



**Board of Riley County
Commissioners
Regular Meeting
Agenda
July 21, 2022**

115 North 4th Street
Manhattan, KS 66502
www.rileycountyks.gov

Cindy Kabriel
785-565-6200

Commission Chambers

9:00 AM

[District 2 – Greg McKinley, Chair](#)

[District 3 – Kathryn Focke, Vice Chair](#)

[District 1 – John Ford, Member](#)

9:00 AM

Call to Order

Pledge of Allegiance

Public Comment

1. Public Comments
2. Presentation of Riley County Commissioners 4-H cookie jar by Riley County 4-H King and Queen

Commission Comments

3. Commission Comments

Business Meeting

4. Food and Farm Council appointment letters and Resolution
5. Sign Tax Roll Corrections
6. Sign Riley County Personnel Action Form(s)

Review Minutes

7. Board of Riley County Commissioners - Regular Meeting - Jul 18, 2022 8:30 AM

Review Tentative Agenda

8. Tentative Agenda

Press Conference Topics

9. Discuss Press Conference

9:30 AM

Clancy Holeman, Counselor/Director of Administrative Services

10. Administrative Work Session
11. Approval and Submission of KAC (Kansas Association of Counties) Legislative Request Forms

9:50 AM

Josh Gering, EMS/Ambulance Assistant Director

12. EMS/Ambulance Organizational Chart

10:15 AM

Kurt Moldrup, Interim RCPD Director

13. RCPD update

10:30 AM**Scott Voos and Kolloh Nimley**

14. Be Able Community Conversation

4:00 PM**Joint City/County/County Meeting (at City Offices)**

15. City/County/County Meeting Agenda

Adjournment**Announcements**

Good Morning Manhattan Virtual Meeting will be held today 7:30 - 8:30 a.m. via Zoom.

Beginning at 7:30 a.m. Thursday, July 21, 2022 lasting until approximately 8:30 a.m., the BOCC will be in its usual public meeting location, joining a Zoom meeting hosted by the Chamber of Commerce. This Chamber of Commerce Zoom call will be placed on a speaker phone, so BOCC members can “listen” to the presentations made by the scheduled speakers. But BOCC members will not participate in the Chamber of Commerce meeting. BOCC members will be “muted” during the Chamber of Commerce Zoom call.

Members of the Public are welcome to attend, in the BOCC Chambers, beginning at 7:30 a.m., on the above date, in order to listen to the Chamber of Commerce Zoom call.

At the conclusion of the Chamber of Commerce’s Zoom call, the BOCC will be on break until 9:00 a.m., when the regular meeting of the BOCC will begin at the BOCC’s same usual public meeting location. Riley County will begin its live stream of its regular meeting beginning at 9:00 a.m.

A Safety Workshop will be held today at 1:00 p.m. at the Riley County Department of Public Works, 6215 Tuttle Creek Boulevard.

In order to comply with provisions of the Americans with Disabilities Act (ADA), Riley County will make reasonable efforts to accommodate the needs of persons with disabilities. Please contact the Division of Human Resources at (785) 537-6303 (voice and TTY) for assistance.



COUNTY CLERK & ELECTIONS
Boards

Rich Vargo
County Clerk
110 Courthouse Plaza
Manhattan, KS 66502
Phone: 785-565-6200

COMMISSION AGENDA REPORT

FROM: Cindy Kabriel, Administrative Assistant II

MEETING: July 21, 2022

SUBJECT: Food and Farm Council appointment letters and Resolution

PRESENTER: Cindy Kabriel, Administrative Assistant II

POSSIBLE MOTION(S)

Move to approve the appointments and “Resolution No. 072122- , A Resolution appointing representatives to the Food and Farm Council” - Liz Nelson, Janette Gelroth, Kate LaRosh.

Enclosures:

- 07-21-22 Food and Farm Council (PDF)



BOARD OF COMMISSIONERS

4.a

115 N. 4th Street, 1st Floor
Manhattan, Kansas 66501
Phone: 785-565-6841
Fax: 785-565-6841
E-mail: bocc@rileycountyks.gov

July 21, 2022

Janette Gelroth
2810 McDowell Creek Road
Manhattan, KS 66502

Dear Janette:

This is to confirm your appointment to the Food and Farm Council. We greatly appreciate your willingness to serve on this Council/Board and know that the Food and Farm Council will benefit from your contribution. Your term appointment is through August 31, 2025.

Sincerely,

Riley County Board of County Commissioners

Chairman

Member

Member

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)



BOARD OF COMMISSIONERS

4.a

115 N. 4th Street, 1st Floor
Manhattan, Kansas 6650.
Phone: 785-565-684
Fax: 785-565-684
E-mail: bocc@rileycountyks.gov

July 21, 2022

Kate LaRosh
511 Chestnut Street
Wamego, KS 66547

Dear Kate:

This is to confirm your appointment to the Food and Farm Council. We greatly appreciate your willingness to serve on this Council/Board and know that the Food and Farm Council will benefit from your contribution. Your term appointment is through August 31, 2025.

Sincerely,

Riley County Board of County Commissioners

Chairman

Member

Member

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)



BOARD OF COMMISSIONERS

115 N. 4th Street, 1st Floor
Manhattan, Kansas 66502
Phone: 785-565-6846
Fax: 785-565-6846
E-mail: bocc@rileycountyks.gov

July 21, 2022

Liz Nelson
301 N 4th Street
Manhattan, KS 66502

Dear Liz:

This is to confirm your appointment to the Food and Farm Council. We greatly appreciate your willingness to serve on this Council/Board and know that the Food and Farm Council will benefit from your contribution. Your term appointment is through August 31, 2025.

Sincerely,

Riley County Board of County Commissioners

Chairman

Member

Member

RESOLUTION NO. 072122-**A RESOLUTION APPOINTING REPRESENTATIVES TO THE
FOOD AND FARM COUNCIL**

WHEREAS, Riley County has nine positions on the Food and Farm Council, and

WHEREAS, three positions are open and Liz Nelson, Janette Gelroth, and Kate LaRosh are eligible to be appointed and have indicated their willingness to serve a term; and

WHEREAS, the Board of Commissioners of Riley County, Kansas, desire to appoint them to a three-year term.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of Riley County, Kansas, that Liz Nelson, Janette Gelroth, and Kate LaRosh are hereby appointed to the Food and Farm Council for the period from September 1, 2022 through August 31, 2025.

ADOPTED this 21st day of July, 2022.

**BOARD OF COMMISSIONERS
OF RILEY COUNTY, KANSAS**

CHAIR

MEMBER

MEMBER

ATTEST:

RICH VARGO
 Riley County Clerk

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)

Cindy Kabriel

From: vickiejames [REDACTED]
Sent: Tuesday, July 19, 2022 5:57 AM
To: Cindy Kabriel
Cc: 'Vickie James'
Subject: Recommendations for appointments to the FFC

Good morning, Cindy. How are you???

The Food and Farm Council met yesterday and after reviewing applications we have the following recommendations for appointment:

1. Jacquie Mack's term ends 8/31/2022 and we recommend Liz Nielson. Liz is the new Director of the Riley County Senior Center and this position is for the at risk/seniors sector of the food system so her expertise and work with this population will serve our Council well!
Liz also has experience with event planning and public speaking both which will be valuable to our work. Jacquie plans to continue on as part of our Community Action Team efforts so it's great to not lose a member but be able to continue having her expertise as well.
We are excited to have Liz Nielson on our team!
2. Carol Barta's term ends 8/31/2022 and we recommend Janette Gelroth as our County At Large council member. Besides being a local rural member of Riley County Janette has a wonderful history with nutritional studies at AIB (American Institute of Baking) plus is an excellent volunteer with Kitchen Restore and also the Peace-Full Pantry. Her service with the Council would be a wonderful addition to our group!
3. Kate LaRosh is up for reappointment 8/31/2022 and she would like to serve a full 3 year term now. Kate started with us as a student and now is the nutrition coordinator for Harvesters. Kate is one of the outstanding leaders currently on the Council and has been instrumental in getting the Flint Hills Food Recovery launched plus has helped with Kitchen Restore, Power of Produce, Ks. Senior Farmers Market Nutrition Program and all the work put into the Master Food Plan. Kate serves the sectors of hunger relief, public health, and healthy food advocacy on the Council and we are more than excited to have her returning for a full 3 year term!

Please let me know any questions the Commissioners may have as well as when the appointments are made. We will invite Liz and Blake to the August meeting with appointments to begin 9/1/2022.

Thank you for your help, Cindy!

vickie

Vickie L. James, RDN, LD
 Food and Farm Council of Riley County and City of Manhattan, KS. Coordinator
 C.H.A.N.G.E. 4Good Healthy Eating/Active Living Specialist
 [REDACTED]

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)



Food and Farm Council

Name	Organization/Affiliation	Sector of Food System	Appointment end/ start date
Michael Wilson (CITY)	Flint Hills Coord. Transit Dist. Mobility Manager	At Risk/Retail/ food sys- tem related transportation	8/31/2022 (3 year) 9/1/19 start
Joshua Brewer (CITY)	Manhattan Area Habitat for Humanity	Community at Large	8/31/2022 (3 year) 9/1/19 reappointed
Stephanie Smith (CITY)	USD 383 Child Nutrition	Schools/Institutional Food Purchaser	8/31/2023 (3 years) 9/1/20 reappointed
David Procter (CITY)	KSU Communication Studies	KSU/at-risk populations	8/31/2023 (3 years) 9/1/20 reappointed
Adrian Self (CITY)	Adm. Director KSU/National Ag Biosecurity Center	KSU/Ag/at-risk populations	8/31/2024 (3 years) 8/31/21 reappointed
Kirsten Spear (CITY)	Restaurant Industry (Locally owned) Chef	Chamber of Commerce/ food retail/waste mgmt.	8/31/2024 (3 years) 8/31/21 reappointed
Jacquie Mack (COUNTY)	St. Croix Hospice/Aging	Seniors/At Risk	8/31/2022(3 year) 9/1/19 reappointed
Carol Barta (COUNTY)	UFM/Community Garden	Community at Large	8/31/2022 (3 year) 9/1/19 reappointed
Kate LaRosh (COUNTY)	Student/Harvesters	KSU/Student	8/31/2022 (1 year) 8/31/21 start
Maureen Olewnik (COUNTY)	KSU Global Food Systems/ Small Scale Farmers	KSU/Small Ag/Food Industry	8/31/2023 (3 years) 9/1/20 reappointed
Megan Dougherty (COUNTY)	KSRE Riley County	Nutrition/Food Safety/ Health	8/31/2023 (3 years) 9/1/ 20 start
Andrea DeJesus (COUNTY)	Farmer's Market/ Local Farmer—A&H Farm	Small Scale Ag/Farm to Plate	8/31/2023 (3 years) 9/1/20 reappointed
Sharolyn Jackson (COUNTY)	KSU Research and Extension	Extension/Health	8/31/2024 (3 years) 8/31/21 reappointed
Mary Mertz (COUNTY)	Riley County Farm Bureau	Health/Rural	8/31/2024 (3 years) 8/31/21 start
John Green (COUNTY)	KSU Asst. Director of Retail Operations/Hospitality	Institutional Food/ Waste Mgmt.	8/31/2024 (3 years) 8/31/21 reappointed

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)

Name of Council/Board Member: Jacquie Mack

Board: Food and Farm Council

Date of Term Expiration: August 31, 2022

Council/Board Member: Please check the following applicable boxes regarding your interest in serving another term on the Council/Board. Please sign the form and return it as soon as possible in the stamped envelope enclosed.

☐ I am interested in serving another term.

☐ I am not interested in serving another term.

☒ I am not eligible to serve another term.

☐ I am interested in serving on a different council, board or committee. Please send me an interest form/application.

Signed:



Council/Board Member

7/6/2022

Date

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)



RILEY COUNTY
APPLICATION FOR SERVING
ON A COUNTY ADVISORY COUNCIL/BOARD

Name Liz Nelson Date 6-29-22
 Address 301 N. 4th St. Manhattan KS 66502
 Telephone ⁷⁸⁵ 410-9483 (Home) ⁷⁸⁵ 537-4040 (Work) Occupation Director
Riley County Senior Center
 e-mail address: rcseniorcenter@gmail.com

Following is a list of current County Advisory Council/Boards. Please use a separate application for each council/board for which you would like to be considered. If you have any questions or need additional information about the specific group(s) you are interested in, please contact the County Clerk's Office (565-6202).

- | | |
|---|--|
| ☐ Armed Forces Memorial Committee Board | ☐ Museum Board of Trustees |
| ☐ Big Lakes Developmental Center Board | ☐ North Central-Flint Hills Area Agency on Aging Advisory Board |
| ☐ Fair Board | ☐ Pawnee Mental Health Services Board |
| ☒ Food and Farm Council | ☐ Riley County Council on Aging Advisory Board |
| ☐ Hunters Island Water District Advisory Board | ☐ Riley County Parks Board |
| ☐ Joint Corrections Advisory Board | ☐ Riley County Planning Board/Board of Zoning Appeals |
| ☐ Judicial Nominating Commission—21st | ☐ Riley County Public Health Council |
| ☐ Law Enforcement Agency Board | ☐ Road and Bridge Advisory Board |
| ☐ Manhattan Urban Area Planning Board | ☐ Rural Economic Development Advisory Board |
| | ☐ Solid Waste Management Committee |

Please state why you are interested in serving on this council/board and indicate what training and expertise you would bring to this council/board (please use additional pages as needed).

