

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, March 23, 2021

CALL TO ORDER

Commission Chair Jeff Masterson called the Butler County Board of Commissioners meeting to order at 9:00 a.m. Present were Commissioner Marc Murphy, Commissioner Dan Woydziak, Commissioner Kelly Herzet, Commissioner Mike Wheeler, County Administrator Will Johnson, and Clerk Recorder Koleen Laney.

(00:00:52)

INVOCATION

Pastor Jordan Friesen, First Baptist Church, El Dorado, presented the invocation.

(00:03:15)

APPROVAL OF MINUTES

Commissioner Wheeler motioned to approve the minutes from the March 16, 2021, Butler County Commission meeting. Commissioner Murphy seconded the motion. Motion carried 5-0.

(00:03:45)

PUBLIC COMMENTS

There were no public comments.

(00:03:47)

ITEM #1 – National Ag Day Resolution

Will Johnson, Butler County Administrator along with Tiya Tonn, Farm Bureau County Coordinator, came before the Board for approval of a Resolution recognizing March 23, 2021 as National Agriculture Day. Last Year The Butler County Farm Bureau requested the County Commission to recognize national Agriculture Day and the Commission did so on March 24th last year. The Farm Bureau is again asking the Commissioners to recognize March 23rd, 2021 as National Agriculture Day. In recognition of the preeminent role that agriculture plays in the daily life of every American, in acknowledgment of agriculture’s continuing importance to the future progress and prosperity of our counties and country’s economy, and in deep appreciation of farmers and ranchers across the county and nation, the Butler County Commission has been asked by the Butler County Farm Bureau to recognize March 23, 2021, as National Agriculture Day.

Commissioner Woydziak motioned to approve a Resolution 21-07 recognizing March 23, 2021 as National Agriculture Day. Commissioner Herzet seconded the motion. Motion Carried 5-0.

(00:09:50)

ITEM #2 –Stands Mortgage Lot Split on property located at 1232 SE Grant Rd. El Dorado

David Alfaro, Planning and Zoning Director, came before the Board for consideration and approval of a 10-Acre Mortgage Lot Split with 30-acre APO on property located at 1232 SE Grant Rd., El Dorado, KS. Gordon Stands owns a tract of land containing 143+/- acres zoned AG-40. The property is commonly known as 1232 SE Grant Rd., El Dorado. The applicant is proposing to split a 10-acre tract and place a 30-acre APO on a portion of the remaining

property. The property is used for farming activities and Staff feels the request meets the criteria for such a split and it is appropriate to place an APO on the 30+/- acres. As required by state statute all landowners within a 1,000' radius were notified and staff did not receive any comments opposing the request. The Planning Commission approved the request by a vote of 4-0

Commissioner Wheeler motioned to approve the request for a 10-acre Mortgage Lot split with a 30-acre APO as submitted by Gordon Stands on property located at 1232 SE Grant Rd. and direct the Chairman to sign the APO Agreement. Commissioner Murphy seconded the motion. Motion carried 5-0.

(00:13:01)

ITEM #3 – Jason Dohrman request to rezone property from AG-80 to AG-40 on property located at 3434 SW 130th, Augusta, KS (Bloomington Township)

David Alfaro, Director of Planning and Zoning, came before the Board for approval to change zoning from AG-80 to AG-40 as requested by Jason Dohrman. Mr. Dohrman owns a tract of land that contains 78+/- acres located at 3434 SW 130th, Augusta, in Bloomington Township. The applicant is requesting to rezone the 78+/- acres, which will allow him to potentially split the property. There is AG-40 zoning in close proximity to the property and the potential lots will be similar in size to properties in the area. As required by state statute all landowners located within a 1,000' radius of the property were notified of the request and staff did not receive any comments against the request. The Planning Commission approved the request by a vote of 4-0.

Commissioner Murphy motioned to approve the request for a change in zoning from AG-80 to AG-40 as submitted by Jason Dohrman and direct the Chairman to sign Resolution No. 21-05. Commissioner Wheeler seconded the motion. Motion carried 5-0.

