

Labette County Board of Commissioners
March 13, 2023

Convene

Chairman Terry Weidert called the regular session of the Labette County Board of Commissioners to order at 9:00 a.m. on March 13, 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

Hailey Phillips from the Parsons Sun and Jessica Dunn from the Labette Avenue.

Approval of Minutes

Commissioner Cole J. Proehl made a motion to approve the minutes of March 6, 2023 as submitted. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Resolution No. 2023-11-A

Commissioner Vincent B. Schibi made a motion for the Board of Commissioners to adopt and execute Resolution Number 2023-11-A appointing Dennis Dodd to the 11th Judicial District Community Corrections Board to serve until September 2026 or until replaced or reassigned. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Resolution No. 2023-12-A

Commissioner Cole J. Proehl made a motion for the Board of Commissioners to adopt and execute Resolution Number 2023-12-A appointing Dennis Dodd to the 11th District Judicial Nominating Commission to serve until March 04, 2026 or until replaced or reassigned. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Appraiser's Parcel Search Agreement – BC Max, Inc.

Commissioner Cole J. Proehl made a motion to authorize the Chairman's signature on an Appraiser's Parcel Search Agreement between Labette County and BC Max, Inc.; their fee of \$225.00 has been paid. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Project Change Order

Commissioner Cole J. Proehl made a motion to accept the Change Order for Project No. 50C-5138-01 in the decreased amount of \$4,045.85 from B & B Bridge Co., LLC of St. Paul, Kansas, and authorize the Chairman's signature. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Executive Session

Commissioner Cole J. Proehl 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, Public Works Director Sandy Krider and Assistant Public Works Director Ralph George for a period of ten minutes to reconvene at 9:30 a.m. in the commission room.

Septic System Variance

Commissioner Cole J. Proehl made a motion to allow a lagoon to be built at a property located at 3900 W. Main, Parsons. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Permit Process

Commissioner Cole J. Proehl made a motion to allow Sanitation Officer Charles Morse to continue to authorize permits for D & Z to conduct open detonation operations. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

2022 SWM Annual Review

Emergency Manager Charles Morse discussed the Solid Waste Management plan that requires an annual review.

Commissioner Vincent B. Schibi made a motion to approve the Solid Waste Plan as submitted. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Recess

Commissioners recessed their meeting for five minutes, and reconvened at 10:03 a.m.

Planning & Zoning

Planning & Zoning board member Marc Jones, met with Commissioners to discuss the two Comprehensive Plan RFP bids that they received. Bids were submitted by Foster & Associates and Olsson Studios.

Chairman Terry Weidert made a motion to move forward with the Planning & Zoning Board recommendation and allow Foster & Associates to draft a contract for the BOCC to review for a potential county zoning plan. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (No), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Accounts Payable

Chairman Terry Weidert made a motion to approve the following checks: Accounts Payable check numbers 30421 through 30534 in the amount of \$311,590.01. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Delta Dental

County Clerk Gena Landis found out that dental implant coverage had been left off of the current dental policy, but there was coverage on previous policies. Delta Dental agreed to add the coverage effective April 1, 2023 for an increase in premiums.

Commissioner Vincent B. Schibi made a motion to add coverage for dental implants to the dental insurance policy, increasing premiums to: Employee \$34.48, Employee + Spouse \$68.20, Employee + Children \$85.64, and Family \$132.87, effective April 1, 2023. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Chip & Seal

Commissioner Cole J. Proehl made a motion to allow the Public Works Department to chip & seal 13,000 Road to Ness Road. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Executive Session

Commissioner Vincent B. Schibi 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, for a period of fifteen minutes to reconvene at 11:36 a.m. in the commission room.

Executive Session

Commissioner Cole J. Proehl 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, for a period of ten minutes to reconvene at 11:48 a.m. in the commission room.

Fence Dispute

Commissioner Cole J. Proehl made a motion to authorize County Counselor Brian K. Johnson to create a journal entry in a fence dispute final remedy for a partition fence. Mr. Johnson will present it to the BOCC for review. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Jail Position Transfer

Commissioner Vincent B. Schibi made a motion to authorize the chairmen's signature on a position transfer to move a jail employee from the position of Correctional Officer I to Correctional Corporal. The position will move from a Range 19 to 21, effective with the March 2023 pay period. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

Jail Position Transfer

Commissioner Vincent B. Schibi made a motion to authorize the chairmen's signature on a position transfer to move from the position of Jail Transport to Jail Sergeant. The position will move from a Range 24 to 27, effective with the March 2023 pay period. Cole J. Proehl 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 11:53 a.m. until 9:00 a.m. Monday, March 20, 2023.

Attest

County Clerk, Gena Landis

Chairman, Terry Weidert