I work with Senior Citizens, some who are At-Risk of food insecurity, and am concerned with their welfare.
 I have experience with event planning and public speaking. The Senior Center has space and equipment that can be made available to the Food & Farm Council

Please provide references: (Name, address and phone number)

Jacquie Mack: 785-238-0909
 Jordan Chen: Dietician@havclinic.com

Signature

Liz Nelson

When an opening on a council/board occurs, the Riley County Commissioners will review the applications on file. If your application is selected, you will be contacted to confirm that you are still interested in serving on this council/board before an appointment is made. All applications will remain on file for three years.

Please return this application (interested or not) to:
 County Clerk's Office, 110 Courthouse Plaza, Manhattan, Kansas 66502
 THANK YOU FOR YOUR INTEREST IN SERVING RILEY COUNTY

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)

Name of Council/Board Member: Carol Barta

Board: Food and Farm Council

Date of Term Expiration: August 31, 2022

Council/Board Member: Please check the following applicable boxes regarding your interest in serving another term on the Council/Board. Please sign the form and return it as soon as possible in the stamped envelope enclosed.

- ☐ I am interested in serving another term.
- ☐ I am not interested in serving another term.
- ☒ I am not eligible to serve another term.
- ☐ I am interested in serving on a different council, board or committee. Please send me an interest form/application.

FILED
2022 JUN 13 PM 1:19
COUNTY CLERK
JILLEY COUNTY, KANSAS

Signed:

Carol Barta

Council/Board Member

6/10/2022

Date

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)



FILED

2022 JUL -7 AM 10:43

COUNTY CLERK
RILEY COUNTY, KANSAS

RILEY COUNTY
APPLICATION FOR SERVING
ON A COUNTY ADVISORY COUNCIL/BOARD

Name Janette Gelroth Date July 5, 2022

Address 2810 McDowell Creek Road, Manhattan, KS 66502

Telephone 785-706-1753 (Home) _____ (Work) _____ Occupation Retired

e-mail address: jgelroth@gmail.com

Following is a list of current County Advisory Council/Boards. Please use a separate application for each council/board for which you would like to be considered. If you have any questions or need additional information about the specific group(s) you are interested in, please contact the County Clerk's Office (565-6202).

- | | |
|---|--|
| ☐ Armed Forces Memorial Committee Board | ☐ Museum Board of Trustees |
| ☐ Big Lakes Developmental Center Board | ☐ North Central-Flint Hills Area Agency on Aging Advisory Board |
| ☐ Fair Board | ☐ Pawnee Mental Health Services Board |
| ☒ Food and Farm Council | ☐ Riley County Council on Aging Advisory Board |
| ☐ Hunters Island Water District Advisory Board | ☐ Riley County Parks Board |
| ☐ Joint Corrections Advisory Board | ☐ Riley County Planning Board/Board of Zoning Appeals |
| ☐ Judicial Nominating Commission—21st | ☐ Riley County Public Health Council |
| ☐ Law Enforcement Agency Board | ☐ Road and Bridge Advisory Board |
| ☐ Manhattan Urban Area Planning Board | ☐ Rural Economic Development Advisory Board |
| | ☐ Solid Waste Management Committee |

Please state why you are interested in serving on this council/board and indicate what training and expertise you would bring to this council/board (please use additional pages as needed).

During my career, I worked for many years as a chemist doing nutritional studies and analytical testing at AIB International (formerly the American Institute of Baking). As a retired person, I now wish to continue that connection with food and nutrition by finding an opportunity to use my skills in our local area. For a couple of years, I have volunteered with the Kitchen Restore program, and I assist at the Peace Full Pantry, located at Peace Lutheran Church. Service on the Food and Farm Council would provide me an additional opportunity to assist with the needs of our local community.

Please provide references: (Name, address and phone number)

Maureen Olewnik, Coordinator, K-State Global Food Systems Initiative, 102 Fairchild Hall, Kansas State University, Manhattan, KS, 66502, 785-539-1265

Megan Dougherty, K-State Research and Extension—Riley County, 110 Courthouse Plaza, Manhattan, KS, 66502, 785-537-6350

Laura Clifton, 830 Allison, Manhattan, KS, 66502, 785-770-2225

Signature

When an opening on a council/board occurs, the Riley County Commissioners will review the applications on file. If your application is selected, you will be contacted to confirm that you are still interested in serving on this council/board before an appointment is made. All applications will remain on file for three years.

Please return this application (interested or not) to:
County Clerk's Office, 110 Courthouse Plaza, Manhattan, Kansas 66502
THANK YOU FOR YOUR INTEREST IN SERVING RILEY COUNTY

FILED

2022 JUN -8 AM 11:48

Name of Council/Board Member: Kate LaRoshCOUNTY CLERK
JILEY COUNTY, KANSAS**Board:** Food and Farm Council**Date of Term Expiration:** August 31, 2022

Council/Board Member: Please check the following applicable boxes regarding your interest in serving another term on the Council/Board. Please sign the form and return it as soon as possible in the stamped envelope enclosed.



I am interested in serving another term.



I am not interested in serving another term.



I am not eligible to serve another term.



I am interested in serving on a different council, board or committee. Please send me an interest form/application.

Signed:

Kate LaRosh

Council/Board Member

6/4/2022

Date

Attachment: 07-21-22 Food and Farm Council (12302 : Advisory Board Appointments)



COUNTY CLERK & ELECTIONS
Tax Roll Correction

Rich Vargo
County Clerk
110 Courthouse Plaza
Manhattan, KS 66502
Phone: 785-565-6200

COMMISSION AGENDA REPORT

FROM: Lori Muir, Real Estate Specialist

MEETING: July 21, 2022

SUBJECT: Sign Tax Roll Corrections

PRESENTER: Rich Vargo, County Clerk

POSSIBLE MOTION(S)

Move to approve the Tax Roll Corrections.

Move to deny

Move to modify

Move to table

No action required.

The Board agreed by consensus to

Enclosures:

- image24671 (PDF)

TAX ROLL CORRECTION
REAL ESTATE

Printed by IMUIR

2022/07/15

5.a

Taxpayer ID MANH0203
Owner ID MANH0203

Control # 2022000295

Tax Year 2021
Tract # 003709

MANHATTAN 1207 KEARNEY ST LLC

CAMA # 204-18-2-20-07-002-00-0-01

WARD 3 LOT 762
LOT 763

18527 W 153RD PL

TU 2 Manhattan City
Parcel 10380

OLATHE, KS 66062-7033

USD 383

Property Address 1207 KEARNEY ST

APPRAISER SECTION (Value)

2022/07/15 IMUIR

APPROVED

Appraised Prior to Correction:

CL	Land	Imp	Total
RU	390000	523200	913200
Total	390000	523200	913200

Assessed Prior to Correction:

RU			
RU	44850	60168	105018
Total	44850	60168	105018
SB41	2300		

Appraised After Correction:

CL	Land	Imp	Total
RU	390000	410000	800000
Total	390000	410000	800000

Assessed After Correction:

RU			
RU	44850	47150	92000
Total	44850	47150	92000
SB41	2300		

Net Change
113200-

113200-

Net Change

13018-

Total 13018-
SB41

CLERK SECTION (Tax)

2022/07/15 IMUIR

ORDER PRINTED

Tax Prior to Correction:

Levy	Gen Tax	
157.46100		16536.24
	SB41 \$	46.00
SB41 Tax Dollars		16490.24

Tax After Correction:

Levy	Gen Tax	
157.46100		14486.42
	SB41 \$	46.00
SB41 Tax Dollars		14440.42

Net Change

2049.82-

2049.82-

TREASURER SECTION (Summary)

Net Change in Assessed Value
(no SB41 influence)

Applicable Mill Levy
Net Change in Levied Tax Dollars

13018-

157.46100

2049.82-

Type of Correction DECREASE

Correction Code TP TAX PROTEST

Rate 2.00%

Tax Statement # 20941

Comments PUP adjustment per Appraiser

Net Change in SB41 Exemption

Net Change in Total Tax Dollars

2049.82-

Owner MANH0203

MANHATTAN 1207 KEARNEY ST LLC

By order of the Board of County Commissioners of RILEY COUNTY, Kansas.
(Per K.S.A. 1475, 1701, 1701a, and 1702)

(Date)

Approved by Commission:

Attest by County Clerk:

Attachment: image24671 (12300 : Tax Roll Corrections)

TAX ROLL CORRECTION
REAL ESTATE

Printed by LMUIR

2022/07/15

5.a

Taxpayer ID MANH0204
Owner ID MANH0204Control # 2022000296Tax Year 2021
Tract # 003719

MANHATTAN 1210 VATTIER ST LLC

CAMA # 204-18-2-20-07-014-00-0-01

WARD 3 LOT 771

18527 W 153RD PL

TU 2 Manhattan CityParcel 10470

OLATHE, KS 66062-7033

USD 383Property Address 1210 VATTIER ST

APPRAISER SECTION (Value)

2022/07/15 LMUIR

APPROVED

Appraised Prior to Correction:

CL	Land	Imp	Total
RU	195000	113490	308490

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Total	195000	113490	308490
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Assessed Prior to Correction:

RU	22425	13051	35476
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Total	22425	13051	35476
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SB41	2300		
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Appraised After Correction:

CL	Land	Imp	Total
RU	195000	72500	267500

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Total	195000	72500	267500
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Assessed After Correction:

RU	22425	8338	30763
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Total	22425	8338	30763
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SB41	2300		
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Net Change

40990-

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—

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40990-

Net Change

4713-

—

—

—

Total 4713-

SB41

CLERK SECTION (Tax)

2022/07/15 LMUIR

ORDER PRINTED

Tax Prior to Correction:

Levy 157.46100	Gen Tax	5586.10
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	SB41 \$	46.00
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SB41 Tax Dollars		5540.10
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Tax After Correction:

Levy 157.46100	Gen Tax	4843.98
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	SB41 \$	46.00
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SB41 Tax Dollars		4797.98
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Net Change

742.12-

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742.12-

TREASURER SECTION (Summary)

Net Change in Assessed Value
(no SB41 influence)

4713-

Applicable Mill Levy

157.46100

Net Change in Levied Tax Dollars

742.12-

Type of Correction DECREASE

Correction Code TP TAX PROTEST

Rate 2.00%

Tax Statement # 20943

Comments PUP adjustment per Appraiser

Net Change in SB41 Exemption

Net Change in Total Tax Dollars

742.12-

Owner MANH0204MANHATTAN 1210 VATTIER ST LLCBy order of the Board of County Commissioners of RILEY COUNTY, Kansas.
(Per K.S.A. 1475, 1701, 1701a, and 1702)

(Date)

Approved by Commission:

Attest by County Clerk:

TAX ROLL CORRECTION
REAL ESTATE

Printed by LMUIR

2022/07/15

5.a

Taxpayer ID MANH0204
Owner ID MANH0204

Control # 2022000297

Tax Year 2021
Tract # 003718

MANHATTAN 1210 VATTIER ST LLC

CAMA # 204-18-2-20-07-015-00-0-01

WARD 3 LOT 770

18527 W 153RD PL

TU 2 Manhattan City

Parcel 10460

OLATHE, KS 66062-7033

USD 383

Property Address 1206 VATTIER ST

APPRAISER SECTION (Value)

2022/07/15 LMUIR

APPROVED

Appraised Prior to Correction:

CL	Land	Imp	Total
RU	195000	113490	308490

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—			

Total	195000	113490	308490
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Assessed Prior to Correction:

RU			
RU	22425	13051	35476

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—			
—			

Total	22425	13051	35476
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SB41	2300
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Appraised After Correction:

CL	Land	Imp	Total
RU	195000	72500	267500

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—			
—			

Total	195000	72500	267500
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Assessed After Correction:

RU			
RU	22425	8338	30763

—			
—			
—			

Total	22425	8338	30763
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SB41	2300
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Net Change
40990-

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—
—

40990-

Net Change

4713-

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—
—

Total	4713-
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SB41	
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CLERK SECTION (Tax)

2022/07/15 LMUIR

ORDER PRINTED

Tax Prior to Correction:

Levy	157.46100	Gen Tax	5586.10
SB41 \$			46.00
SB41 Tax Dollars			5540.10

—			
—			
—			

Tax After Correction:

Levy	157.46100	Gen Tax	4843.98
SB41 \$			46.00
SB41 Tax Dollars			4797.98

—			
—			
—			

Net Change

742.12-

—
—
—

TREASURER SECTION (Summary)

Net Change in Assessed Value
(no SB41 influence)

4713-

Applicable Mill Levy

157.46100

Net Change in Levied Tax Dollars

742.12-

Type of Correction DECREASE

Correction Code TP TAX PROTEST

Rate 2.00%

Tax Statement # 20942

Comments PUP adjustment per Appraiser

Net Change in SB41 Exemption

Owner MANH0204

MANHATTAN 1210 VATTIER ST LLC

Net Change in Total Tax Dollars

742.12-

By order of the Board of County Commissioners of RILEY COUNTY, Kansas.
(Per K.S.A. 1475, 1701, 1701a, and 1702)

(Date)

Approved by Commission:

Attest by County Clerk:

Attachment: image24671 (12300 : Tax Roll Corrections)