(00:14:38)

ITEM #4 – Request by Melvin Johnson for change in zoning from AG-80 to RR on property located at the SE Corner of NW 85th St. and Highway 77, El Dorado, KS (Lincoln Township)

David Alfaro, Director of Planning and Zoning, came before the Board for approval to change zoning from AG-80 to RR as requested by Melvin Johnson on property located at the SE Corner of NW 85th St. and Highway 77 in, El Dorado. Mr. Johnson owns a tract of land that contains 16+/- acres located at the SE Corner of NW 85th St. and Highway 77 in Lincoln Township. The applicant requested to rezone the 16+/- acres which would allow him to sell the property and allow the owner to potentially split the property. The property is located across the road from RR zoned property which includes the Locke Subdivision also zoned RR. Staff is comfortable with the request and recommends approval. As required by state statute all landowners located within a 1,000' radius were notified of the request and staff did not receive any comments against the request. The Planning Commission approved the request by a vote of 4-0.

Commissioner Herzet motioned to approve the request for a change in zoning from AG-80 to RR as requested by Melvin Johnson and direct the Chairman to sign Resolution No. 21-06. Commission Chair Masterson seconded the motion. Motion carried 5-0.

(00:19:50)

ITEM #5 – Addition of 0.5 FTE Community Health Nurse

Will Johnson, Butler County Administrator, came before the Board for consideration of adding a 0.5 FTE Community Health Nurse to the Butler County Health Department. Currently the Butler County Health Department has 3.12 FTE Community Health Nurses who are Registered Nurses and has 2.5 FTE positions filled. They have a 0.5 FTE position that is currently open and are recruiting for without success. With the workload associated with the vaccine clinics and data entry an additional position is needed to assist with fulfilling mandated deadlines. The County Administrator and Health Director believe the addition of a part time position would be best suited to add to the existing part time nurse position to create a full time position which would allow for better recruitment of Registered Nurses and more technical experience to be added to the vaccination clinics. Cares Act Funding exists to fund the additional position for at least three years. The position would also help with other clinical functions within the Health Department once vaccination clinic demands decrease in the County allowing the Department to catch up on many neglected functions due to the pandemic. Additional salary costs of \$25,000 and benefits of \$30,000 are to be paid through Cares Act Funds (CRF).

Commissioner Woydziak motioned to approve the Butler County Health Department to add a 0.5 FTE Community Health Nurse to be combined with the current vacant 0.5 FTE position to create a full time Community Health Nurse Position. Commissioner Herzet seconded the motion. Motion Carried 5-0

(00:29:36)

ITEM #6 – Sheriff Vehicle Replacements

Daimon Cundiff, Butler County Sheriff Office, came before the Board for approval to purchase three vehicles to replace vehicles that had been totaled previously. The Sheriff’s Office sought bids from several dealerships in the area to replace the vehicles. The bids received were for sedans, pick-up style trucks, and SUV police vehicles. The Butler County Sheriff’s Office has been purchasing Dodge patrol vehicles since 2010. Dodge vehicles have proven to be reliable when replaced in a timely manner and kept current on their service schedule. While seeking bids, staff was notified of three 2020 Dodge Durango Police Package SUVs that already have the needed equipment included in the price as well as a shortened wait time to be placed into service. These three (3) Dodge Durango Police Package SUVs will be replacing: (1) 2019, Dodge Charger, mileage 44, 400, which was totaled involved in a fire, (2) 2019, Dodge Charger, mileage 14,506, which was totaled while parked and rear-ended, (3) 2017, Dodge Charger, mileage 39,873, which was totaled when a fleeing vehicle struck the parked patrol vehicle during a chase. These SUV’s will be placed in the administration fleet to see how they perform and to evaluate and compare to the Chargers currently in the fleet. By so doing this no more patrol vehicles will be added to the current fleet. Bids were received from the following entities:

Parks Motors	2021 Durango Pursuit Vehicle AWD 5.7 V8 Hemi Engine	Not Equipped with Emergency Equipment	\$34,618.00
Davis Moore	2021 Durango Pursuit AWD 5.7 V8 Hemi Engine	Not Equipped with Emergency Equipment	\$32,452.46
Kansas Highway	2019 Dodge Durango-	As is	27,250

Patrol Fleet Program	Mileage estimated near 49,000	w/ bumper w/bumper/siren and lights	27,850 28,850
Superior Emergency Response Vehicles	2020 Dodge Durango Pursuit Vehicle AWD 35,809.98 2020 Dodge Durango Pursuit Vehicle AWD 35,447.98 2020 Dodge Durango Pursuit Vehicle AWD 35,447.98	will be equipped with Whelen Inner Edge XLP Interior light bar (R/B w/ Takedowns, Whelen ION Edge Perimeter lights (2 front grille, 4 rear, 2 side cargo windows, Whelen HHS3200 Siren/Light Controller, Whelen SA315 Siren Speaker/Bracket, Morola 800 Mhz Interior radio Antenna, BS5025 Fuse Block, 75-100AMP Accessory Relay, Shop supplies –Wiring connector, securement items, professional installation / Upfitting- Install emergency equipment and radio.	The difference in price between the bids listed are reasonably close expect for the year of the Durango and the equipment already added to the patrol vehicle in the bid received from Superior Emergency Response Vehicles.

The three (3) Dodge Durango Police Package SUVs would be purchased mostly from funds received back from insurance payments and will come out of the Sheriff’s Reserve Fund. By purchasing these 2020 Dodge Durango within the bid received, the sheriff’s office will be able to reduce their expenses considerably. If these vehicles were purchased from other dealerships and equipped, not using the state contract pricing, the purchase price plus the setup would cost tax payers a higher dollar amount.

Commissioner Woydziak motioned to approve the purchase of three vehicles from Superior Emergency Response Vehicles in the amount of \$106,705.94 for three (3) 2020 Dodge Durango Police Package Vehicles. Commissioner Herzet seconded the motion. Motion carried 5-0.

(00:44:44)

ITEM #7-Agreement between Sedgwick County and Butler County to contribute to funding a Mobility Manager for the CTD Region 9

Crystal Noles, Department on Aging Director, came before the Board for approval of the agreement between Sedgwick County and Butler County to contribute to funding a Mobility Manager for the CTD Region 9. The South Central Coordinated Transit District #9 is composed of transit providers in seven local counties. The Kansas Department of Transportation (KDOT) is providing grant funding for a mobility manager position. Such funding shall go towards the position's salary, benefits, and other employment related costs (personnel costs). Nine other agencies have committed to contributing a partial funding match, including: Sedgwick County Department on Aging, Butler County Department on Aging, Cerebral Palsy Research Foundation, City of Derby-Derby Dash, Envision, Harper County Department on Aging, Harvey County Department on Aging, Starkey, Inc., and City of Wichita-Wichita Transit. The mobility manager shall be responsible for working with local public transit, planning, and human service agencies to coordinate transportation services to improve overall mobility for the general public. There will be an emphasis on the elderly, low-income persons, and/or persons with disabilities, Sedgwick County shall serve as the host agency with the mobility manager engaged as an employee. Sedgwick County shall directly provide the mobility manager with a salary, benefits, administrative services and office space. The sole purpose of this Agreement is to define the financial relationship between Sedgwick County and Butler County as it relates to funding of the mobility manager position by Butler County. KDOT will provide one hundred percent (100%) of the funding for personnel costs for the first two years of this Agreement and ninety percent (90%) for each subsequent year. The other nine participating agencies, including both parties, have agreed to share a ten percent (10%) funding match for the position for the third year and all subsequent years of the Agreement. Butler County's share would be \$1200.00 for two years. The formula determining the cost sharing percentage was based on the ridership numbers for all agencies. Butler County's share would come from a budgeted match for transportation in the Department on Aging's Budget.

