



Tuesday, April 12, 2016 - 9:00 a.m.

A. Call To Order

B. Pledge Of Allegiance

C. Public Comment

Citizens are encouraged to speak to items on the agenda when recognized by the Chairman. Citizen desiring to speak to matters not on the agenda may do so at this time. Comments are limited to five (5) minutes and the Commission will take no action on items not on the agenda. Items introduced under Public Comment may be come agenda items at a later date.

D. Approval Of Minutes

E. Payment Of Vouchers

F. Items Of Business

1. Todd Pettegrew - Emergency Management - 9:00 A.m.

- Burn Ban

Documents: [BURN BAN 040616.PDF](#), [OPEN BURNING POLICY.PDF](#)

2. Shirley McCartney - Department On Aging - 9:15 A.m.

- Department Update

3. Mike Garrett - Horizons Mental Health - 9:30 A.m.

- Quarterly Update

4. Janis Knox - County Attorney - 9:45 A.m.

- Claims History Report - Liability - Executive Session

5. Janis Knox And John McClure - 10:00 A.m.

- Road Issue

6. John McClure, Road And Bridge - 10:15 A.m.

- Weekly Department Update

Documents: [3 28- 4 1 2016.PDF](#), [PROJECTS MAP 9 28 - 10 2 2015.PDF](#)

7. Audrey Anderson - Register Of Deed's - 10:45 A.m.

- Updated Fee Resolution

Documents: [DEEDS COST INCREASE RESOLUTION.PDF](#)

8. Kenny Hodson Jr - 11:00 A.m.

- Old High School Building

9. Ruth Elliott - County Clerk - 11:15 A.m.

- Monthly CID Accounting Update

Documents: [MARCH 2016 CID REPORT.PDF](#)

10. Corey Thomas - Pishny Restoration Services - 11:30 A.m.

- Update on Courthouse Step Project

11. Kristie Clark - HR - 12:00 P.m.

- Executive Session Non-Elected Personnel

12. Lunch Break - 12:30 Pm To 1:30 Pm

13. Joanna Kenney - EMS - 1:30 P.m.

- Department Update

Documents: [MARCH 2016 STATS.PDF](#)

14. Kristie Clark - HR - 1:45 P.m.

- Department Update

15. Pete Molitar - Andale Construction - 2:15 P.m.

- Update on County Road Project

16. Bob Randall - IT And Facilities - 2:45 P.m.

- Clock Tower Repairs

Documents: [CLOCK FACES.PDF](#)

17. Work Session - 3:00 P.m.

- Update on County Road Projects

G. Correspondence

H. Adjourn



**A RESOLUTION ESTABLISHING A BURN BAN IN THE UNINCORPORATED AREAS OF HARPER COUNTY**

WHEREAS, Harper County, Kansas is a county government with the power of home rule pursuant to K.S.A. 19-101 and the Board of County Commissioners is the governing and legislative body of said municipality;

**IT IS THE FINDING OF THE BOARD OF COUNTY COMMISSIONERS OF HARPER COUNTY, KANSAS**, that the grassland and cropland of Kansas form an important part of our economy, and provide for protection of watersheds, forage for livestock, refuge for wildlife, and recreational opportunities. Wildfires endanger these resources, real and personal property, and the lives of residents and visitors in these areas. Extremely dry and windy conditions have created an extreme fire hazard in the grassland and cropland of Kansas. Fires have been reported throughout the County and have caused substantial damage. Once started, these fires are difficult to control and strain both paid and voluntary fire department manpower and resources. The fire danger is "extreme" in many portions of this County. The dry conditions, above normal temperatures and fire danger will continue unabated until sufficient rainfall occurs across the area.

**IT IS HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF HARPER COUNTY, KANSAS**, that the following resolution is hereby adopted, and that this Resolution take effect immediately.

