

## **Labette County Board of Commissioners**

### **August 28, 2023**

#### **Convene**

Chairman Terry Weidert called the regular session of the Labette County Board of Commissioners to order at 9:00 a.m. on August 28, 2023, at the Commission Room. Attendance: Cole J. Proehl, Present, Vincent B. Schibi, Present, Terry Weidert, Present.

#### **Others Present for the Meeting**

County Counselor Brian K. Johnson, and County Clerk Gena Landis.

#### **Media Present**

Ray Nolting from the Parsons Sun and Jessica Dunn from The Labette Avenue.

#### **Public Hearing - RNR Hearing**

Chairman Terry Weidert opened the public hearing for the Special Districts and Labette County RNR Hearing at 9:00 a.m. for public or commission comment. There was no public comment, and the hearing was closed at 9:02 a.m.

#### **Resolution 2023-34-A Labette Township**

Chairman Terry Weidert made the following motion. Whereas, the Revenue Neutral Rate for the Labette Township was calculated as 1.864 mills by the Labette County Clerk; and Whereas, the budget proposed by the Governing Body of the Labette Township will require the levy of a property tax rate exceeding the Revenue Neutral Rate; and Whereas, the Governing Body held a hearing on August 28, 2023 allowing all interested taxpayers desiring to be heard an opportunity to give oral testimony; and Whereas, the Governing Body of the Labette Township, having heard testimony, still finds it necessary to exceed the Revenue Neutral Rate. Now, therefore, be it resolved by the governing body of the Labette Township: The Labette Township shall levy a property tax rate exceeding the Revenue Neutral Rate of 1.864 mills. This resolution shall take effect and be in force immediately upon its adoption and shall remain in effect until future action is taken by the Governing Body. Adopted this 28<sup>th</sup> day of August, 2023 and authorize the commission signatures. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

#### **Resolution 2023-35-A Richland Township**

Commissioner Cole J. Proehl made the following motion. Whereas, the Revenue Neutral Rate for the Richland Township was calculated as 1.382 mills by the Labette County Clerk; and Whereas, the budget proposed by the Governing Body of the Richland Township will require the levy of a property tax rate exceeding the Revenue Neutral Rate; and Whereas, the Governing Body held a hearing on August 28, 2023 allowing all interested taxpayers desiring to be heard an opportunity to give oral testimony; and Whereas, the Governing Body of the Richland Township, having heard testimony, still finds it necessary to exceed the Revenue Neutral Rate. Now, therefore, be it resolved by the governing body of the Richland Township: The Richland Township shall levy a property tax rate exceeding the Revenue Neutral Rate of 1.382 mills. This resolution shall take effect and be in force immediately upon its adoption and shall remain in effect until future action is taken by the Governing Body. Adopted this 28<sup>th</sup> day of August, 2023 and authorize the commission signatures. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

#### **Resolution 2023-36-A Labette County**

Commissioner Vincent B. Schibi made the following motion. Whereas, the Revenue Neutral Rate for the Labette County was calculated as 52.852 mills by the Labette County Clerk; and Whereas, the budget proposed by the Governing Body of the Labette County will require the levy of a property tax rate exceeding the Revenue Neutral Rate; and Whereas, the Governing Body held a hearing on August 28, 2023 allowing all interested taxpayers desiring to be heard an opportunity to give oral testimony; and Whereas, the Governing Body of the Labette County, having heard testimony, still finds it necessary to exceed the Revenue Neutral Rate. Now,

therefore, be it resolved by the governing body of the Labette County: The Labette County shall levy a property tax rate exceeding the Revenue Neutral Rate of 52.852 mills. This resolution shall take effect and be in force immediately upon its adoption and shall remain in effect until future action is taken by the Governing Body. Adopted this 28<sup>th</sup> day of August, 2023 and authorize the commission signatures. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

### **Public Hearing – Labette County 2024 Budget**

Chairman Terry Weidert opened the public hearing for the Labette County 2024 Budget at 9:24 a.m. for public or commission comment. There were a couple of public questions and discussion about property taxes. The hearing was closed at 9:35 a.m.

Chairman Terry Weidert made a motion to authorize the Board of Commissioners' signatures on the Labette County 2024 Budget as presented at 57.780 mills. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

### **Approval of Minutes**

Commissioner Vincent B. Schibi made a motion to approve the minutes of August 21, 2023. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

### **Fee Agreement**

Chairman Terry Weidert made a motion to authorize the chairman's signature on the fee agreement to retain Robert E. Myers to render legal services for an independent investigation for the Labette County Commissioners. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

### **JJA Discussion**

JJA Director Gina Dolechek met with Commissioners to discuss the renovations that will be taking place in her building.

### **Recess**

Commissioners recessed their meeting for ten minutes and reconvened at 10:15 a.m.

### **Emergency Management Update**

Emergency Manager/Sanitation Director Charles Morse met with Commissioners to give an update on the Emergency Operations Mitigation Plan that was discussed in a previous meeting.

### **Executive Session**

Chairman Terry Weidert made a motion to go into executive session for consultation with our attorney, a matter protected by the attorney-client privilege. To protect the privilege and the board's position (in litigation, potential litigation, administrative proceedings, etc.) Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes). Also present was County Counselor Brian K. Johnson, County Clerk Gena Landis, and Emergency Manager/Sanitation Director Charles Morse for a period of fifteen minutes to reconvene at 10:43 a.m. in the commission room.

### **Accounts Payable**

Chairman Terry Weidert made a motion to approve the following checks: Accounts Payable check numbers 31829 through 31926 in the amount of \$582,580.99. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

### **Adjournment**

There being no further business before the Board of Commissioners, the meeting adjourned at 11:00 a.m., until 9:00 a.m. Thursday, August 31, 2023.

Attest

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County Clerk, Gena Landis

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Chairman, Terry Weidert