

Labette County Board of Commissioners
March 11, 2024

Convene

Chairman Terry Weidert called the regular session of the Labette County Board of Commissioners to order at 9:00 a.m. on March 11, 2024, 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 Preble from The Labette Avenue.

Approval of Minutes

Commissioner Vincent B. Schibi made a motion to approve the minutes of February 29, 2024. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Resolution No. 2024-09-A

Commissioner Vincent B. Schibi made a motion to authorize the Board of Commissioners' signatures on Resolution No. 2024-09-A resolving invoices in the amount of \$712.79, which is a portion of the \$15,239.18 owed towards the delinquent taxes of Grand True Value Rental/CMC Inc. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

City of Mound Valley – Street Project

Mound Valley Mayor David Templeton, met with Commissioners to discuss the use of county equipment for city street repair. Commissioners agreed, with the understanding that the City of Mound Valley would be using county equipment, Public Works Employees would be hired by the City of Mound Valley and the work would be done after normal working hours. The City would also be responsible for the fuel, equipment maintenance and employee workers compensation during this time.

Commissioner Cole J. Proehl made a motion to allow Public Works Employees to work on the chip and seal project for the City of Mound Valley. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

City of Bartlett - Mowing

Commissioner Cole J. Proehl made a motion to authorize the Public Works Department employees to mow the Bartlett City lagoons. The City of Bartlett would be using county equipment, and Public Works Employees hired by the City of Bartlett. This work would be done after normal working hours for Public Works, and the City of Bartlett would also be responsible for the fuel, equipment maintenance and employee workers compensation during this time. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

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.) Cole J. Proehl 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 and County Clerk Gena Landis, for a period of five minutes to reconvene at 9:38 a.m. in the commission room.

Noxious Weed Spray Truck

Commissioner Vincent B. Schibi made a motion to authorize the repair of the Noxious Weed spray truck at Fairbank Equipment, Wichita, KS for \$26,756.31 payable out of the Noxious Weed Capitol Outlay fund. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Public Works – Culvert Pipe Quotes

Commissioner Cole J. Proehl made a motion to authorize the purchase of pipes from Contech Engineered Solutions, Sikeston, MO in the amount of \$171,108.23. The cost of the pipes will be paid out of the Special Bridge Fund Number 140. \$5,947.43 will be reimbursed from cities who have ordered pipe. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Bridge Update

Public Works Director Sandy Krider informed commissioners that the letting date for Bridge 50-C5222-01 has changed to October 16, 2024.

Bid Opening – 10:00 A.M. – Maintenance Facility and Sheriff Compound

Chairman Terry Weidert opened the following bids for construction of the Public Works Maintenance Facility and Sheriff Compound in Oswego, KS.

Crossland Construction, Columbus, KS – \$1,974,000.00 with a 180-calendar day project.

Decker Construction, Inc., Coffeyville, KS – \$2,453,700.00 with a 300-calendar day project.

Hofer & Hofer & Associates, Humboldt, KS – \$2,256,000.00 with a 230-calendar day project.

The bid specifications will be verified for accuracy. No action was taken.

Recess

Commissioners recessed their meeting for twelve minutes, and reconvened at 10:20 a.m.

Planning & Zoning Presentation

Marc Jones the Labette County Planning & Zoning Chairman presented a Labette County Planning Board Update. The topic was Land Use Zoning Protection.

Wind Energy Moratorium

Chairman Terry Weidert made a motion to extend the wind energy moratorium in Labette County until September 30, 2024. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (No), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Industrial Projects

Commissioner Cole J. Proehl made a motion to require future renewable energy projects or large industrial projects to discuss their proposals with the Labette County Commissioners and have a Public Road Use Agreement as recommended by Public Works, a County Development Agreement and all agreements approved by the Labette County Commissioners. This exempts Great Plains Industrial Park which already has zoning. This would be in effect until zoning regulations are in place, or it is repealed. Vincent B. Schibi seconded the motion. An executive session was called before the roll was taken.

Executive Session

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Industrial Projects Roll Call

The motion failed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (No), Terry Weidert (No).

Solid Waste Public Hearing

Emergency Manager Charles Morse spoke with commissioners regarding the Solid Waste 5-year Plan hearing date.

Commissioner Vincent B. Schibi made a motion to hold the Solid waste 5-year Plan Public Hearing on March 25, 2024 at 10:00 a.m. in the commission room. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Accounts Payable

Chairman Terry Weidert made a motion to approve the following checks: Accounts Payable check numbers 33637 through 33748 in the amount of \$196,458.66. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Executive Session

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Adjournment

There being no further business before the Board of Commissioners, the meeting adjourned at 12:05 p.m. until 9:00 a.m. Monday, March 18, 2024.

Attest

County Clerk, Gena Landis

Chairman, Terry Weidert