- A. For the purpose of this Resolution, "open burning" means setting, starting, igniting, maintaining, spreading, fueling or failing to extinguish or taking precautions to prevent the spread of an open fire. An "open fire" shall be defined as the burning of fields, pastures, stubble, vegetation, debris, waste, trash, garbage, structures or any other material or matter when the resulting fire is not contained within a safe and fire proof container, with such container being constructed of fire resistant materials and with a lid, top or door that confines the sparks, ashes and embers of the fire safely within the container.
- B. No person shall set, cause, or permit open burning within the unincorporated area of Harper County, Kansas.
- C. A violation of this Resolution shall constitute a class C misdemeanor for the first offense and a class B misdemeanor for the second offense.
- D. The Court, upon conviction of the person so charged and upon the County Attorney introducing a written invoice from the fire chief or duly authorized representative of the responding fire department(s) stating an itemized list of the costs incurred by the fire department(s) for responding to the fire, may order that a person convicted of violating this Resolution be required to reimburse the fire department(s) for the costs incurred in fighting and extinguishing the fire caused by violating of this Resolution and make the reimbursement of such costs a condition of probation.

E. This Resolution shall be in full force and effect for a period of seven (7) days, unless terminated sooner according to law; and may be extended by the action of the Board of County Commissioners for additional seven (7) day periods according to law.

Adopted this 6<sup>th</sup> Day of April 2016 by the Board of County Commissioners of Harper County, Kansas.



Attested:

Ruth A. Elliott

Ruth Elliott, County Clerk

(absent)

Carla Pence, Chairman

Lee Adams

Lee Adams, Commissioner

Brian Waldschmidt

Brian Waldschmidt, Commissioner

RESOLUTION 2016- \_\_\_\_\_

A RESOLUTION REGULATING OPEN BURNING  
WITHIN HARPER COUNTY, KANSAS

WHEREAS, the Board of County Commissioners deems it necessary to abolish Resolution No. \_\_\_\_\_ adopted on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_ establishing criteria dealing with open burning within Harper County, Kansas, and modify the regulations for open burning within Harper County, and,

WHEREAS, the Board of County Commissioners deems it in the best interest of public safety and of the economy of the agricultural community that open burning should be regulated within Harper County, Kansas.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF HARPER COUNTY:

For the purposes of this Resolution, open burning shall be defined as open burning of vegetation such as grass, crops, brush, and other dry plant growth for the purpose of crop, range, pasture, wildlife or watershed management, and shall be conducted only under the following conditions which meet or exceed K.A.R. 28-19-645.

1) REQUIREMENTS:

- a) The person conducting the burn shall notify the Harper County 911 Center of intent to burn, location, estimated burn time, and responsible party conducting the said burn; the person coordinating the burn shall notify the 911 center when the burn is to be extended.
- b) A responsible adult shall supervise all burning.
- c) Open burning shall not occur during times when wind speeds are equal to or greater than 15 mph.
- d) Open burning shall not occur if the National Weather Service has issued a "Red Flag Warning" or "Wind Advisory" for Harper County.
- e) It is unlawful for any person to initiate, allow, institute, or engage in open burning, including but not limited to controlled burns, at such time as a burn ban is in effect, or if the National Weather Service has issued a "Red Flag Warning" or "Wind Advisory" for Harper County.
- f) Nothing in this resolution shall relieve any property owner or other responsible parties from obligations of obtaining the proper permit from the Kansas Department of Health and Environment when warranted.

2) ENFORCEMENT AND PENALTIES:

- a) Violations of this Resolution are punishable by a fine of up to \$250.00. The local fire chief or his/her designee having the jurisdiction of the involved area has the right to request the issuance of a citation by the Harper County Sheriff for violations.

- b) Any person who engages in or allows open burning upon his/her property, whether such property is owned, leased or rented, and who has not complied with the provisions of this Resolution, shall be held liable for the cost of deployment and fire suppression. Costs that may be incurred and recovered are reasonable use of manpower and equipment, not to exceed \$500.

