

**BUTLER COUNTY BOARD OF COMMISSIONERS**  
**Tuesday, January 31, 2023**

(00:00:30)

**CALL TO ORDER**

Commission Chair Kelly Herzet called the Butler County Board of Commissioners meeting to order at 9:00 a.m. Present were Commissioner Jeff Masterson, Commissioner Marc Murphy, Commissioner Darren Jackson, Commissioner Dan Woydziak, County Administrator Will Johnson, County Counselor Terry Huelskamp and Clerk Recorder Jennifer Currier.

(00:00:35)

**INVOCATION**

Commissioner Masterson presented the invocation.

(00:01:20)

**APPROVAL OF MINUTES**

*Commissioner Murphy motioned to approve the minutes from the January 24, 2023, Butler County Commission meeting as presented. Commissioner Masterson seconded the motion. Motion carried 5-0.*

(00:01:44)

**PUBLIC COMMENTS**

Darryl Lutz, Public Works Director, informed the Board that Ted Farmer, former County Engineer, passed away. Mr. Farmer was the County Engineer for 36 yrs.

(00:03:46)

**ITEM #1 – DISASTER RELIEF DETERMINATION AND ORDER**

Debra Studebaker, County Appraiser, came before the Board for approval of disaster relief applications from two applicants for damage that occurred as a result of the tornadoes on April 29, 2022. The State of Kansas adopted through statute the ability for County Commissioners to abate taxes on homesteads and structures that have been impacted by disasters which would include fires, tornadoes, flooding or earthquakes. The Board approved Resolution 22-19 on May 17, 2022 establishing a policy for property tax abatements of properties impacted by disasters. Two applications have been reviewed by Ms. Studebaker and qualify for disaster relief as outlined in K.S.A. 79-1613 and Resolution 22-19. The estimated tax relief abatement of the two qualified properties totals \$1,898.

**Butler County Commissioners Disaster Relief Determination and Order**

Q Ref	Parcel ID	Property Address	Applicant	Structure destroyed by 50% or more of market value	Declared Disaster by Governor	Source of Damage	Date of Destruction	Abatement- After Jan 1 taxes not paid	Refund-After Jan 1 and at least part of taxes paid	Documents Provided by Applicant	No Abate or Credit	Abate/Credit of % of Assessed Value then prorated	Applicable Tax Year
R24129	304-20-0-40-06-012.00-0	1202 E Hwy 54	Diane Sullivan	Yes	Yes	Tornado	4/29/2022		X	Field Report		100% of Garage	2022
R25589	309-29-0-20-08-019.00-0	811 S Hedgewood St	Tam Tram & Hoang Doan	Yes	Yes	Tornado	4/29/2022		X	Photos		67% of Taxes Paid less NRP Rebate	2022

*Commissioner Woydziak motioned to approve disaster relief for the two applicants for damage that occurred as a result of the tornadoes on April 29, 2022. Commissioner Masterson seconded. Motion carried 5-0.*

(00:06:30)

**ITEM #2 –FOURTH FLOOR CARPET – BID OPENING**

Travis Cornell, Facilities Management Director, came before the Board to receive and open sealed bids for the fourth floor carpet replacement. Mr. Cornell presented three sealed bids to the Board to be read aloud. Staff proposed to prepare a detailed tabulation of bids received for the fourth floor carpet replacement and to bring back to the Board at a later date. The bids are as follows:

- Village Home and Remolding, Augusta, Kansas - \$23,766.00
- Andover Carpet and Tile, Andover, Kansas - \$14,579.64
- Harry Street Carpet, Wichita, Kansas - \$21,694.79

*Commissioner Woydziak motioned to approve the sealed bids for the fourth floor carpet replacement and to authorize Facilities Management to tabulate the bids and return at a later time with recommendations for actions regarding the bids. Commissioner Jackson seconded. Motion carried 5-0.*

(00:12:07)

**ITEM #3 – LANDFILL SCALE REPLACEMENT PROJECT - BID OPENING**

Darryl Lutz, Public Works Director, came before the Board to receive and open bids for the purchase and installation of replacement truck scales at the landfill. Public Works has had a project in the CIP for several years to replace the landfill scales and to construct a new scale house. The scales and scale house are almost 30 years old and the scales have recently been ordered to be taken out of service by the Kansas Division of Weights & Measures with the Kansas Department of Agriculture. The County has had some temporary repairs made to the scales and has obtained a six month extension subject to the scales being inspected and tested on a monthly basis. In December 2022, the Board authorized Public Works to proceed with obtaining bids for replacement truck scales and also authorized staff to proceed with soliciting for architectural services for a new scale house. Staff has prepared specifications and construction requirements for replacement truck scales. The name and location of each scale vendor was read aloud along with the bid amount offered. It was recommended that Staff review the bids along with any options proposed or offered for conformance to the specifications request and to develop a recommendation for action for the Board to consider at a later date. The bids are as follows:

BUTLER COUNTY DEPARTMENT OF PUBLIC WORKS			
BID TABULATIONS			
(1) 3/8" Steel Deck/Electronic Landfill Scale			
Bid opening: Tuesday, January 31, 2023			
Company	Hammel Scale	Salina Scale	Travis Scales Co. LLC
Location	Wichita	Salina, KS	Liberal, KS
Year	2023	2023	2023
Make	Mettler Toledo	Avery Weightronix	Cardinal Scale
Model Number	VTS1000801DD0S33G	BMS8011HD	1002850
TOTAL PRICE	\$ 135,617.00	\$ 156,674.00	\$ 180,814.00
Comments:			
Warranty	factory warranty/10 year	factory warranty/10 year	factory warranty/10 year
Extended Warranty	no	no	no
Delivery Date	6-8 Weels from receipt of PO	6/19/2023	6/6/2023

*Commissioner Masterson motioned to approve the bids received and opened for the replacement of truck scales at the landfill and to direct staff to evaluate the bids and to return at a later date with a recommendation for award of purchase. Commissioner Murphy seconded. Motion carried 5-0.*

(00:17:12)

**ITEM #4 – BOMAG LANDFILL COMPACTOR – FINAL DRIVE REPAIR**

Darryl Lutz, Public Works Director, came before the Board for approval of the estimated cost to rebuild a final drive motor for the Bomag Compactor at the landfill. The County operates two Bomag landfill compactors at the County's landfill. The wheels are powered by large hydraulic motors coupled to a final drive on each wheel. These final drive components operate under high heat and pressures and from time to time will start leaking hydraulic fluid. Staff has found and uses a company in Missouri that rebuilds these components at a cost much less than going through the equipment dealer. Staff is proposing to rebuild a drive motor at this time. The County currently has a spare final drive available. Landfill Compactor Parts (f/Landfill Equipment Company) out of Herculaneum, Missouri, has provided a cost proposal to rebuild one pump at this time including freight costs. The total cost including shipping is \$10,236.87. Staff is recommending approval of the proposed repair cost.

Mike Craft and Steve Wilson, both of Public Works, were present for questions.

*Commissioner Woydziak motioned to approve the cost to repair a final drive motor for the Bomag compactor at the landfill at an estimated cost of \$10,236.87. Commissioner Murphy seconded. Motion carried 5-0.*

(00:21:31)

**NON –AGENDA ITEM**

Darryl Lutz, Public Works Director, came before the Board for approval of the purchase of land located at 0 SW 100<sup>th</sup> St Augusta, Kansas, in the amount of \$55,023. The 5 +/- acres will be used for storage of materials that are currently at the Public Works South Shop.

*Commission Chair Herzet motioned to approve the purchase of 0 SW 100<sup>th</sup> St Augusta, Kansas, in the amount of \$55,023 and allow the Chairman to sign the needed documents. Commissioner Murphy seconded the motion. Motion carried 5-0.*

(00:37:11)

**ITEM #5 – WORK SESSION - FIRE BOARD APPOINTMENTS**

Will Johnson, County Administrator, came before the Board to discuss the upcoming Fire Board Appointments for 2023. Almost all Fire District Board appointments are for a two year term and are staggered. The Board reviews these annually and works with the Fire Chiefs and Fire Boards on reappointments.

*No action was taken.*

(01:03:11)

**VOUCHERS**

Commissioner Masterson inquired about a voucher paid by Public Works and also inquired about the Health Insurance graph.

*Commissioner Masterson motioned to approve vouchers dated January 31, 2023, in the amount of \$2,156,058.26. Commissioner Murphy seconded the motion. Motion carried 5-0.*

(01:06:54)

**ADDS AND ABATES**

*Commissioner Woydziak motioned to approve Adds in the amount of \$132.42 and Abates in the amount of \$3,956.12. Commissioner Masterson seconded. Motion carried 5-0.*

(01:07:14)

**OTHER ITEMS OF BUSINESS TO COME BEFORE THE BOARD OF BUTLER COUNTY COMMISSIONERS**

Commission Chair Herzet informed the Board that the upcoming Butler County Conservation District Dinner is being held at the Benton Church on February 9<sup>th</sup>, 2023.

Commissioner Jackson informed the Board the El Dorado Chamber of Commerce Dinner is being held on March 2<sup>nd</sup>, 2023 from 5:30 p.m. to 8:00 p.m.

Commission Chair Herzet and the Board discussed the stockpile located at Parallel St and County Line Rd.

Mr. Cornell returned with an issue with one of the bids for the new carpet for the fourth floor. Mr. Cornell is going to contact the bidder and will return to the Board with the updated information at a later date.

Commissioner Woydziak attended Kansas Government Day in Topeka, Kansas, last Wednesday.

Commissioner Woydziak is planning on attending County Government Day in Topeka, Kansas, on February 9, 2023.

Administrator Johnson and the Board discussed several bills including the Motor Vehicle Bill, Senate Bill 90, House Bill 2148 and RNR Bill that are in front of the Legislation at this time.

Administrator Johnson discussed the email sent to the Board with highlights and graphs from 2022.

Administrator Johnson informed the Board of the live Emergency Operation Center (EOC) training in Augusta next Tuesday, February 7<sup>th</sup>, 2023.

(01:24:05)

**ADJOURNMENT**

*Commissioner Woydziak motioned to adjourn the meeting of the Board at 10:24 a.m.*

*Commissioner Masterson seconded the motion. Motion carried 5-0.*