TAX ROLL CORRECTION
REAL ESTATE

Printed by LMUIR

2022/07/15

5.a

Taxpayer ID HOLT0023
Owner ID HOLT0023

Control # 2022000298

Tax Year 2021
Tract # 001290

HOLTHAUS, YVONNE M

CAMA # 204-18-2-80-24-004-00-0-01

WARD 1 W2 LOT 549
LOT 550

3200 WILSON DR

TU 2 Manhattan City

Parcel 116190

MANHATTAN, KS 66502-3357

USD 383

Property Address 521 COLORADO ST

APPRAISER SECTION (Value)

2022/07/15 LMUIR

APPROVED

Appraised Prior to Correction:

CL	Land	Imp	Total
RU	32060	164750	196810

Total	32060	164750	196810
-------	-------	--------	--------

Assessed Prior to Correction:

RU			
RU	3687	18946	22633

Total	3687	18946	22633
-------	------	-------	-------

SB41	2300
------	------

Appraised After Correction:

CL	Land	Imp	Total
RU	32060	152440	184500

Total	32060	152440	184500
-------	-------	--------	--------

Assessed After Correction:

RU			
RU	3687	17531	21218

Total	3687	17531	21218
-------	------	-------	-------

SB41	2300
------	------

Net Change
12310-

12310-

Net Change
1415-

Total
1415-

SB41

CLERK SECTION (Tax)

2022/07/15 LMUIR

ORDER PRINTED

Tax Prior to Correction:

Levy 157.46100	Gen Tax	3563.82
	SB41 \$	46.00
SB41 Tax Dollars		3517.82

--	--	--

Tax After Correction:

Levy 157.46100	Gen Tax	3341.02
	SB41 \$	46.00
SB41 Tax Dollars		3295.02

--	--	--

Net Change

222.80-

222.80-

TREASURER SECTION (Summary)

Net Change in Assessed Value
(no SB41 influence)

1415-

Applicable Mill Levy

157.46100

Net Change in Levied Tax Dollars

222.80-

Net Change in SB41 Exemption

Type of Correction DECREASE

Correction Code TP TAX PROTEST

Rate 2.00%

Tax Statement # 17278

Comments PUP adjustment per Appraiser

Owner HOLT0023

HOLTHAUS, YVONNE M

Net Change in Total Tax Dollars

222.80-

By order of the Board of County Commissioners of RILEY COUNTY, Kansas.
(Per K.S.A. 1475, 1701, 1701a, and 1702)

(Date)

Approved by Commission:

Attest by County Clerk:

Attachment: image24671 (12300 : Tax Roll Corrections)

TAX ROLL CORRECTION
REAL ESTATE

Printed by LMJIR

2022/07/18

5.a

Taxpayer ID MANH0205
Owner ID MANH0205

Control # 2022000300

Tax Year 2021
Tract # 003720

MANHATTAN 1214 VATTIER ST LLC

CAMA # 204-18-2-20-07-013-00-0-01

WARD 3 LOT 772 LOT
773

18527 W 153RD PL

TU 2 Manhattan City
Parcel 10480

OLATHE, KS 66062-7033

USD 383

Property Address 1214 VATTIER ST

APPRAISER SECTION (Value)

2022/07/18 LMJIR

APPROVED

Appraised Prior to Correction:

CL	Land	Imp	Total
RU	390000	523200	913200
Total	390000	523200	913200

Assessed Prior to Correction:

CL	Land	Imp	Total
RU	44850	60168	105018
Total	44850	60168	105018
SB41	2300		

Appraised After Correction:

CL	Land	Imp	Total
RU	390000	410000	800000
Total	390000	410000	800000

Assessed After Correction:

CL	Land	Imp	Total
RU	44850	47150	92000
Total	44850	47150	92000
SB41	2300		

Net Change
113200-

Net Change
13018-

Total 13018-
SB41

CLERK SECTION (Tax)

2022/07/18 LMJIR

ORDER PRINTED

Tax Prior to Correction:

Levy	Gen Tax	SB41 \$	Total
157.46100	16536.24	46.00	
SB41 Tax Dollars		16490.24	

Tax After Correction:

Levy	Gen Tax	SB41 \$	Total
157.46100	14486.42	46.00	
SB41 Tax Dollars		14440.42	

Net Change
2049.82-

2049.82-

TREASURER SECTION (Summary)

Net Change in Assessed Value
(no SB41 influence)

Applicable Mill Levy
Net Change in Levied Tax Dollars

13018-
157.46100
2049.82-

Type of Correction DECREASE

Correction Code TP TAX PROTEST Rate 2.00%

Tax Statement # 20944

Comments PUP adjustment per Appraiser

Net Change in SB41 Exemption

Net Change in Total Tax Dollars

2049.82-

Owner MANH0205

MANHATTAN 1214 VATTIER ST LLC

By order of the Board of County Commissioners of RILEY COUNTY, Kansas.
(Per K.S.A. 1475, 1701, 1701a, and 1702)

(Date)

Approved by Commission:

Attest by County Clerk:

Attachment: image24671 (12300 : Tax Roll Corrections)



COUNTY CLERK & ELECTIONS
Personnel

Rich Vargo
County Clerk
110 Courthouse Plaza
Manhattan, KS 66502
Phone: 785-565-6200

COMMISSION AGENDA REPORT

FROM: Michele Reid, Payroll & Benefits Specialist

MEETING: July 21, 2022

SUBJECT: Sign Riley County Personnel Action Form(s)

PRESENTER: Michele Reid, Payroll & Benefits Specialist

Enclosures:

- 2022-07 S German (green) (PDF)
- 2022-07 D Jones (green) (PDF)
- 2022-07 E Ostlund (green) (PDF)
- 2022-07 R Isbel (green) (PDF)

RILEY COUNTY PERSONNEL ACTION FORM

☒ Add ☐ Change	Supervisor: Dept Head: Julie Gibbs	Fill Request Date: 7-15-2022 Employee #
--	---------------------------------------	--

☒ New Hire ☐ Step Change	☐ Rehire ☐ Status Change	☐ Transfer ☐ Demotion	☐ Promotion ☐ Other	☐ Separation from County Service
--	---	--	--	--

☒ Full Time ☐ Part Time	☒ Regular ☐ Grant Funded	☐ As-Needed ☐ Intern	☐ Seasonal ☐ Temporary
---	--	---	---

German	Skylar		
Name: Last	First	Middle	Home Phone

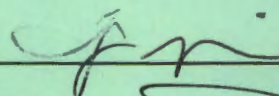
Address: Street	City	State	Zip

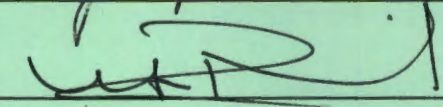
Emergency Response Coordinator	Health Department	0030-000410
Position Title	Department	Fund

7-25-2022	☐ Exempt ☒ Non-Exempt		☒ Yes ☐ No
Effective Date		Ending Date For Temporary	Is this a budgeted position?

L 4	\$24.77 ☒ Hour ☐ Bi-weekly	40 ☒ ☐
Grade/Step	Pay Rate	Hours Per Workweek

Approvals:

Department:  Date: 7-15-22

Personnel:  7-18-22

BOCC
Chairman: _____

Member: _____

Member: _____

RILEY COUNTY PERSONNEL ACTION FORM

☐ Add	Supervisor: Jan Scheideman	Fill Request Date: 7-14-2022
☒ Change	Dept Head: Julie Gibbs	Employee #

☐ New Hire	☐ Rehire	☐ Transfer	☐ Promotion	☐ Separation from
☐ Step Change	☐ Status Change	☐ Demotion	☒ Other (reclass)	County Service

☒ Full Time	☒ Regular	☐ As-Needed	☐ Seasonal
☐ Part Time	☐ Grant Funded	☐ Intern	☐ Temporary

Jones	Denae		
Name: Last	First	Middle	Home Phone

Address: Street	City	State	Zip

RR Literacy Facilitator	Health Department	
Position Title	Department	Fund

6-25-2022	☐	☒		☒ Yes	☐ No
Effective Date	Exempt	Non-Exempt	Ending Date For Temporary	Is this a budgeted position?	

M	1	\$23.53	☐ Hour	\$	☐ Bi-weekly	☒ 40	☐
Grade/Step		Pay Rate				Hours Per Workweek	

Approvals:

Department:

Date:

Personnel:

BOCC

Chairman:

Member:

Member:

RILEY COUNTY PERSONNEL ACTION FORM

☐ Add	Supervisor:	Fill Request Date: 7-19-2022
☒ Change	Dept Head: David Adams	Employee #

☐ New Hire	☐ Rehire	☐ Transfer	☐ Promotion	☒ Separation from
☐ Step Change	☐ Status Change	☐ Demotion	☐ Other	County Service

☐ Full Time	☐ Regular	☒ As-Needed	☐ Seasonal
☐ Part Time	☐ Grant Funded	☐ Intern	☐ Temporary

Ostlund	Emily		
---------	-------	--	--

Name: Last First Middle Home Phone

--	--	--	--

Address: Street City State Zip

Paramedic	EMS	0001-000020
-----------	-----	-------------

Position Title Department Fund

5-13-2022	☐	☒		☒ Yes	☐ No
-----------	--------------------------	-------------------------------------	--	---	-----------------------------

Effective Date Exempt Non-Exempt Ending Date For Temporary Is this a budgeted position?

Paramedic	3	\$17.94	☒ Hour	\$	☐ Bi-weekly	☐ 40	☐
-----------	---	---------	--	----	------------------------------------	-----------------------------	--------------------------

Grade/Step Pay Rate Hours Per Workweek

Approvals:

Department: DAVID ADAMS

Date: 7-19-2022

Personnel: [Signature]

7-19-2022

BOCC

Chairman: _____

Member: _____

Member: _____

RILEY COUNTY PERSONNEL ACTION FORM

☒ Add	Supervisor: Jeff Martinez	Fill Request Date: 07/28/2022
☐ Change	Dept Head: John Ellermann	Employee #

☒ New Hire	☐ Rehire	☐ Transfer	☐ Promotion	☐ Separation from
☐ Step Change	☐ Status Change	☐ Demotion	☐ Other	County Service

☐ Full Time	☐ Regular	☐ As-Needed	☒ Seasonal
☐ Part Time	☐ Grant Funded	☐ Intern	☐ Temporary

Isbel	Riley		
Name: Last	First	Middle	Home Phone

Address: Street	City	State	Zip

Seasonal Labor - Parks	Public Works/Parks Division	001-040-81
Position Title	Department	Fund

07/21/2022	☐	☒		☒ Yes	☐ No
Effective Date	Exempt	Non-Exempt	Ending Date For Temporary	Is this a budgeted position?	

A	4	\$14.48	☒ Hour	\$	☐ Bi-weekly	☒ 40	☐
Grade/Step		Pay Rate				Hours Per Workweek	

Approvals:

Department:

Date:

Personnel:

BOCC

Chairman:

Member:

Member:



**Board of Riley County
Commissioners
Regular Meeting
TENTATIVE Agenda
July 25, 2022**

115 North 4th Street
Manhattan, KS 66502
www.rileycountyks.gov

Cindy Kabriel
785-565-6200

Commission Chambers

8:30 AM

[District 2 – Greg McKinley, Chair](#)

[District 3 – Kathryn Focke, Vice Chair](#)

[District 1 – John Ford, Member](#)

8:30 AM

Call to Order

Pledge of Allegiance

Public Comment

Commission Comments

Business Meeting

1. National Breastfeeding Month Proclamation

Review Minutes

Review Tentative Agenda

Press Conference Topics

9:00 AM

Bob Isaac, Planner

2. Public hearing amending Commercial Planned Unit Development - No Stone Unturned Foundation

9:15 AM

Lori Feldkamp, Big Lakes Developmental Center Director

3. Big Lakes Developmental Center update

9:30 AM

Press Conference

4. National Breastfeeding Month Proclamation - Julie Gibbs (3 minutes)
5. Primary Election August 2, 2022 - Rich Vargo (1-2 minutes)

9:50 AM

Bob Isaac, Planner

6. Public hearing for a plat for Lakeside Heights Unit 5

10:00 AM

Bob Isaac, Planner

7. Public hearing for a plat and rezone request for Fleming-Weiser

10:10 AM

Clancy Holeman, Counselor/Director of Administrative Services

8. Administrative Work Session

Attachment: 07-25-22 tentative agenda (11682 : Tentative Agenda)

12:00 PM Intergovernmental Luncheon

Adjournment

In order to comply with provisions of the Americans with Disabilities Act (ADA), Riley County will make reasonable efforts to accommodate the needs of persons with disabilities. Please contact the Division of Human Resources at (785) 537-6303 (voice and TTY) for assistance.

