fletcher, Assistant County Administrator

Debbie Cox, County Clerk

Chairman Boys called the meeting to order. Dr. Shawn Fletcher led the group in prayer. Chairman Boys then led the group in the pledge of allegiance.

Chairman Boys moved to amend the agenda to add under the County Administrator's report, #1 Tria Health agreement and #2 the USD 381 School Nurse agreement. Commissioner Snook seconded the motion. **Motion carried 3-0.**

## Consent Agenda

Approval of Minutes Meetings: 2020-24; 2020-25; 2020-26; 2020-27; 2020-28

Chairman Boys moved to approve the Consent Agenda as presented. Commissioner Snook seconded the motion. **Motion carried 3-0.**

**Approval of Claims for Payment: \$1,736,047.08**

Chairman Boys moved to approve the payment of claims for \$1,736,047.08. Commissioner Snook seconded the motion. **Motion carried 3-0.**

**Open Public Comment -None**

## Unfinished Business

### Landfill: Rental Agreement

Landfill Director Paul Resley presented the discounted monthly rental agreement, as requested by the board from the last meeting. Mr. Resley spoke to Terry Stephen from Murphy Tractor & Equipment Co. for the 2020 John Deere Dozer and the 2019 HGHH Dozer Winch. The rental agreement includes both the Dozer and the Winch for a total of \$11,265.00. This agreement can be renewed anytime. This agreement is due July 22, 2020. He would like to keep it another month.

He will be going out for bids on the 30<sup>th</sup> for a used dozer and winch.

Commissioner Tasset moved to continue the rental agreement for the next month for \$11,265.00 beginning July 22, 2020. Commissioner Snook seconded the motion. **Motion carried 3-0.**

### **KCAMP Board of Trustee Nomination**

This was tabled from Meeting Number 2020-28 for meeting date clarification and meeting options; Zoom? Kansas County Association Municipal Pool Board of Trustees, request the county submit a nominee to be considered for service on the KCAMP Board of Trustees. KCAMP Bylaws and Interlocal Agreement states that an elected official from a member county of city is eligible to serve as a Trustee for a three-year term beginning the first Board meeting following the first Board meeting following their election to the Board of Trustees. Deadline for submission is July 24, 2020. Sheriff Bill Carr would like to serve on this board.

Commissioner Tasset moved to approve Sheriff Bill Carr as Ford County's nominee to serve on the KCAMP Board of Trustees. Commissioner Snook seconded the motion. **Motion carried 3-0.**

### **Legal Counsel**

#### **Interlocal Cooperation Agreement**

Ford County Legal Counsel Mr. Glenn Kerbs, Patrick Klecker, Director of SFTCC, presented for approval the Interlocal Cooperation Agreement. This Interlocal Agreement must be approved by the board of county commissioners in all six counties of the 16<sup>th</sup> Judicial District, the Commissioner of Juvenile Justice and the Kansas Attorney General. The Agreement must be recorded in the Secretary of State's office and in the register of deeds office of each county after it has been approved and signed. Ford County is the host county.

Commissioner Tasset moved to approve the Interlocal Cooperation Agreement. Chairman Boys seconded the motion. **Motion carried 3-0.**

#### **Engagement to Represent**

Ford County Legal Counsel Mr. Glenn Kerbs presented a revise engagement to represent agreement. At the November 18, 2019 Board of County Commissioners meeting the County Commissioners decided to retain the legal services of Frieden & Forbes, LLP, and Theodora Oringher PC, to pursue a civil suit on behalf of Ford County against those legally responsible for the wrongful manufacture and distribution of prescription opiates and damages caused thereby. John Frieden was the Local counsel for the litigation. Mr. Frieden has determined his law firm had a conflict and his law firm would have to terminate their legal representation. Gary D. White, Jr. with the Palmer Law Group, LLP in Topeka, will take Mr. Frieden's place as local counsel. Because of the change in attorneys, a revised engagement agreement is needed. The terms of the revised engagement agreement are the same as the original agreement.

