

**Labette County Board of Commissioners**  
**March 20, 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 20, 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 Vincent B. Schibi made a motion to approve the minutes of March 13, 2023 as submitted. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

**Delta Dental**

Commissioner Vincent B. Schibi made a motion to correct a motion from last week. Delta Dental agreed to cover dental implants without increasing premiums and making it retroactive to January 1, 2023. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

**Appraiser's Parcel Search Agreement – Shockley Appraisals**

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

**Opioid Settlement Participation Form**

Cole J. Proehl made a motion to authorize the Chairman's signature on a Settlement Participation Form to elect to participate in the Teva Settlement. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

**Opioid Settlement Participation Form**

Cole J. Proehl made a motion to authorize the Chairman's signature on a Settlement Participation Form to elect to participate in the Allergan Settlement. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

**Opioid Settlement Participation Form**

Cole J. Proehl made a motion to authorize the Chairman's signature on a Settlement Participation Form to elect to participate in the CVS, Walgreens and WalMart Settlements. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

### **City of Altamont – Chip & Seal Project**

Altamont City Superintendent Brad Myers talked to Commissioners about the use of county equipment to chip and seal some city streets, sidearm mowing of the city lake and lagoon ponds.

Commissioner Cole J. Proehl made a motion to authorize the Public Works Department to sidearm mow the Altamont City Lake and lagoon ponds and chip and seal one load of oil. The City of Altamont would be using county equipment, Public Work employees hired by the City of Altamont, and this work would be done after normal working hours. The city is responsible for the fuel and equipment maintenance while it was being used; they would also be purchasing all materials used in this process such as rock, etc. Vincent B. Schibi seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

### **Meeting Cancellation**

Commissioners agreed to cancel the meeting for April 3, 2023.

### **Rock Purchase**

Commissioner Vincent B. Schibi made a motion to authorize up to three loads of rock be delivered to Christ Church of Labette County which will be paid for by the church. Cole J. Proehl seconded the motion. The motion passed by vote: Cole J. Proehl (Yes), Vincent B. Schibi (Yes), Terry Weidert (Yes).

### **Federal IPAWS System**

Commissioner Cole J. Proehl made a motion to authorize the Chairman's signature on the Memorandum of Agreement between the Labette County Emergency Management and the Federal Emergency Management Agency IPAWS Agreement. There is no additional cost for this system. Vincent B. Schibi 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 nine minutes, and reconvened at 10:00 a.m.

### **KDOT – Bridge Project, Hwy 59 North of Parsons – Traffic Routing**

KDOT District Engineer Wayne Gudmonson and District Construction and Materials Engineer Darren Petrowsky talked to Commissioners about traffic detours that will take place later in the year or early next year, when two bridges are replaced north of Parsons. The tentative official detour route for northbound traffic will be Hwy 400 west to Hwy 169 to K-39 and then back to Hwy 59. Southbound traffic will use Hwy 59 north from Erie to K-39, west to Hwy 169, south on Hwy 169 to Hwy 400 then back to Hwy 59.

### **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 ten minutes to reconvene at 11:16 a.m. in the commission room.

### **Fence Dispute**

Commissioner Vincent B. Schibi made a motion in the matter of the fence dispute between Kevin Gudde, dba Wolf Creek Farm and Mickey Hodges, adjacent landowner, based on the fence viewers findings after both parties were unable to negotiate. The Board of County Commissioners determined that Mr. Hodges should pay Wolf Creek Farm the amount of \$5,500.00 to settle the dispute. 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

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County Clerk, Gena Landis

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Chairman, Terry Weidert