Attachment: 07-25-22 tentative agenda (11682 : Tentative Agenda)



**Board of Riley County
Commissioners
Regular Meeting
TENTATIVE Agenda
July 28, 2022**

115 North 4th Street
Manhattan, KS 66502
www.rileycountyks.gov

Cindy Kabriel
785-565-6200

Commission Chambers

8:30 AM

[District 2 – Greg McKinley, Chair](#)

[District 3 – Kathryn Focke, Vice Chair](#)

[District 1 – John Ford, Member](#)

8:30 AM

Call to Order

Pledge of Allegiance

Public Comment

Commission Comments

Business Meeting

1. Approve payroll/accounts payables (when completed)

Review Minutes

Review Tentative Agenda

Press Conference Topics

9:00 AM

Barry Wilkerson, County Attorney

2. Staff update

9:15 AM

Clancy Holeman, Counselor/Director of Administrative Services

3. Administrative Work Session

9:35 AM

Cory Meyer, IT/GIS Director

4. Staff update

9:50 AM

Shelly Williams, Community Corrections Director

5. Staff update

10:05 AM

Vivienne Uccello, PIO

6. PIO update

10:20 AM

Bob Isaac, Planner

7. Public hearing for a plat and rezone for Springer

10:30 AM

Julie Gibbs, Health Department Director

Attachment: 07-28-22 tentative agenda (11682 : Tentative Agenda)

8. Staff update

11:00 AM

David Adams, EMS/Ambulance Director

9. North County facility
10. Riley County Public Safety Headquarters

Adjournment

In order to comply with provisions of the Americans with Disabilities Act (ADA), Riley County will make reasonable efforts to accommodate the needs of persons with disabilities. Please contact the Division of Human Resources at (785) 537-6303 (voice and TTY) for assistance.

Attachment: 07-28-22 tentative agenda (11682 : Tentative Agenda)



**COUNTY
COUNSELOR/ADMINISTRATIVE
SERVICES**
Report

Clancy Holeman
Counselor/Director of
Administrative Services
115 North 4th Street
Manhattan, KS 66502
Phone: 785-565-6844

COMMISSION AGENDA REPORT

FROM: Clancy Holeman, Riley County Counselor

MEETING: July 21, 2022

SUBJECT: Approval and Submission of KAC (Kansas Association of Counties)
Legislative Request Forms

PRESENTER: Clancy Holeman

BACKGROUND

The attached are my recommended KAC Legislative Request Forms on behalf of Riley County for the 2023 legislative session.

DISCUSSION

The Legislative Policy Committee will review for possible support in the KAC 2023 legislative platform any county's proposal for state legislation next session.

But these county proposals must be submitted by July 22, 2022.

I've attached for your review and possible approval legislative request forms on the most recent items formally supported by this Board.

FISCAL IMPACT

N/A

RECOMMENDATION(S)

I recommend the Board authorize me to submit the attached legislative request forms to KAC.

POSSIBLE MOTION(S)

A. "I move the Board authorize counsel to submit the attached to KAC as presented."

- B. "I move the Board authorize counsel to submit the attached to KAC with the following changes or additions... ."
- C. "I move the Board **not** authorize counsel to submit the attached to KAC."

Enclosures:

- Dark Store KAC Legislative Request (PDF)
- Constitutional Protection of County Home Rule (PDF)
- Riley County Nuisance Abatement Act(PDF)
- LAVTR Restart (PDF)



KANSAS ASSOCIATION OF COUNTIES

Legislative Request Form | 2023 Legislative Session

Instructions: Three entities are eligible to submit a policy request. They are: (1) a member county, (2) a KAC affiliate organization, or (3) a KAC associate organization. Any county official submitting a request must have support from the official's respective county or affiliate/associate organization before submission. It is preferred that all requests also include a prior discussion with a Kansas legislator before submission. Please submit requests typed on this form. Do not submit handwritten forms. Deadline for submitting this request form: **Friday, July 22, 2022.**

1. Contact Information

Name:	Clancy Holeman
Title:	County Counselor
Entity:	Riley County
Telephone:	785-317-3733
Email:	choleman@rileycountyks.gov

2. Describe the legislative issue.

"Dark Store" real property tax appraisals presented to BOTA rely upon a "hypothetical leased fee" in order to determine "fair market value." Riley County's SB 222 (Attachment A) clarifies the current statutory definition of "fair market value" by stating a nationally accepted mass appraisal principle: a hypothetical value is not lawfully part of any real property's "fair market value."

3. Describe any history on the issue.

SB 222 died in committee at the end of the 2022 legislative session. Most recently, it had been introduced in the 2021 legislative session.

4. Why does the issue need legislative resolution?

BOTA is required to follow the statutory definition of "fair market value." Passage of SB 222 would mean no "Dark Store" appraisal could lawfully be used by BOTA to determine any real property's "fair market value."

Legislation is essential, because the "Dark Store" argument for "hypothetical" valuation of real property has begun to spread beyond commercial "big box" retail businesses.

5. Who will support the legislation? Who will oppose it?

The Kansas Chamber of Commerce will likely oppose SB 222. (Over the years this issue has been in play, their representatives have occasionally stated privately that they “support” SB 222. But they have made no effort to do so.) Local Chambers of Commerce, like ours, support the goal of SB 222. That is because local chambers realize the primary users of “Dark Store” principles are national retail chain stores. So those local chambers understand the “Dark Store” approach operates to the property tax value disadvantage of local “mom and pop” retailers, with their significantly reduced wholesale buying power.

6. Do other counties support or oppose the legislation? Why or why not?

Riley County held a “legislative summit” in 2019, attended by several other counties. Some of those counties voiced their support of this type of legislation. Other counties have, in the past, argued it is a better tactic to rely upon litigating “Dark Store” county losses on appeal. The goal of that latter tactic is to allow the appellate courts in Kansas to “correct” adverse BOTA “Dark Store” decisions.

A good faith argument can be made in favor of both of the above approaches. But why not pursue both?

Johnson County achieved a major victory in the Kansas Supreme Court, recently winning its appeal of its own “Dark Store” loss at BOTA. The Kansas Supreme Court reversed the long-standing “Prieb” decision (often used at BOTA by “Dark Store” proponents), and sent the case back to BOTA for further consideration.

And Riley County is currently appealing to the Kansas Court of Appeals its own “Dark Store” BOTA loss involving a national “big box” retailer.

Support of SB 222 does not prevent any county from litigating its own appeals of adverse BOTA decisions. Even if both Johnson County and Riley County each win final victories in the above two cases, those victories do not clarify the current statutory definition of “fair market value.” SB 222 accomplishes that and lays the legal groundwork for all counties to possibly succeed **before BOTA** when facing a “Dark Store” value argument.

7. Does this issue or problem have statewide effects and why?

Property tax value reductions based the “Dark Store” theory may spread across the state’s property tax base. That can result in a significant difference statewide between those properties with an artificially low appraised value, based upon a hypothetical, and those similar un-appealed properties which have an appraised value determined according to the local market. That distinction in values of similar properties could lead to a non-uniform and unequal rate of assessment. If that happens, the statewide reappraisal of all real property, such as last occurred in 1989, could be required. And that will be, as it was in 1989 a tremendous drain on county resources across the state.

8. Has this legislation had previous introductions at the Legislature? If so, when?

Introduced during the 2021 legislative session, SB 222 (Attachment A) was accompanied by Riley County's HB 2402. No hearing was held on either bill in either 2021 or 2022.

As in the past, further education of all legislators, and of the general public, is necessary to push passage of SB 222 (Attachment A). A joint effort of counties to do so stands the best chance of success.

9. Which legislator did you approach and what was the response? Who will champion this bill during the legislative session?

Our Senator Tom Hawk introduced SB 222 (Attachment A). We believe our delegation will support the bill again. We will confirm that fact during Riley County's annual Fall legislative conference with our delegation.

10. When (specific date) did your county, affiliate, or associate approve this proposal?

The Board of Riley County Commissioners approve this proposal during its July 21, 2022 public meeting.

11. Will you be present at the KAC Annual Conference during the legislative policy discussion to advocate for, and answer questions relating to, this legislation?

Yes.

12. Attach any helpful documentation.

See Attachment A.

PLEASE ANSWER ALL QUESTIONS TO ENSURE THAT THE COMMITTEE GIVES
THOROUGH CONSIDERATION OF YOUR REQUEST

Please return to: Jay Hall, KAC Deputy Director and General Counsel

hall@kansascounties.org

Kansas Association of Counties, 715 SW 10th Avenue, Topeka, Kansas 66612

Deadline for Submission: July 22, 2022

Session of 2021

SENATE BILL No. 222

By Committee on Ways and Means

2-11

1 AN ACT concerning property taxation; relating to valuation of property;
2 excluding hypothetical leased fee in the determination of fair market
3 value; amending K.S.A. 79-503a and repealing the existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 79-503a is hereby amended to read as follows: 79-
7 503a. "Fair market value" means the amount in terms of money that a well
8 informed buyer is justified in paying and a well informed seller is justified
9 in accepting for property in an open and competitive market, assuming that
10 the parties are acting without undue compulsion. *A hypothetical leased fee*
11 *shall not be included in the determination of fair market value of any*
12 *property.* In the determination of fair market value of any real property
13 ~~which~~ that is subject to any special assessment, such value shall not be
14 determined by adding the present value of the special assessment to the
15 sales price. For the purposes of this definition it will be assumed that
16 consummation of a sale occurs as of January 1.

17 Sales in and of themselves shall not be the sole criteria of fair market
18 value but shall be used in connection with cost, income and other factors
19 including, but not by way of exclusion:

- 20 (a) The proper classification of lands and improvements;
- 21 (b) the size thereof;
- 22 (c) the effect of location on value;
- 23 (d) depreciation, including physical deterioration or functional,
- 24 economic or social obsolescence;
- 25 (e) cost of reproduction of improvements;
- 26 (f) productivity taking into account all restrictions imposed by the
- 27 state or federal government and local governing bodies, including, but not
- 28 limited to, restrictions on property rented or leased to low income
- 29 individuals and families as authorized by section 42 of the federal internal
- 30 revenue code of 1986, as amended;
- 31 (g) earning capacity as indicated by lease price, by capitalization of
- 32 net income or by absorption or sell-out period;
- 33 (h) rental or reasonable rental values or rental values restricted by the
- 34 state or federal government or local governing bodies, including, but not
- 35 limited to, restrictions on property rented or leased to low income
- 36 individuals and families, as authorized by section 42 of the federal internal

ATTACHMENT A

Attachment: Dark Store KAC Legislative Request (12305 : KAC Legislative Request)

1 revenue code of 1986, as amended;

2 (i) sale value on open market with due allowance to abnormal
3 inflationary factors influencing such values;

4 (j) restrictions or requirements imposed upon the use of real estate by
5 the state or federal government or local governing bodies, including
6 zoning and planning boards or commissions, and including, but not limited
7 to, restrictions or requirements imposed upon the use of real estate rented
8 or leased to low income individuals and families, as authorized by section
9 42 of the federal internal revenue code of 1986, as amended; and

10 (k) comparison with values of other property of known or recognized
11 value. The assessment-sales ratio study shall not be used as an appraisal
12 for appraisal purposes.

13 *Fair market value pursuant to this section does not apply to land*
14 *devoted to agricultural use.*

15 The appraisal process utilized in the valuation of all real and tangible
16 personal property for ad valorem tax purposes shall conform to generally
17 accepted appraisal procedures and standards which are consistent with the
18 definition of fair market value unless otherwise specified by law.

19 Sec. 2. K.S.A. 79-503a is hereby repealed.

20 Sec. 3. This act shall take effect and be in force from and after its
21 publication in the statute book.



KANSAS ASSOCIATION OF COUNTIES

Legislative Request Form | 2023 Legislative Session

Instructions: Three entities are eligible to submit a policy request. They are: (1) a member county, (2) a KAC affiliate organization, or (3) a KAC associate organization. Any county official submitting a request must have support from the official's respective county or affiliate/associate organization before submission. It is preferred that all requests also include a prior discussion with a Kansas legislator before submission. Please submit requests typed on this form. Do not submit handwritten forms. Deadline for submitting this request form: **Friday, July 22, 2022.**

1. Contact Information

Name:	Clancy Holeman
Title:	County Counselor
Entity:	Riley County
Telephone:	785-317-3733
Email:	choleman@rileycountyks.gov

2. Describe the legislative issue.

All counties have had **statutory** home rule since 1974.

All Cities have had **constitutionally protected** home rule since 1960.

The sole purpose of SCR 1606 (Attachment A) is to provide counties **constitutionally protected** home rule—no more and no less home rule than all counties already have. It provides all Kansas counties the same **constitutionally protected** home rule Kansas cities have enjoyed for the past 60 years.

Kansas Counties have had their home rule authority increasingly limited by the legislature since 1974. That has been easy for the legislature to do. The legislature simply amends the county home rule statute during any legislative session. The legislature has done so nearly 40 times since 1974.

Kansas Cities have not had their home rule authority limited by the legislature even once, since 1960. The legislature is powerless to do so, unless a constitutional amendment is placed on a statewide ballot, then passed by a majority of Kansas citizens.

3. Describe any history on the issue.

Riley County introduced House Concurrent Resolutions (then with text virtually identical to current SCR 1606) in the 2017 and 2019 legislative sessions. But those HCRs were not worked in their respective committees.

Riley County introduced SCR 1606 (Attachment A) during the 2021 legislative session. A hearing was held on SCR 1606 during that session, and a unanimous Riley County Commission testified in support by both zoom and in writing (Attachments B, C & D). See also testimony in support from KAC. (Attachment E)

4. Why does the issue need legislative resolution?

Without constitutional protection of county home rule, all counties can lose all their current home rule authority during any legislative session. It could be accomplished by a simple majority vote in each chamber to repeal the county home rule statute, followed by the governor's signature, or the legislature's override of the governor's veto of that repeal.

5. Who will support the legislation? Who will oppose it?

In the past, this legislation has been opposed by KLA, KFB and the Pork Producers. It can be argued their opposition is short-sighted. The population of Kansas is becoming increasingly urban. So, it is generally accepted that urban interests will eventually have a significant numbers advantage in both the Kansas House and Senate.