Commissioner Wheeler motioned to approve the contract between Sedgwick County and Butler County to fund a Mobility Manager and allow the Chair to sign. Commissioner Murphy seconded the motion. Motion carried 5-0.

(00:49:09)

ITEM #8-Painting the Exterior of the Community Building

Dan Ingalls, Director of Facilities Management, came before the Board for approval to solicit bids for the purpose of painting the exterior of the Community Building. There has been a constant issue with water getting into this building for a while. During an inspection of the exterior walls it was discovered that some small cracking in the walls needed to be addressed. After talking to contractors and Gravity Works Architecture it was determined that Elastomeric Paint or other sealing paint would be the best fit for this project. There are three options when it comes to financing this project: Facilities Management budgets 1) \$20,000 per year for painting 2) CIP funds of which \$25,000 is budgeted for Community Building remodeling. 3) To date Facilities Management has \$28,000 in contingency from the two current project (new Emergency Operations Center and the Community Building upgrades)

Commissioner Wheeler motioned to allow staff to solicit bids for the purpose of painting the exterior of the Community Building. Commissioner Murphy seconded the motion. Motion carried 5-0.

(00:58:23)

ITEM #9- Public Works Equipment Purchas - 2021

Darryl Lutz, Director of Public Works, came before the Board for approval to obtain bids for planned major equipment replacement for 2021. Several pieces of equipment are ready for replacement or purchase in 2021, which will include some equipment carried over from 2020 and prior years. The equipment being replaced has reached the end of service life and the cost of continued ownership and operation exceeds the cost of replacing the equipment. The only major purchases planned for the landfill in 2021 are the replacement of the JCB material handler and the purchase of additional trash screens. The scraper rebuild shown in the attached chart was approved by the County Commission in December 2020. For the highway shops, the proposal is to replace the steel dump bodies on five tandem axle dump trucks with stainless steel dump bodies in lieu of the planned replacement of two dump trucks. In addition, one motor grader and the sign truck are due for replacement. The sign truck would be converted to a 3/4 ton chassis in lieu of the current 1 1/2 ton chassis. In addition, the department is still looking for a stainless steel salt conveyor and a replacement boom lift. The material handler is nine years old and requires a lot of maintenance due to its type of use. Mr. Lutz noted the fleet of dump trucks is in good shape except for several of the dump bodies that are rusting out. Stainless steel dump bodies will be installed on five of the trucks that the department intends to keep for several more years and rotate down the better dump beds to trucks that will be replaced in five years or less. The Volvo motor grader is the oldest grader and will be twenty years old by the time the new grader is delivered. It is a high hour machine and will be sold. These equipment purchases are planned in the County's CIP and are budgeted. Cash is available for making the planned purchases. Equipment to be purchased/or already purchased is as follows:

ITEM TO BE PURCHASED	LOCATION	DATE BID PUT OUT	DATE PURCHASED	ESTIMATED COST/BUDGETED	DATE RECEIVED	COST
1 - Rebuild Scraper	Landfill	Jan-21	Jan-21	\$275,000.00		
1 - Material handler	Landfill			\$120,000.00		
5 - Litter Screens	Landfill			\$40,000.00		
	Landfill					
2 - Stainless Steel Tandem beds	Northshop			\$100,000.00		
1 - Mechanic Body	Northshop			\$62,534.00		
1 - Bed for Sewer Truck	Northshop			\$7,000.00		
1 - 3/4 Ton Cab/Chassis Sign Tr.	Northshop			\$30,000.00		
1 - Bed for Sign Truck	Northshop			\$10,000.00		
	Northshop					
	Northshop					
	Northshop					
	Northshop					
	Northshop					
3 - Stainless Steel Tandem beds	Southshop			\$150,000.00		
1 - Mechanic Body	Southshop			\$62,534.00		
Motor Grader All Wheel Dr.	Southshop			\$330,000.00		
	Southshop					
	Southshop					
	Southshop					
	Southshop					
	Southshop					
	Weed Dept.					
	Weed Dept.					
TECHNOLOGY	Office					
TOTAL COST OF ALL ITEMS LISTED ABOVE				\$1,187,068.00		\$0.00

Commissioner Murphy motioned to approve the Director of Public Works to obtain sealed bids for the new equipment requested by the Public Works Department and pricing as appropriate for the purchase of used equipment as requested by the Public Works Department. Commissioner Wheeler seconded the motion. Motion carried 5-0.