3) OPEN BURNING BAN

The Board of County Commissioners, in circumstances where public burning may jeopardize the safety and welfare of the population and/or property, may ban open burning in the unincorporated areas of the County. In the event said circumstances arise when the Board of County Commissioners is not scheduled in open session, or the convening of such meeting is impractical or impossible, the Chairman of the Board of County Commissioners, 911 Director or Emergency Manager may declare an emergency and implement or discontinue a ban of open burning in the unincorporated areas of the County. Provided, however, such action shall be reviewed by the Board of County Commissioners at its next regular scheduled open meeting, or at a special meeting called for said purpose, and the ban imposed shall be endorsed or rescinded, as the case may be, by the action of the Board of County Commissioners. At such time a burn ban is enacted, the Harper County Clerk shall notify all appropriate agencies, all county newspapers, law enforcement agencies, and fire departments.

This Resolution supersedes Resolution \_\_\_\_\_ and shall take effect immediately upon its passage and publication in the official county newspaper.

Passed and approved by the Harper County Board of County Commissioners this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

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Carla Pence, Chairman

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Lee Adams, Commissioner

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Brian Waldschmidt, Commissioner

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**HARPER COUNTY ROAD & BRIDGE**  
**Weekly County Commission Report**  
March 28-April 1, 2016

**KENT STONEBRAKER-EAST FOREMAN**

1. Truck 605 with Trailer 677 helping Bridge Crew move Crane 411/401 back to Anthony Repair Shop. Helped remove bookshelves from the 4<sup>th</sup> floor at the courthouse. Dozer 627 ripping shale at the Wencil Pit. Graders patrolling.
2. Excavator 635 removing trees in ditch along Rd 741-B. Trucks 216 & 305 hauling shale to Rd's 676-16, 733-A & 753-E. Truck 216 hauling sand to Rd 668-23. Dozer 627 ripping shale at the Wencil Pit. Graders patrolling.
3. Excavator 635 & Loader 230 removing trees in ditch along Rd 741-B. Graders patrolling.
4. Excavator 635 & Loader 230 removing trees in ditch along Rd 741-B. Dozer 627 ripping shale at the Wencil Pit. Graders patrolling. Cutting trees with chainsaws in ditches along Rd 741-B.
5. Excavator 635 & Loader 230 removing trees in ditch along Rd 741-B. Graders patrolling. Moved Tractor 251 to Harper Shop from the repair shop. Pickup's 200 & 205 to Anthony Repair Shop for a service.

**JIM THOMPSON-SHOP FOREMAN**

1. #290 Schulte Mower, changed center deck blades.
2. #361 CAT 120M, service job-repaired l/h cab steps @ 7,435 hours. #310 2006 Sterling Truck, installed rebuilt drive shaft & greased.
3. #604 2006 Freightliner, driver's door repair. EMS 2000 Ford, serviced & inspected-144,033 miles. #678 Trail King Trailer, service call-brake lockup.
4. #681 2004 Chevrolet Pickup, service job-replaced r/h front hub @ 159,024 miles. #678 Trail King Trailer, check brake problems. #100 2013 Chevrolet Pickup, service job-replace power steering pump @ 102,370 miles.
5. #205 2004 Chevrolet, service job. EMS HP73 annual inspection. EMS HP73 & HP 71, changed front wheels from HP71 to HP73.

**LAWRENCE SMITH-WEST FOREMAN**

Disassemble & remove metal shelves from the 4<sup>th</sup> floor at the courthouse. Moved shelves to Attica shop & re-assemble. Dozer 628 ripping & stockpiling shale at the Stark Pit. Dozer 628 pushing top soil back over at Seipel Shale Pit & prepare to close out. Grades patrolling, spreading shale & doing some shoulder work. Sanded Rd's 712-10, 11 & 12, 733-AA, 731-Z, 729-AA & 684-10. Finished cleaning up & moving materials & equipment at Bridge 674-9 #2. Dozer 628 finished pushing top soil back over at Seipel Shale Pit and close out. Called out for help at fire-dozer 628 knocking down trees.