If that trending shift of legislative power continues, rural voices will likely have a reduced ability to pass legislation important to rural Kansas.

6. Do other counties support or oppose the legislation? Why or why not?

During the Riley County 2019 legislative summit, several counties in this region supported **constitutional protection** of county home rule. They agreed that the Kansas population shift may provide a limited window of opportunity to provide **constitutional protection** to any county's ability to legislate locally on local issues.

7. Does this issue or problem have statewide effects and why?

The current absence of **constitutional protection** of county home rule has allowed the legislature to consistently restrict local authority since the 1974 statutory grant. Initially, county legislative authority passed with only 8 statutory exceptions to local legislative power. There are now 38 such restrictions.

8. Has this legislation had previous introductions at the Legislature? If so, when?

This legislation has been introduced by Riley County in the 2017, 2019 and 2021 legislative sessions. It died in committee at the end of the 2022 legislative session.

9. Which legislator did you approach and what was the response? Who will champion this bill during the legislative session?

We have not yet discussed this legislation with our delegation. We expect to confirm their support during Riley County's annual Fall legislative conference.

10. When (specific date) did your county, affiliate, or associate approve this proposal?

The Board of Riley County Commissioners approved this proposal during its public meeting of July 21, 2022.

11. Will you be present at the KAC Annual Conference during the legislative policy discussion to advocate for, and answer questions relating to, this legislation?

Yes.

12. Attach any helpful documentation.

See Attachments A—E.

PLEASE ANSWER ALL QUESTIONS TO ENSURE THAT THE COMMITTEE GIVES
THOROUGH CONSIDERATION OF YOUR REQUEST

Please return to: Jay Hall, KAC Deputy Director and General Counsel

hall@kansascounties.org

Kansas Association of Counties, 715 SW 10th Avenue, Topeka, Kansas 66612

Deadline for Submission: July 22, 2022

Session of 2021

Senate Concurrent Resolution No. 1606

By Committee on Local Government

2-4

A PROPOSITION to amend article 9 of the constitution of the state of Kansas by adding a new section thereto; concerning home rule for counties.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the Senate and two-thirds of the members elected (or appointed) and qualified to the House of Representatives concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Article 9 of the constitution of the state of Kansas is hereby amended by adding a new section to read as follows:

"§ 6. Counties' power of home rule. (a) Counties are hereby empowered to determine their local affairs and government including the levying of taxes, excises, fees, charges and other exactions, except when and as the levying of any tax, excise, fee, charge or other exaction is limited or prohibited by enactment of the legislature applicable uniformly to all counties of the same class. The legislature may establish not to exceed four classes of counties for the purpose of imposing all such limitations or prohibitions. Counties shall exercise such determination by resolution passed by the governing body with referendums only in such cases as prescribed by the legislature, subject only to enactments of the legislature of statewide concern applicable uniformly to all counties, to other enactments of the legislature applicable uniformly to all counties, to enactments of the legislature applicable uniformly to all counties of the same class limiting or prohibiting the levying of any tax, excise, fee, charge or other exaction and to enactments of the legislature prescribing limits of indebtedness. All enactments relating to counties now in effect or hereafter enacted and as later amended and until repealed shall govern counties, except as counties shall exempt themselves by charter resolutions as herein provided for in subsection (b).

(b) (1) Any county may by charter resolution elect in the

Attachment: Constitutional Protection of County Home Rule (12305 : KAC Legislative Request)

ATTACHMENT A

1 manner prescribed in this section that the whole or any part of
2 any enactment of the legislature applying to such county, other
3 than enactments of statewide concern applicable uniformly to
4 all counties, other enactments applicable uniformly to all
5 counties, and enactments prescribing limits of indebtedness,
6 shall not apply to such county.

7 (2) A charter resolution is a resolution which exempts a
8 county from the whole or any part of any enactment of the
9 legislature as referred to in this section and which may provide
10 substitute and additional provisions on the same subject. Such
11 charter resolution shall be so titled, shall designate specifically
12 the enactment of the legislature or part thereof made
13 inapplicable to such county by the adoption of such resolution
14 and contain the substitute and additional provisions, if any, and
15 shall require a two-thirds vote of the members-elect of the
16 governing body of such county. Every charter resolution shall
17 be published once each week for two consecutive weeks in the
18 official county newspaper or, if there is none, in a newspaper of
19 general circulation in the county.

20 (3) No charter resolution shall take effect until 60 days
21 after its final publication. If, within 60 days of its final
22 publication, a petition signed by a number of electors of the
23 county equal to not less than 10% of the number of electors who
24 voted at the last preceding regular county election shall be filed
25 in the office of the clerk of such county demanding that such
26 resolution be submitted to a vote of the electors, it shall not take
27 effect until submitted to a referendum and approved by a
28 majority of the electors voting thereon. An election, if called,
29 shall be called within 30 days and held within 90 days after the
30 filing of the petition. The governing body shall pass a resolution
31 calling the election and fixing the date, which resolution shall
32 be published once each week for three consecutive weeks in the
33 official county newspaper or, if there be none, in a newspaper of
34 general circulation in the county, and the election shall be
35 conducted as elections for officers and by the officers handling
36 such elections. The proposition shall be: "Shall charter
37 resolution No. _____, entitled (title of resolution) take
38 effect?" The governing body may submit any charter resolution
39 to a referendum without petition by the same publication of the
40 charter resolution, and the same publication of the resolution
41 calling the election as for resolutions upon petition and such
42 charter resolution shall then become effective when approved
43 by a majority of the electors voting thereon. Each charter

1 resolution becoming effective shall be recorded by the county
 2 clerk in a book maintained for that purpose with a statement of
 3 the manner of adoption, and a certified copy shall be filed with
 4 the secretary of state, who shall keep an index of the same.

5 (4) Each charter resolution enacted shall control and
 6 prevail over any prior or subsequent act of the governing body
 7 of the county, and may be repealed or amended only by charter
 8 resolution or by enactments of the legislature applicable to all
 9 counties.

10 (c) Powers and authority granted to counties pursuant to
 11 this section shall be liberally construed for the purpose of giving
 12 to counties the largest measure of self-government.

13 (d) This amendment shall be effective on and after July 1,
 14 2023."

15 Sec. 2. The following statement shall be printed on the ballot with
 16 the amendment as a whole:

17 "*Explanatory statement.* This amendment would provide a
 18 constitutional basis for county home rule. A county could
 19 enact a charter resolution to exempt itself from non-uniform
 20 state laws that apply to the county and provide substitute or
 21 additional provisions to that law. The legislature could
 22 preempt counties from exercising home rule powers by the
 23 passage of uniform state laws that apply to all counties in the
 24 exact same manner. Counties could pass home rule
 25 resolutions to legislate locally on matters not covered by
 26 state law.

27 "A vote for this proposition would empower counties to
 28 determine their local affairs and government with a
 29 constitutional grant of power that could only be preempted
 30 by enactments of the legislature that apply uniformly to all
 31 counties in the exact same way.

32 "A vote against this proposition would retain the present law
 33 granting counties home rule power and other both uniform
 34 and non-uniform laws pertaining to counties that can be
 35 readily amended by the legislature to restrict home rule
 36 powers by statute."

37 Sec. 3. This resolution, if approved by two-thirds of the members
 38 elected (or appointed) and qualified to the Senate and two-thirds of the
 39 members elected (or appointed) and qualified to the House of
 40 Representatives, shall be entered on the journals, together with the yeas
 41 and nays. The secretary of state shall cause this resolution to be published
 42 as provided by law and shall cause the proposed amendment to be
 43 submitted to the electors of the state at the general election in November

SCR 1606

4

- 1 in the year 2022, unless a special election is called at a sooner date by
- 2 concurrent resolution of the legislature, in which case it shall be
- 3 submitted to the electors of the state at the special election.



BOARD OF COMMISSIONERS

115 N. 4th Street, 1st Floor
 Manhattan, Kansas 66502
 Phone: 785-565-6844
 Fax: 785-565-6847
 Email: boc@rileycountyks.gov

February 16, 2021

Carolyn McGinn, Chair
 Senate Local Government Committee
 State Capitol, Room 142-S
 Topeka, KS 66612

Re: Written Testimony in Support of SCR 1606
 John Ford, Riley County Commission Chairman

Dear Chair McGinn and Members of the Committee:

The Board of Riley County Commissioners has introduced SCR 1606.

The goal of SCR 1606 is to provide constitutional protection to the home rule authority all Kansas counties currently have. This is, first, a matter of simple fairness to county commissions across Kansas. Home rule is the authority to legislate locally. Counties use their legislative authority every day to address local demands for service quickly and efficiently. That happens whenever county roads and bridges must be constructed or maintained; when ambulance service is provided; when the county health department distributes COVID-19 vaccine; when emergency management takes action to protect life and property during a flood or tornado; when volunteer firefighters respond to a call. But unlike cities, county authority to make legislative decisions about providing and funding these critical local services is not protected by our Kansas constitution. That is unfair.

Without constitutional protection of county home rule, it can end during any legislative session by repeal of the county home rule statute. In contrast, city home rule cannot end without a constitutional amendment. But the current constitutional protection of city home rule does not grant cities unlimited legislative authority. Cities remain subject to all state law which applies uniformly throughout Kansas. And SCR 1606 reads identically to the constitutional grant of home rule authority given cities. So passage of SCR 1606 does not expand the legislative authority of counties. Counties, like cities, would remain subject to all uniform state laws passed by the legislature.

Riley County trusts the voters of Kansas will, if given the opportunity, grant counties the same constitutional protection of local legislative authority which cities now have. We encourage this committee to give Kansas voters that opportunity.

Sincerely,

A handwritten signature in black ink, appearing to read "John Ford", is written over a horizontal line.

John Ford, Chairman
 Board of Riley County Commissioners

ATTACHMENT B

Attachment: Constitutional Protection of County Home Rule (12305 : KAC Legislative Request)



BOARD OF COMMISSIONERS

115 N. 4th Street, 1st Floor
 Manhattan, Kansas 66502
 Phone: 785-565-6844
 Fax: 785-565-6847
 Email: bocc@rileycountyks.gov

February 23, 2021

Carolyn McGinn, Chair
 Senate Local Government Committee
 State Capitol, Room 142-S
 Topeka, KS 66612

Re: Written Testimony in Support of SCR 1606
 Kathryn Focke, Riley County Commissioner

Dear Chair McGinn and Members of the Committee:

The Riley County Commission unanimously believes county home rule deserves constitutional protection.

The governing body closest to local issues is uniquely suited to respond immediately, creatively and effectively to citizens. The ongoing pandemic and the local public health response to it, provide excellent examples.

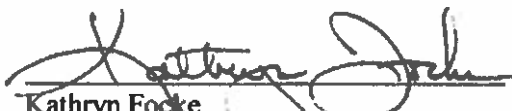
When some local businesses told this Board they believed our Board of Health and Local Health Officer COVID-19 restrictions were too strict, the Riley County Commission took action. Now a formalized advisory group made up of business representatives provides input for consideration by our Local Health Officer. This benefits both business and public health.

When the state of Kansas passed along CARES funding to Riley County, with a mandate to fairly address local COVID-19 needs, the Riley County Commission was not overwhelmed by the task. Instead, the County quickly created a staff committee to develop fair grant application standards and to review the requests from small businesses for COVID-19 assistance. Thereafter, the County Commissioners authorized distribution of grants to small businesses totaling \$2,589,055.24. Those grants provided essential assistance to 186 struggling local small businesses.

Without the local authority of home rule, the Riley County Commission would not have been able to take either of the foregoing actions without first obtaining legislative approval. That would have slowed local response in both of the above situations. That kind of delay would have reduced this County's ability to quickly meet the critical local needs of its citizens.

This kind of local authority deserves constitutional protection—the identical constitutional protection Kansas cities already have for their home rule authority.

Sincerely,


 Kathryn Focke
 Riley County Commissioner

ATTACHMENT C

Attachment: Constitutional Protection of County Home Rule (12305 : KAC Legislative Request)



BOARD OF COMMISSIONERS

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 Phone: 785-565-6844
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 Email: boccc@rileycountyks.gov

February 16, 2021

Carolyn McGinn, Chair
 Senate Local Government Committee
 State Capitol, Room 142-S
 Topeka, KS 66612

Re: Oral Testimony in Support of SCR 1606
 Greg McKinley, Riley County Commission Vice Chairman

Dear Chair McGinn and Members of the Committee:

The Board of Riley County Commissioners has introduced SCR 1606.

Home rule is necessary for counties. It allows county commissions to react quickly and effectively to local events and conditions. For example, the extreme cold affecting Kansas in the past week has disrupted some portion of the COVID-19 testing taking place in Riley County. Riley County had made available one of its outdoor facilities (normally used during the county fair) as a testing site. The private company providing this testing is under a contract with the State of Kansas. But the cold weather has made it impossible for the company's staff to continue their work outdoors. It is important such testing continue. Good data helps the Riley County Health Department accurately determine the rate of COVID-19 infections in our community. Knowing the rate of infection helps our local health officer and our Board make health policy decisions which protect our citizens and businesses.

Our County Commission had already leased a building from a local church. We will use that building as an "Alternate Care Site" for COVID-19 patient treatment, if it becomes necessary. During a commission meeting last week, we quickly approved staff's development of an amendment to the existing lease. We took legislative action in that public meeting to authorize our Chairman to sign such an amendment, once it's prepared, without waiting for our next regular public meeting. If that amendment is acceptable to the owner, the testing company and this Board, our hope is to have free and warm indoor space available to the company this week. Then testing will continue.