Chairman Boys moved to approve to retain the legal services of Palmer Law Group LLC of Topeka and Theodora Oringher PC. Out of California. Commissioner Tasset seconded the motion. **Motion carried 3-0.**

### **Medication Management Service Agreement-Tria Health**

Ford County Legal Counsel Mr. Glenn Kerbs presented for approval the Medication Management Service Agreement with TRIA HEALTH LLC. This is a revised agreement from the first agreement that TRIA HEALTH LLC presented. Mr. Kerbs has made changes to the agreement and the agreement has been approved by TRIA HEALTH LLC.

Chairman Boys moved to approve the Medication Management Service Agreement with TRIA HEALTH. Commissioner Tasset seconded the motion. **Motion carried 3-0.**

### **School Health Nursing Services Contract with USD 381**

Ford County Legal Counsel Mr. Glenn Kerbs presented the annual school health nursing services contract with USD. 381. The terms for the 2020-2021 agreement are the same as in the 2019-2020 agreement. This will allow the Ford County Health Department to provide nursing services to USD 381 for the school year 2020-2021.

Commissioner Tasset moved to approve the school health nursing service contract with USD 381. Commissioner Snook seconded the motion. **Motion carried 3-0.**

### **Unfinished Business**

#### **Stipend Request: BIP Coordinator**

This was tabled from Meeting number 2020-28 for Job clarification: relationship between SFTCC grant monies and Ford County Attorney's budget funds. There was a request for a \$40.00 Cell phone stipend for the BIP Coordinator. The Ford County Attorney Kevin Salzman spoke on the BIP grant covers the BIP Coordinator salary. The Attorneys office is the overseer of the Coordinator because of the relationship of the Coordinator to the SFTCC Director. The BIP Grant money can be used to cover the phone stipend because she purchased a phone just to use for the purpose of contact with the offenders and victims in the BIP program. It would not be in the best interest to have her use her personal phone for that position.

Commissioner Tasset moved to approve the \$40.00 cell phone stipend request for the BIP position. To be paid out of the BIP grant money. Chairman Boys seconded the motion. **Motion carried 2-1.** Commissioner Snook voted no.

### **County Administrator's Report**

## County Engineer's Report

Ford County Engineer, Jon Halbgewachs gave an update on what he has been working on.

Paved Road Reclamation (Jewell Road)- good news from the KDOT cost share program. This project was awarded \$475,000. With this additional funding, we are planning for the base bid to be four miles, 119 RD, to 123 Rd with a three inch overlay (w/o Cost Share it was going to be three miles). With that 118 Rd to 119 Rd will be an add alternate along with a four inch overlay as an added alternate. The current projection is to open bids in September 2021 constructions. The Cost Share program is a reimbursement program. As the contractor completes construction, they will submit the pay request KDOT will reimburse one third of the construction up to the \$475,000.

Iron Star Wind Farm w/Engie- A draft engineering services agreement was presented to the County Counselor for review. The developer has advised that construction is planned to start October 2020. Mr. Halbgewachs is not aware that the wind farm has even started trying to negotiate a PILOT and Road Use Agreement with the County, so he is questioning the validity of an October start date of 2020.

Mulberry Creek Truss-KDOT just issued the Off-System bridge call for project applications, they are due August 31.

OS Bridge 31 Reconstruction and Roadway Re-Alignment (Duck Creek on 114 Road north of Garnett) Per Commission's directive we are proceeding with the 55-mph roadway design. The County Surveyor has provided legal descriptions for the needed right of way. The County Road and Bridge Superintendent will coordinate with the two landowners and the County Counselor for acquiring the needed right of way.

Grainbelt Express Power Line-Invenergy sent a Road Use and Maintenance agreement to the county for review. Mr. Halbgewachs provided a modified agreement for county review on March 11, 2020. Developer said they plan to start construction in early 2022, complete by end of 2024. They are not traveling at this time due to COVID.

New Business County has been working on Cold mix over lay on 113 & HWY 50, the south half has been completed, the north mile will be closed this week for work.

There is a temper bridge on 107 North of Garnett the road is closed. The rain washed this out.

Kansas Local Bridge improvement funds may be available to help to repair.

There is a low water crossing on 127 Road in Spearville Township, that road is closed there. The Township is looking at repairs for that.

### **Health Department: Request for Bids/ Vehicle**

Health Department Administrator Angela Sowers is requesting to go out for bids on a AWD or FWD SUV, with extra seating, storage capacity and towing package. If approved, after the purchase is complete, Angela would like to donate the 2005 Durango to the Ford County IT department. Chairman Boys asked how big the trailer would be to pull. Ms. Sowers stated she does not have specks yet. The SUV would be used to go to meetings would need to be a 6 passenger.