(01:04:02)

ITEM #10-Portable Trash Screens - Purchase Approval

Darryl Lutz, Director of Public Works, came before the Board for approval to purchase five portable trash screens for the County Landfill. These trash screens are used to catch blowing litter around the operating face of the landfill. In the past The County has shop built trash screens and has been slowly accumulating enough trash screens for protecting at least one half or more of the face of the landfill. In 2017, staff requested adding at least ten more trash screens for the landfill. At the time, staff had evaluated the cost of fabricating trash screens versus the cost of purchasing trash screens. The cost was similar, but, constructing trash screens on-site would tie up valuable employee resources and take several months, whereas, the delivery of trash screens could occur in a few weeks. The County purchased five trash screens from Metta Technologies to evaluate their performance. The screens are considerably lighter than the fabricated screens, cover more area, are more effective at containing trash and are holding up very well. In 2019, the County Commission authorized purchasing ten additional trash screens from Metta Technologies. The Public Works Department now has five screens scheduled for purchase every two years in the CIP. Staff is recommending to purchase an additional five trash screens from Metta Technologies and to continue adding more screens over time and as needed. Staff was only able to find 1 company in 2017 in the United States that commercially builds and sells

portable trash screens for landfills which was Metta Technology, Toledo, Ohio. Staff has requested a price quotation for the purchase and delivery of five portable litter screens that are identical to the screens purchased in 2017 and in 2019. Metta Technologies has provided a cost quotation of \$4,795 per screen plus a steel surcharge of \$885 per screen and delivery in the amount of \$2,310 for five 24' wide by 15' tall portable litter screens for a total delivered cost of \$30,710. The total cost to Butler County in 2017 was \$25,140 for five screens and in 2019 was \$49,865 for ten screens. The purchase is budgeted in the Landfill Equipment Plan which was included in the approved 2020-2024 CIP. This purchase would be paid out of the capital projects line item. Quote is as follows:

Metta Technologies	2233 Parkwood Ave. #3 Toledo, OH 43620	5 Bull Litter Fence w/ Canopy 24ftX15ft	\$4,795.00 X 5	\$23,975.00
		Steel Surcharge	\$885.00 X 5	\$4,425.00
			Subtotal	\$28,400.00
			Freight	\$2,310.00
			Sales Tax	\$0.00
			Quote Amount	\$30,710.00

Commissioner Herzet motioned to approve the purchase of five (5) 24' wide by 15' tall Bull portable litter fence units for the landfill from Metta Technologies, Toledo, Ohio for a total delivered cost of \$30,710.00 to be paid from the Landfill Capital Improvements fund. Commissioner Wodyziak seconded the motion. Motion carried 5-0.

(001:11:06)

VOUCHERS

Commissioner Wheeler motioned to approve vouchers dated March 23, 2021, in the amount of \$343,052.86. Commissioner Wodyziak seconded the motion. Motion carried 5-0.

(01:11:42)

ADDS & ABATES.

Commissioner Wheeler motioned to approve the Adds in the amount of \$1,691.98 and the Abates in the amount of \$37,568.90. Commission Chair Masterson seconded the motion. Motion carried 5-0.

(01:12:13)

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

There were no additional items.

(01:13:10)

ADJOURNMENT

*Commissioner Wodyziak motioned to adjourn the meeting of the Board at 10:23 am.
Commissioner Herzet seconded the motion. Motion carried 5-0.*