This kind of quick response by our Board to a local problem is possible because we have lawful authority to take quick legislative action and alter our existing contract. Home rule gives Riley County that authority.

SCR 1606 protects existing Riley County home rule. It gives constitutional protection to our ability to solve local problems, at the local level.

Thank you for allowing our Board to ask your support of SCR 1606.

Sincerely,

Greg McKinley, Vice Chairman
 Board of Riley County Commissioners

ATTACHMENT D



KANSAS
ASSOCIATION OF
COUNTIES

715 SW 10th Avenue • Topeka, KS 66612
785-272-2585 • www.kansascounties.org

Senate Local Government Committee
February 16, 2021
SCR 1606

Kansas Association of Counties
Proponent Testimony

Chairwoman McGinn and members of the Committee:

Thank you for allowing the Kansas Association of Counties to offer testimony in support of SCR 1606, which would grant constitutional protection for county home rule authority.

Home rule is an important to KAC and its member counties. Home rule is limited autonomy of self government authority for local governmental units. Cities in Kansas have enjoyed constitutionally protected home rule since 1961. While counties in Kansas have home rule authority, it is statutory authority only.

County home rule is self-executing in the same manner as city home rule. Counties do not need to adopt any special resolution or charter to have home rule authority. The power is there for all 105 counties to use. The major difference is that county home rule can change at any given time during the legislative session because it is statutory and therefore subject to legislative change. This introduces a level of uncertainty for counties, and the residents and businesses that make up those communities.

It is important to remember that without home rule, counties would have to come to the legislature for every issue of local importance. This is incredibly inefficient for both counties and the legislature, as it slows down the legislative process here, and is often too slow to react to be beneficial to local communities in our 105 counties. Home rule is a necessary policy. Without it, the legislature would be overrun with local issues, rather than matters of statewide concern. The necessity of home rule as a policy argues strongly in favor of that policy being enshrined in the Kansas constitution.

Let us also remember that home rule, whether constitutional or statutory, is not absolute. Any statute that is uniform is not subject to home rule authority. This means that statutes that apply equally across all 105 counties cannot be chartered out of. They are binding upon all counties. When necessary, the state has established rules for matters of statewide concern. In those instances, legislative authority would override county home rule whether constitutional or statutory.

It has been recognized, particularly recently, that one size does not fit all here in Kansas. There are certainly some areas where a uniform policy is necessary, and those are the matters that the legislature should focus their efforts on. Local matters, however, often get lost in the legislative process, as lawmakers from across the state find it difficult to focus attention on issues that may only affect one county, or even one small portion of a county.

Remember, also, that the decision of this Senate committee does not grant constitutional protection for county home rule authority immediately. Because this is a constitutional amendment, it requires a two thirds majority in both the Senate and House, as well as a majority vote in a popular vote. Even if the legislature were to grant constitutional protections unanimously, counties would still need to make their case to their constituents across the state before county home rule enjoyed constitutional protection.

Thank you for the opportunity to provide this information to the committee. KAC stands ready to answer questions at the appropriate time.

Jay Hall
Legislative Policy Director and General Counsel
Kansas Association of Counties
hall@kansascounties.org
(785)272-2585, Ext. 307



KANSAS ASSOCIATION OF COUNTIES

Legislative Request Form | 2023 Legislative Session

Instructions: Three entities are eligible to submit a policy request. They are: (1) a member county, (2) a KAC affiliate organization, or (3) a KAC associate organization. Any county official submitting a request must have support from the official's respective county or affiliate/associate organization before submission. It is preferred that all requests also include a prior discussion with a Kansas legislator before submission. Please submit requests typed on this form. Do not submit handwritten forms. Deadline for submitting this request form: **Friday, July 22, 2022.**

1. Contact Information

Name:	Clancy Holeman
Title:	County Counselor
Entity:	Riley County
Telephone:	785-317-3733
Email:	choleman@rileycountyks.gov

2. Describe the legislative issue.

Kansas case law prohibits counties from abating public nuisance properties by cleaning them up and imposing those costs on the property owner. But doing so may be the best way to achieve nuisance abatement. (Unlike counties, cities have authority to do such nuisance abatements and cost recovery.)

3. Describe any history on the issue.

Sedgwick County successfully obtained passage of SB No. 52 during the 2021 legislative session. It is titled the "Sedgwick County **Urban Area** Nuisance Abatement Act." (Attachment A)

4. Why does the issue need legislative resolution?

There are nuisance properties within the **unincorporated area** of Riley County. Our experience has been the abatement tools currently available to counties are ineffective.

5. Who will support the legislation? Who will oppose it?

Any county with nuisance properties should support this concept. They, like Riley County, may have found that fines, and even district court injunctive actions, can be unsuccessful in solving nuisances on some nuisance properties.

Opposition is possible from those who do not believe agricultural properties are exempt from this proposed legislation. Agricultural properties are exempt from this legislation.

6. Do other counties support or oppose the legislation? Why or why not?

We are confident most counties will be open to this type of expanded authority to resolve nuisances in their unincorporated area. Currently, the appellate courts have determined that only fines and/or jail time are available remedies, pursuant to the "Code for Enforcement of County Resolutions."

7. Does this issue or problem have statewide effects and why?

These nuisances have been a statewide problem, according to comments from various counties in past KAC annual conferences.

8. Has this legislation had previous introductions at the Legislature? If so, when?

This proposal has not been introduced in the legislature previously.

9. Which legislator did you approach and what was the response? Who will champion this bill during the legislative session?

We have not yet discussed this legislation with our delegation. We expect to confirm their support during Riley County's annual Fall legislative conference.

10. When (specific date) did your county, affiliate, or associate approve this proposal?

The Board of Riley County Commissioners approved this proposal during its public meeting of July 21, 2022.

11. Will you be present at the KAC Annual Conference during the legislative policy discussion to advocate for, and answer questions relating to, this legislation?

Yes.

12. Attach any helpful documentation.

See Attachments A and B.

PLEASE ANSWER ALL QUESTIONS TO ENSURE THAT THE COMMITTEE GIVES
THOROUGH CONSIDERATION OF YOUR REQUEST

Please return to: Jay Hall, KAC Deputy Director and General Counsel

hall@kansascounties.org

Kansas Association of Counties, 715 SW 10th Avenue, Topeka, Kansas 66612

Deadline for Submission: July 22, 2022

SEDGWICK COUNTY URBAN AREA NUISANCE ABATEMENT ACT

SENATE BILL No. 52 AN ACT establishing the Sedgwick county urban area nuisance abatement act. Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) Sections 1 through 6, and amendments thereto, shall be known and may be cited as the Sedgwick county urban area nuisance abatement act. (b) Sedgwick county has been declared an urban area under K.S.A. 19-2654, and amendments thereto, as permitted by section 17 of article 2 of the constitution of the state of Kansas. (c) Before any nuisance abatement process shall be commenced under this act, Sedgwick county first shall have obtained a conviction for a county code violation resulting from such nuisance within the 12-month period prior to the issuance of any order as provided in section 2, and amendments thereto. (d) (1) The board of county commissioners may order the removal or abatement of any nuisance from any lot or parcel of ground within the unincorporated area of the county. The board may order the repair or demolition of any structure, or the removal or abatement of any other type of nuisance. (2) The order shall provide that all costs associated with the abatement shall be paid by the owner of the property on which the nuisance is located.

Section 2. (a) Whenever the board of county commissioners or other agency designated by the board files with the Sedgwick county clerk a statement in writing describing a nuisance and declaring that such nuisance is a menace and dangerous to the health of the inhabitants of the county, the board of county commissioners, by resolution, may make such determination and issue an order requiring the nuisance be removed or abated. (b) Except as provided by subsection (c), the board of county commissioners shall order the owner of the property to remove and abate the nuisance within not less than 10 days, to be specified in the order. The board or its designated representative may grant extensions of the time period indicated in the order. The order shall state that before the expiration of the waiting period or any extension, the recipient may request a hearing before the board or its designated representative. The order shall be served on the owner by personal service in accordance with K.S.A. 60-303, and amendments thereto. (c) If the owner of the property has failed to accept delivery or otherwise failed to effectuate receipt of a notice sent pursuant to this section during the preceding 24-month period, the board of county commissioners may provide notice of the issuance of any further orders to abate or remove a nuisance from the property in the manner provided by subsection (d) or as provided in this subsection. The board may provide notice of the order by such methods including, but not limited to, door hangers conspicuously posting notice of the order on the property, personal notification, telephone communication or first class mail. If the property is unoccupied and the owner is a nonresident, notice provided by this section shall be given by telephone communication or first class mail. (d) If the owner of the property fails to comply with the order for a period longer than that named in the order or any extensions of such time period, the board of county commissioners may proceed to order the repair or demolition of any structure and have the items described in the order removed and abated from the lot or parcel of ground. If the county abates or removes the nuisance, the county shall give notice to the owner by certified mail, return receipt requested, of the total cost of the abatement or removal incurred by the county. The notice also shall state that payment of the cost is due and payable within 60 days

ATTACHMENT A

following the mailing of the notice. SENATE BILL No. 52—page 2 (e) If the cost of the removal or abatement is not paid within the 60-day period, the cost shall be assessed and charged against the lot or parcel of land on which the nuisance was located. If the cost is to be assessed, the county clerk, at the time of certifying other county taxes, shall certify the costs, and the county clerk shall extend the cost on the tax roll of the county against the lot or parcel of land. Such cost shall be collected by the county treasurer. (f) In assessing the cost of removal and abatement of a nuisance, the county shall subtract from the total cost of the abatement or removal incurred by the county the value of the property removed or abated. If the value of the property removed or abated is greater than the cost of the removal or abatement incurred by the county, the county shall pay the owner the difference. If the value of the property is contested, the property owner may request a hearing before the board or its designated representative prior to the 60 days following receipt of notice of costs due and payable under subsection (d). (g) All orders and notices shall be served on the owner of record or, if there is more than one owner of record, then on at least one such owner. (h) Any decision of the board of county commissioners or its designated representative is subject to review in accordance with the Kansas judicial review act.

Section 3. Sedgwick county may remove and abate from property, other than public property or property open to the use by the public, a motor vehicle determined to be a nuisance. Disposition of such vehicles shall be in compliance with the procedures for impoundment, notice and public auction provided by K.S.A. 8-1102(a)(2), and amendments thereto. Following any sale by public auction of a vehicle determined to be a nuisance, the purchaser may file proof with the division of vehicles, and the division shall issue a certificate of title to the purchaser of the motor vehicle. If a public auction is conducted, but no responsible bid is received, the county may file proof with the division of vehicles, and the division shall issue a certificate of title of the motor vehicle to the county. Any person whose motor vehicle has been disposed of pursuant to this section shall be eligible for a refund of the tax imposed pursuant to K.S.A. 79-5101 et seq., and amendments thereto. The amount of the refund shall be determined in the manner provided by K.S.A. 79-5107, and amendments thereto.

Section 4. The board of county commissioners may adopt a resolution to establish any policies, procedures, designated body or other related matters for hearings that property owners or their agents may request pursuant to this act.

Section 5. Nothing in the Sedgwick county urban area nuisance abatement act shall apply to land, structures, machinery and equipment or motor vehicles used for an agricultural activity. For purposes of this section, the term "agricultural activity" means the same as defined in K.S.A. 2-3203, and amendments thereto, except such term shall also include real and personal property, machinery, equipment, stored grain and agricultural input products owned or maintained by commercial grain elevators and agribusiness facilities.

Section 6. The Sedgwick county urban area nuisance abatement act, sections 1 through 6, and amendments thereto, shall expire on July 1, 2024.

RILEY COUNTY UNINCORPORATED AREA NUISANCE ABATEMENT ACT

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) Sections 1 through 6, and amendments thereto, shall be known and may be cited as the Riley county unincorporated area nuisance abatement act. (b) Before any nuisance abatement process shall be commenced under this act, Riley county first shall have obtained a conviction for a county code violation resulting from such nuisance within the 12-month period prior to the issuance of any order as provided in section 2, and amendments thereto. (d) (1) The board of county commissioners may order the removal or abatement of any nuisance from any lot or parcel of ground within the unincorporated area of the county. The board may order the repair or demolition of any structure, or the removal or abatement of any other type of nuisance. (2) The order shall provide that all costs associated with the abatement shall be paid by the owner of the property on which the nuisance is located.