**JEFF NULIK-BRIDGE FOREMAN**

1. Moved crane, leads, hammer, follow cap & boom to Anthony Shop.
2. Cleaned off Bridge 709-M #1 & repaired bad spots in deck. Checked Bridge 670-12 for needed repairs.
3. Replaced 3 lacing boards at Bridge 670-12. Built chair cart with materials in shop.
4. Serviced Pickup 681. Moved Excavator 632 to Anthony Shop. Lifted Trailer 678, turned on side to weld cracks & breaks in frame.
5. Flipped Trailer 678 on opposite side to weld cracks & breaks in frame. Moved Dozer 628 for Lawrence. Moved Excavator 632 back to Attica. Replaced 1 lacing board at Bridge 694-18.



RESOLUTION NO. 2016-3A

A RESOLUTION SETTING POLICY FOR THE PRICE OF  
COPIES AND OR CAMERA USE  
FOR THE REGISTER OF DEEDS OFFICE

WHEREAS, pursuant to K.S.A. 19-101, the Board of County Commissioners (the Board) is authorized to do all acts in relation to the necessary exercise of its administrative powers and to exercise powers of home rule granted by K.S.A. 19-101a; and

WHEREAS, pursuant to K.S.A. 19-101a the Board may perform all powers of local legislation and administration it deems appropriate: and

WHEREAS, the Board finds that the wear and tear on the books to make copies and or take photographs warrants a fee to the public;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY  
COMMISSIONERS OF HARPER COUNTY, KANSAS, THAT;

Section 1. Fees are:

- A. Copy of any document = \$1.00 per page.
- B. Copy of Index = \$5.00 per page.
- C. Use of Cameras = \$10.00 per hour

Section 2. EFFECTIVE DATE; April 12, 2016

ADOPTED THIS \_\_\_\_\_ day of April 12, 2016

HARPER COUNTY BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Carla Pence, Chairman

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Lee Adams, Commissioner

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Brian Waldschmidt, Commissioner

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Attested by: Ruth Elliott, County Clerk

STATE DISTRIBUTION	2015 carryover	January	February	March	April	May	June	July	August	September	October	November	December	Yr To Date	TOTAL
State Admin Fee	\$ 9,456.35	717.88	657.82	29,086.27										\$ 1,375.70	\$ 10,832.05
Anthony sales tax	\$ 1,518,023.50	\$ 33,012.94	\$ 29,048.37	\$ 29,086.27										\$ 91,147.58	\$ 1,609,171.08
Anthony use tax	\$ 42,037.15	\$ 990.90	\$ 3,221.64	\$ 2,582.39										\$ 6,794.93	\$ 48,832.08
County area use tax	\$ 10,882.40	\$ -	\$ 43.11	\$ 77.02										\$ 120.13	\$ 11,002.53
County area sales tax	\$ 24,466.38	\$ 1,195.96	\$ 398.79	\$ 635.56										\$ 2,230.31	\$ 26,696.69
<b>Revenue totals</b>	\$ 1,604,865.78	\$ 35,917.68	\$ 33,369.73	\$ 32,381.24	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 101,668.65	\$ 1,706,534.43
<i>Add Expenditures from Below</i>	<b>1,300,784.97</b>	<b>\$ 40,243.88</b>	<b>\$28,690.54</b>	<b>\$25,039.30</b>										<b>\$ 93,973.72</b>	<b>1,394,758.69</b>
<b>Cash Balance</b>	\$ 304,080.81	\$ (4,326.20)	\$ 4,679.19	\$ 7,341.94	\$0.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 7,694.93	<b>\$ 311,775.74</b>



West



North



East



South