Commissioner Snook moved to approve Ms. Sowers to go out for bids of her choice of AWH FWD, whatever fits the program. Commissioner Snook resend his motion.

Commissioner Tasset moved to approve Administrator Angela Sowers request to go for bids for an AWH or FWD SUV type vehicle. Chairman Boys seconded the motion. **Motion carried 2-1.**

Commissioner Tasset voted no.

Commissioner Tasset moved to resend the previous vote. Chairman Boys seconded the motion.

**Motion carried 3-0.**

Commissioner Tasset moved to table this until Administration can get with Ms. Sowers and get specific bid perimeters for the vehicle. Chairman Boys seconded the motion. **Motion carried 3-0.**

### **SouthWest Kansas Area Agency on Aging: Sub-Region Council**

Ford County Commissioners are asked to appoint 1 individual who will represent the county's interest in the aging network and serve as a voice for our county in meeting the needs of the elderly. This will be a 3-year term. Starting October 1. The County Clerk Debbie Cox stated she would put an add in the paper seeking candidates.

Commissioner Tasset moved table to the next regular meeting to and a Candidate. Chairman Boys seconded the motion. **Motion carried 3-0.**

### **Santa Fe Trail Community Corrections:**

- i. Juvenile Prevention Grant FY 20 Year-end Outcome Report**
- ii. Adult Services FY 20 Year-end Report**

SFTCC Director Patrick Klecker and Sonja Channel Deputy Director presented for approval the Juvenile Prevention Grant FY 20 Year-end Outcome Report. The Advisory Board has reviewed and approved these reports.

Chairman Boys moved to approve the Juvenile Prevention Grant FY 20 Year-end Outcome Report. Commissioner Snook seconded the motion. **Motion carried 3-0.**

Chairman Boys moved to approve the Adult Services FY 20 Year-end Report. Commissioner Snook seconded the motion. **Motion carried 3-0.**

### **Election Office: Canvass of August 4, 2020 Primary**

Ford County Election Officer, Debbie Cox stated the date of the Canvass needs to be published in the paper. She would like to have the Canvass on August 12, 2020 at 8:30 a.m.

Commissioner Tasset moved to approve the Canvass date of August 12, 2020 at 8:30 am. For the canvass of the August 4, 2020 Primary Election.

Chairman Boys seconded the motion. **Motion carried 3-0.**

### **Strengthening People and Revitalizing Kansas (SPARK) Taskforce**

County Administrator J.D. Gilbert ask the commission to appoint members of a taskforce for the SPARK committee. At this time the members are County Administrator, Chamber President CEO,

Ford County Economic Development Director, City of Dodge City Manager, USD 443 Superintendent, DCCC President. Each member will contact the surrounding Taxing unites, the City Manager will contact the out lining City’s, The Superintendent will contact the other school districts. The Chamber and Economic Development will contact the businesses.

Chairman Boys moved to appoint the Sparks taskforce advisory board as, County Administrator J.D. Gilbert, Chamber CEO, Economic Development Director Joann Knight, DCCC President, Harold Nolte, USD 443 Fred Dierksen, Dodge City City Manager Nick Hernandez. Commissioner Tasset seconded the motion. **Motion carried 3-0.**

**Upcoming Meetings**

**Dodge City Days:** July 23 to August 2, 2020

**Dodge City Roundup Rodeo:** July 28, 2020 to August 2, 2020

**Election News:**

July 14: Last day to register to vote

July 16: In office voting starts

July 28: Last day to apply for advance ballots to be mailed

July 28 & July 30: In office voting 9:00 AM to 7:00 PM

August 1: In office voting 10:00 AM-2:00 PM

August 3: In office voting 9:00 AM- 12:00 PM

August 4: Election Primary Vote

Chairman Boys moved to adjourn the meeting at 5:27 p.m. Commissioner Snook seconded the motion. **Motion carried 3-0.**

**BOARD OF COUNTY COMMISSIONERS  
FORD COUNTY, KANSAS**

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Chris Boys, Chairman

ATTEST:

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Debbie Cox, County Clerk