Section 2. (a) Whenever the board of county commissioners or other agency designated by the board files with the Riley county clerk a statement in writing describing a nuisance and declaring that such nuisance is a menace and dangerous to the health of the inhabitants of the county, the board of county commissioners, by resolution, may make such determination and issue an order requiring the nuisance be removed or abated. (b) Except as provided by subsection (c), the board of county commissioners shall order the owner of the property to remove and abate the nuisance within not less than 10 days, to be specified in the order. The board or its designated representative may grant extensions of the time period indicated in the order. The order shall state that before the expiration of the waiting period or any extension, the recipient may request a hearing before the board or its designated representative. The order shall be served on the owner by personal service in accordance with K.S.A. 60-303, and amendments thereto. (c) If the owner of the property has failed to accept delivery or otherwise failed to effectuate receipt of a notice sent pursuant to this section during the preceding 24-month period, the board of county commissioners may provide notice of the issuance of any further orders to abate or remove a nuisance from the property in the manner provided by subsection (d) or as provided in this subsection. The board may provide notice of the order by such methods including, but not limited to, door hangers conspicuously posting notice of the order on the property, personal notification, telephone communication or first class mail. If the property is unoccupied and the owner is a nonresident, notice provided by this section shall be given by telephone communication or first class mail. (d) If the owner of the property fails to comply with the order for a period longer than that named in the order or any extensions of such time period, the board of county commissioners may proceed to order the repair or demolition of any structure and have the items described in the order removed and abated from the lot or parcel of ground. If the county abates or removes the nuisance, the county shall give notice to the owner by certified mail, return receipt requested, of the total cost of the abatement or removal incurred by the county. The notice also shall state that payment of the cost is due and payable within 60 days following the mailing of the notice. (e) If the cost of the removal or abatement is not paid within the 60-day period, the cost shall be assessed and charged against the lot or parcel of land on which the nuisance

ATTACHMENT B

was located. If the cost is to be assessed, the county clerk, at the time of certifying other county taxes, shall certify the costs, and the county clerk shall extend the cost on the tax roll of the county against the lot or parcel of land. Such cost shall be collected by the county treasurer. (f) In assessing the cost of removal and abatement of a nuisance, the county shall subtract from the total cost of the abatement or removal incurred by the county the value of the property removed or abated. If the value of the property removed or abated is greater than the cost of the removal or abatement incurred by the county, the county shall pay the owner the difference. If the value of the property is contested, the property owner may request a hearing before the board or its designated representative prior to the 60 days following receipt of notice of costs due and payable under subsection (d). (g) All orders and notices shall be served on the owner of record or, if there is more than one owner of record, then on at least one such owner. (h) Any decision of the board of county commissioners or its designated representative is subject to review in accordance with the Kansas judicial review act.

Section 3. Riley county may remove and abate from property, other than public property or property open to the use by the public, a motor vehicle determined to be a nuisance. Disposition of such vehicles shall be in compliance with the procedures for impoundment, notice and public auction provided by K.S.A. 8-1102(a)(2), and amendments thereto. Following any sale by public auction of a vehicle determined to be a nuisance, the purchaser may file proof with the division of vehicles, and the division shall issue a certificate of title to the purchaser of the motor vehicle. If a public auction is conducted, but no responsible bid is received, the county may file proof with the division of vehicles, and the division shall issue a certificate of title of the motor vehicle to the county. Any person whose motor vehicle has been disposed of pursuant to this section shall be eligible for a refund of the tax imposed pursuant to K.S.A. 79-5101 et seq., and amendments thereto. The amount of the refund shall be determined in the manner provided by K.S.A. 79-5107, and amendments thereto.

Section 4. The board of county commissioners may adopt a resolution to establish any policies, procedures, designated body or other related matters for hearings that property owners or their agents may request pursuant to this act.

Section 5. Nothing in the Riley county unincorporated area nuisance abatement act shall apply to land, structures, machinery and equipment or motor vehicles used for an agricultural activity. For purposes of this section, the term "agricultural activity" means the same as defined in K.S.A. 2-3203, and amendments thereto, except such term shall also include real and personal property, machinery, equipment, stored grain and agricultural input products owned or maintained by commercial grain elevators and agribusiness facilities.

Section 6. The Riley county unincorporated area nuisance abatement act, sections 1 through 6, and amendments thereto, shall expire on July 1, 2025.



KANSAS ASSOCIATION OF COUNTIES

Legislative Request Form | 2023 Legislative Session

Instructions: Three entities are eligible to submit a policy request. They are: (1) a member county, (2) a KAC affiliate organization, or (3) a KAC associate organization. Any county official submitting a request must have support from the official's respective county or affiliate/associate organization before submission. It is preferred that all requests also include a prior discussion with a Kansas legislator before submission. Please submit requests typed on this form. Do not submit handwritten forms. Deadline for submitting this request form: **Friday, July 22, 2022.**

1. Contact Information

Name:	Clancy Holeman
Title:	County Counselor
Entity:	Riley County
Telephone:	785-317-3733
Email:	choleman@rileycountyks.gov

2. Describe the legislative issue.

In December, 2018 an article appeared in the Kansas Government Journal titled "The Impact of Demand Transfer Losses." It described revenue losses to Kansas counties and cities resulting from the state's failure to fund for distribution the following 3 demand transfer sources: Local Ad Valorem Tax Reduction Fund (LAVTRF); County City Revenue Sharing (CCRS); and Special City-County Highway Fund (SCCHF).

According to the above article, through state fiscal year 2018, losses to counties and cities from the above missing promised dollars totaled over \$2.5 billion dollars.

3. Describe any history on the issue.

None of the above funding sources have returned to cities and counties since the above article was written.

4. Why does the issue need legislative resolution?

The above-described "demand transfer funds" represent legislative promises to Kansas citizens the that the state would support county operating costs in order to help keep property taxes low.

5. Who will support the legislation? Who will oppose it?

We know from experience that some legislators are comfortable leaving these statutes unfunded.

6. Do other counties support or oppose the legislation? Why or why not?

We believe counties will generally support any effort for the resumption of state demand transfers. That is based upon feedback Riley County received from other counties during its 2019 legislative summit.

7. Does this issue or problem have statewide effects and why?

This issue has statewide effects because the state continues to place unfunded mandates upon counties, while at the same time claiming counties are not financially responsible.

8. Has this legislation had previous introductions at the Legislature? If so, when?

Riley County has not introduced such legislation.

9. Which legislator did you approach and what was the response? Who will champion this bill during the legislative session?

We believe our delegation will approve this proposal. We will confirm that fact during Riley County's annual Fall legislative conference.

10. When (specific date) did your county, affiliate, or associate approve this proposal?

The Board of Riley County Commissioners approved this proposal during its public meeting of July 21, 2022.

11. Will you be present at the KAC Annual Conference during the legislative policy discussion to advocate for, and answer questions relating to, this legislation?

Yes.

12. Attach any helpful documentation.

N/A

PLEASE ANSWER ALL QUESTIONS TO ENSURE THAT THE COMMITTEE GIVES
THOROUGH CONSIDERATION OF YOUR REQUEST

Please return to: Jay Hall, KAC Deputy Director and General Counsel

hall@kansascounties.org

Kansas Association of Counties, 715 SW 10th Avenue, Topeka, Kansas 66612

Deadline for Submission: July 22, 2022



EMS/AMBULANCE
Update

David Adams
EMS/Ambulance
Director
2011 Claflin Rd
Manhattan, KS 66502
Phone: 785-539-3535

MEMORANDUM

FROM: Josh Gering, Asst. EMS/Ambulance Director

MEETING: July 21, 2022

SUBJECT: EMS/Ambulance Organizational Chart

PRESENTER: Josh Gering, Asst. EMS/Ambulance Director

Please see the attached informational item.

Enclosures:

- RCEMS Schedule and Staffing Overview (DOCX)



RILEY COUNTY

Emergency Medical Service
2011 Claflin Road
Manhattan, KS 66502

July 15th, 2022

As requested, to provide some context to the 2023 EMS Personnel Budget we present the following overview of the Riley County EMS schedule and staffing model:

SCHEDULE:

At RCEMS there are three rotating 24-hour shifts. The three shifts and their rotating schedule are shown below.

The rotating pattern of the shifts, known as a Berkeley schedule, results in a non-fixed amount of worked hours for an EMS employee each week/pay period.

An example below, looking at 'B' shift in Pay Period One, this employee is scheduled for 80 hours of regular time and 40 hours of overtime. In Pay Period Two, this employee is scheduled for 80 hours of regular time and 16 hours of overtime.

WEEK ONE						
	SATURDAY	SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY
SHIFT	C	B	C	B	A	B
EXAMPLE HOURS		24		24		24

WEEK TWO						
	SATURDAY	SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY
SHIFT	C	A	C	B	C	B
EXAMPLE HOURS				24		24

WEEK THREE						
	SATURDAY	SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY
SHIFT	B	A	C	A	C	B
EXAMPLE HOURS	24					24

WEEK FOUR						
	SATURDAY	SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY
SHIFT	B	A	B	A	C	A
EXAMPLE HOURS	24		24			

PAY PERIOD ONE	
80 REGULAR	40 OVE

PAY PERIOD TWO	
80 REGULAR	16 OVE

STAFFING MODEL:

Currently, each shift has 4 ambulances, one supervisor, and an additional paramedic temporarily staffing the North County ALS first responder position. Upon completion of the Leonardville EMS Station, each shift will have 5 ambulances and one supervisor.

Chart One shows the shift staffing and structure as it exists currently. (Remove the ambulance 5 and put the utility person in its' place.

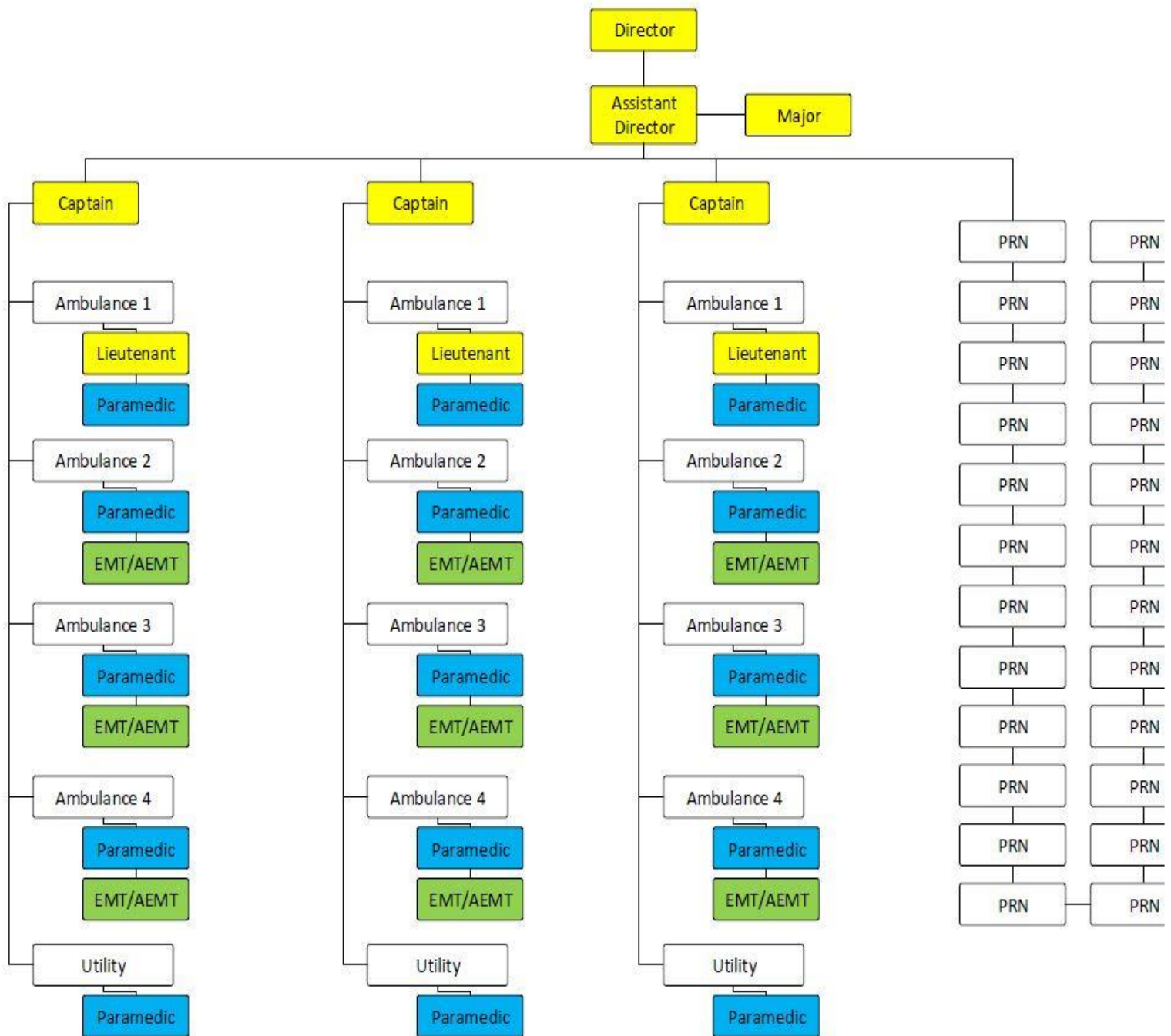
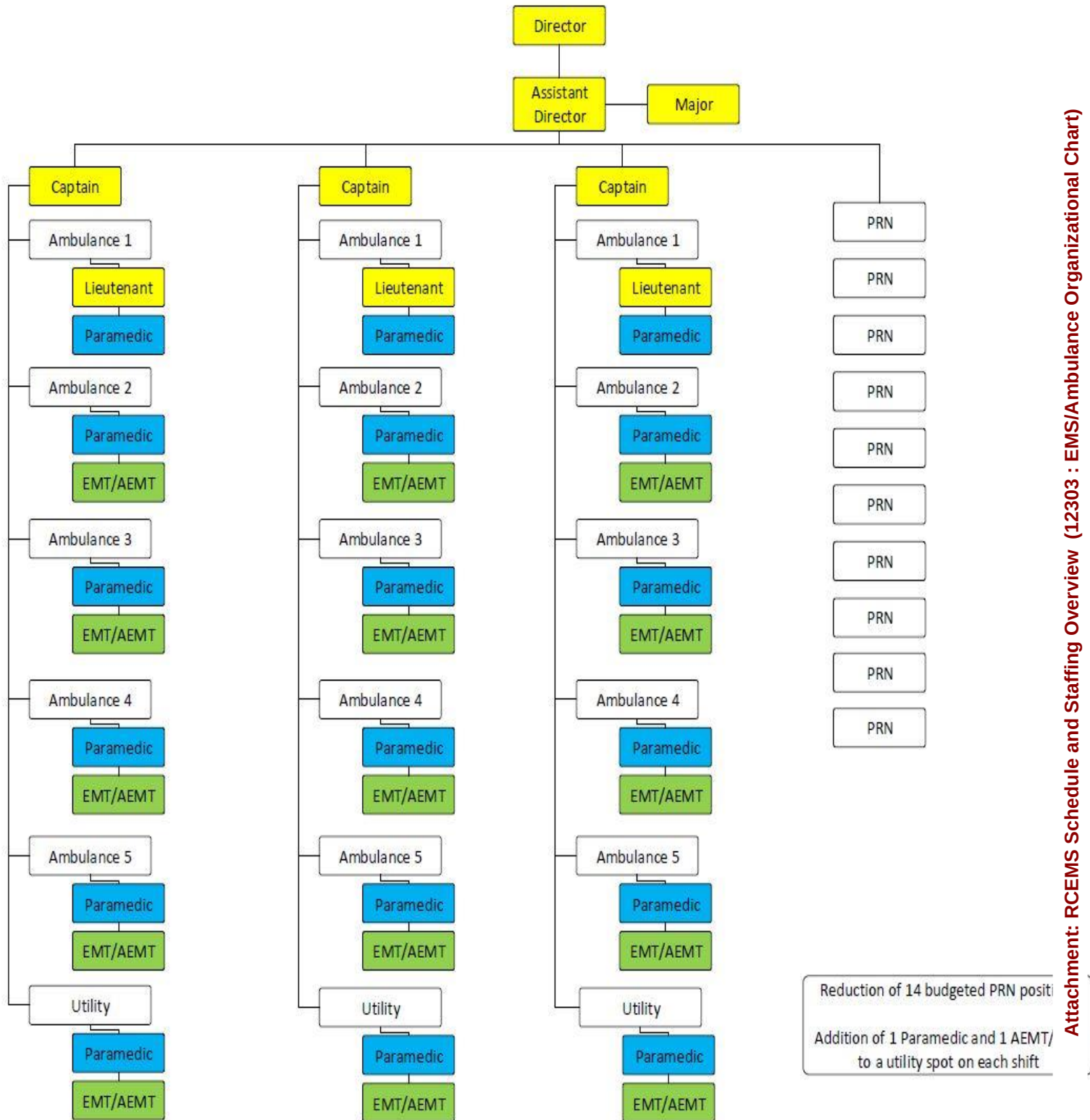


Chart Two shows the shift staffing and structure as it exists now, following the approved Restructure Plan.



OPERATIONS:

There is a Lieutenant and a Paramedic assigned to an ambulance on every shift. Having two Paramedics on this ambulance provides us with a necessary amount of operational flexibility. As an example, if the Paramedic on Ambulance 2 is away on vacation, sick, or in training, we can move the Paramedic from Ambulance 1 to Ambulance 2 which allows us to fill the open time with an EMT. Further, recruitment of Paramedics is an industrywide challenge and having a “double paramedic” ambulance ensures resiliency of our operations when and if turnover occurs.

Shown at the bottom of Chart Two. Restructuring the 14 budgeted PRN positions to the utility positions. As an example of the projected use for the utility positions, if two openings in the schedule are created: first when the Paramedic on Ambulance 5 is away on vacation and second when the EMT on Ambulance 2 calls in sick or is in training. Currently, in this example of two openings in the schedule, we’d most likely have to bring two off-duty full-time employees in resulting in non-scheduled overtime. With the restructure, we’d be able to use the utility positions and would avoid any non-scheduled overtime. Situations like this example occur frequently and the addition of the utility positions will allow us to significantly reduce non-scheduled overtime. Further, the utility positions will be used to cover Supervisors when otherwise not assigned, which will allow them to focus without interruption on training, supply management, apparatus maintenance/repair, and communication with crew members at outlying stations.



OUTSIDE AGENCY
Presentation

Outside Agency
110 Courthouse Plaza
Manhattan, KS 66502
Phone: 785-565-6200

MEMORANDUM

FROM: Kolloh Nimley

MEETING: July 21, 2022

SUBJECT: Be Able Community Conversation

PRESENTER: Scott Voos and Kolloh Nimley

Enclosures:

- Be Able Trifold (PDF)
- Presentation (PPTX)

WEBSITE



beablecommunity.com

FACEBOOK



facebook.com/beablecommunity

INSTAGRAM



instagram.com/beablecommunity

FIND US ONLINE TO

DONATE

beablecommunity.com/donate

At Be Able Community Center, we are placing our faith in our Manhattan community members to offer help and support. Your donations, time, and talents will create an impact on those who strive to better their lives and create relationships with their neighbors.

- Financial Donations
- Art & Craft Supplies

VOLUNTEER

BE ABLE Encourages
Your Volunteer Support

Find us online at beablecommunity.com and apply to volunteer at Be Able Community Center and engage with your fellow neighbors.

BE
ABLE

Bringing Promise to the
Manhattan Community

Be Able engages with those in adversity by creating connections, cultivating skills, and opening doors of opportunity.



Day Service

We provide a place to go and be yourself

- Rest & comfort
- Find social connections & support
- Access to art & education
- Free wi-fi & coffee



Case Management

We provide information, assessment & advocacy to our neighbors

- Free consulting
- Knowledgeable & accurate information about area organizations
- Coaching & advocacy in how to troubleshoot a situation
- Access & ability to complete necessary paperwork vital to attainment.



Mentorship

We fellowship and healthy relationships

- Guidance & connection to the Manhattan faith community
- Discernment & decision making conversations
- Workshops and group activities
- A free listening ear

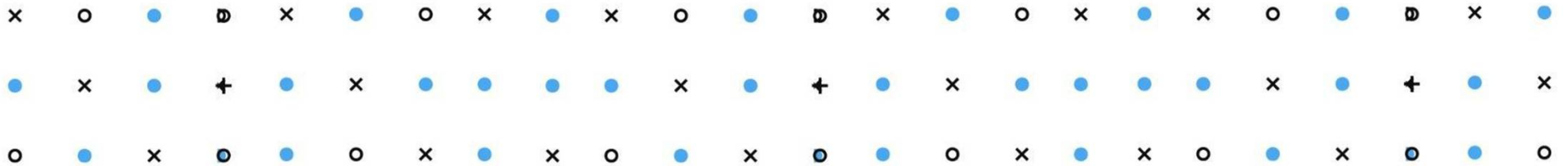




Attachment: Presentation (12298 : Be Able Community Conversation)

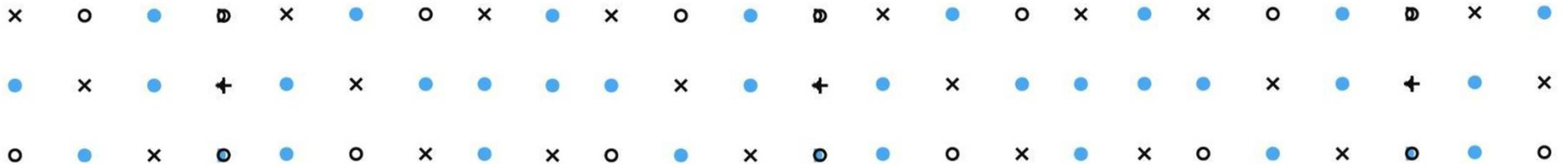


What is Be Able?





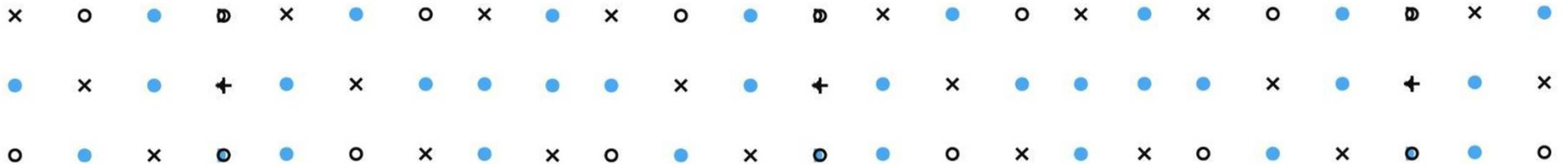
Our mission:
To engage with those in
adversity by creating connections,
cultivating skills, and opening doors of
opportunity.





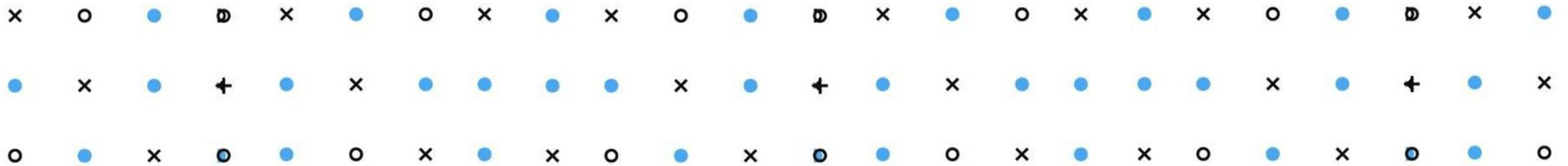
Our strategy:

- Housing
- Employment
- Health and wellness



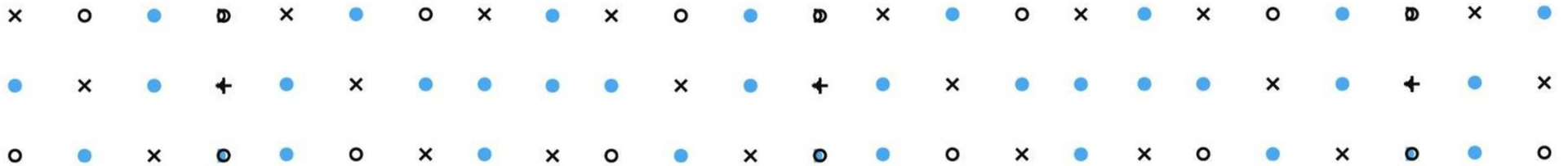


Our focus: relational, not transactional.





Mark's Story







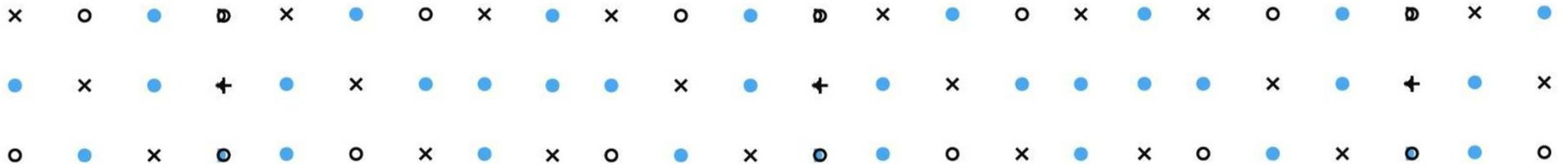
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Monthly Metrics (March 2022)

170 Unique Neighbors

- 65 steps towards Housing
- 50 steps towards Employment/Identification
- 25 steps towards Health/Wellness

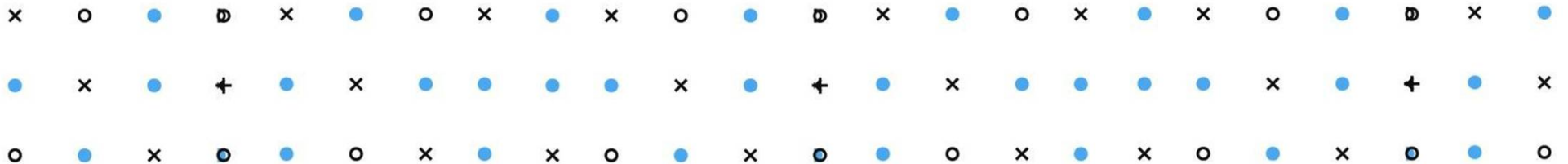




Currently have a half-time case manager

Seeking \$50,000 to add a full-time case manager

Thank you for partnering with us!





Attachment: Presentation (12298 : Be Able Community Conversation)

BE
ABLE



Attachment: Presentation (12298 : Be Able Community Conversation)



AGENDA
JOINT CITY/COUNTY/COUNTY MEETING
CITY COMMISSION ROOM
CITY HALL
1101 POYNTZ AVENUE
MANHATTAN, KS 66502
THURSDAY, JULY 21, 2022
4:00 P.M.

1. [Kansas Riverfront Development](#) (Please review website for more information.) [Phil Anderson, Riverfront MHK Committee Member]
2. Manhattan Housing Project-Carlson Plaza, Garden Grove 1 & 2 (400 blk Pierre) [Aaron Estabrook, Executive Director, Manhattan Housing Authority]



This meeting is being held in the City Commission Room at City Hall, 1101 Poyntz Avenue. In accordance with provisions of the ADA, every attempt will be made to accommodate the needs of persons with disabilities. Please contact the Human Resources Department (587-2443) for assistance.