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BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, April 19, 2022

(00:00:03)

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 Mike Wheeler, Commissioner Marc Murphy, Commissioner Jeff Masterson, Commissioner Dan Woydziak, County Administrator Will Johnson, and Clerk Recorder Jennifer Currier.

(00:00:07)

INVOCATION

Pastor Ron Jones, Temple Baptist Church of El Dorado, presented the invocation.

(00:01:16)

APPROVAL OF MINUTES

Commissioner Murphy motioned to approve the minutes of the Butler County Commission meeting for April 12, 2022, as presented. Commissioner Wheeler seconded the motion. Motion carried 5-0.

(00:01:40)

PUBLIC COMMENTS

There were no public comments.

(00:01:49)

ITEM #1 – BID OPENING – ANNUAL TIRE PURCHASES

Darryl Lutz, Director of Public Works, came before the Board to receive and open bids for the annual purchase of tires for the Public Works Department. The bids were opened; the name of the vendor and location represented in each bid were read aloud and placed in the record. The bids received were from the following vendors: Steve and Son's Tire, Superior Auto Glass and Accessories, and Patton Automotive; all of El Dorado, Kansas and a recommendation will be submitted at a later date. The bids received are as follows:

BUTLER COUNTY PUBLIC WORKS
2022

TIRE BID TABULATION

To be delivered to Butler County Shop at Augusta and El Dorado

Page 1 of 3

Item	Size	Load Range	Type/EXAMPLE	Dept.	Quantity	Patton Automotive El Dorado, KS	Steele and Sons Tire El Dorado, KS	Superior Auto Care El Dorado, KS	Brand Name & Description	Patton Automotive El Dorado, KS	Steele and Sons Tire El Dorado, KS	Superior Auto Care El Dorado, KS
1	19.00R17 5MC	H	PRESTONE 694 Sumomo 727	2-AUG	2	\$ 378.00	\$ 330.00	\$ 465.00	Sumomo 727 Drive Tire RM 200 A/P 18 ply	\$ 756.00	\$ 660.00	\$ 910.00
2	11R22 5tr	H	PRESTONE FD 663 & Iron Man	16-AUG 3-BLD 6-LF 2-WEBB	31	\$ 330.00 \$ 57.90	\$ 348.00	\$ 348.00	Continental LSR 105R Prestone FD 663 Road Master RM 254 18 ply Dynamar Toyne M152L	\$ 10,230.00 \$ 17,294.90	\$ 9,840.00	\$ 13,788.00
3	11R24 5tr	H	PRESTONE FS 561	1-BLD	1	\$ 499.38	\$ 500.95	\$ 369.00	Prestone FS 561 Road Master RM 185 18 ply Dynamar FL 260 Type KM70	\$ 499.38 \$ 500.95	\$ 500.95	\$ 369.00
4	11R24 5tr	H	PRESTONE T931	1-BLD 2-LF	3	\$ 500.00	\$ 420.45	\$ 385.00	Prestone not available - Sallun 2817 18 ply Road Master RM 200 18 ply Hercules Strong Guard Deep Drive HMO	\$ 1,600.00 \$ 1,261.35	\$ 1,261.35	\$ 1,155.00
5	11R24 5tr	H	PRESTONE FD 663	1-AUG	3	\$ 397.20	\$ 622.95	\$ 465.00	Prestone FD 663 Road Master RM 254 18 ply	\$ 1,191.60	\$ 1,868.85	\$ 1,485.00
6	11R22 5	H	PRESTONE FS 561	2-AUG	2	\$ 517.94	\$ 475.00	\$ 555.00	Prestone FS 561 Hercules 1-181 A/P 18 ply Road Master RM 230 18 ply	\$ 1,035.88 \$ 950.00	\$ 950.00	\$ 1,110.00
7	17.5 R25	H	V-Gard Ultra Tractor Bridgestone Hercules HCR 325 Prestone Superground ply	2-AUG 6-BLD	6	\$ 1,008.30 \$ 948.00 \$ 958.00	\$ 1,070.00	\$ 844.00	Hercules DL 325 Hercules BR 1000 Hercules HCR 325 Hercules HCR 325 DM 3.8 ply Hercules HCR 325	\$ 6,050.40 \$ 7,548.00 \$ 7,954.00 \$ 5,500.00	\$ 5,500.00	\$ 7,562.00
8	20 8R25	H	MICHELIN XTLA	1-AUG 4-BLD 6-LF	9	\$ 1,556.42	\$ 1,264.90	\$ 1,371.00	Michelin XTLA Hercules Leader LS 18 ply Hercules DL leader	\$ 14,507.00 \$ 12,184.10	\$ 12,184.10	\$ 13,943.00
9	215 75R17.5	H		4-BLD	4	\$ 327.00	\$ 325.00	\$ 155.00	Hercules Road Master 170 18 ply Iron Man	\$ 1,348.00 \$ 1,300.00	\$ 1,300.00	\$ 600.00
10	225 70R19 5	G	HERCULES H-603	2-AUG 2-BLD 4-LF	5	\$ 247.00 \$ 251.00	\$ 308.90	\$ 730.00	Hercules Strong Guard H-603 Sallun 2712 Hercules Strong Guard H-603 14 ply Hercules Strong Guard H-603	\$ 1,235.00 \$ 2,008.00 \$ 2,471.20	\$ 1,235.00	\$ 1,840.00
11	225 70R19 5	G	GOODRICH G222 RSD THE IRONMAN BY KELLY	2-BLD 6-WEBB	6	\$ 412.00 \$ 227.00	\$ 330.00	\$ 459.00	Bridgestone M22P Ironman BR 1000 Goodrich G222 14 ply Goodrich G222 RSD	\$ 3,292.00 \$ 1,618.00 \$ 4,240.00	\$ 1,618.00	\$ 3,672.00
12	225 70R19 5tr	G	Hercules Strong Guard HRA 14 ply	2-AUG 2-LF	4	\$ 380.00	\$ 368.00	\$ 458.00	Hercules H135 Hercules Strong Guard H-603 Goodyear C & M G222 RSD	\$ 1,540.00 \$ 1,256.00	\$ 1,256.00	\$ 1,538.00

Page 2 of 3

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13	230 75R19 (1)	C	PRESTONE A/T	6-BLD	6	\$ 209.00	\$ 185.00	\$ 154.00	Prestone A/T 600 Kenda A/T 600 Ironman All Country 5 ply Falken A/T3W 55K	\$ 1,254.00 \$ 990.00	\$ 990.00	\$ 948.00
14	230 80R16	G	Trailer tire 14 ply	4-AUG	4	\$ 188.00	\$ 229.95	\$ 182.00	Advanced GL 285 Masterach All Steel 14 ply 16 Ply 10 ply	\$ 752.00 \$ 900.80	\$ 752.00	\$ 728.00
15	230 85R19 (1)	E	PRESTONE PAS HT	2-BLD	2	\$ 185.00	\$ 162.90	\$ 178.00	Prestone HT2 Trailer King 10 ply Yokohama HT 58K	\$ 370.00 \$ 325.80	\$ 325.80	\$ 356.00
16	245 65R17		Destination LE	2-BLD	2	\$ 201.00	\$ 168.95	\$ 166.00	Prestone LE3 Ironman RT 4 ply Yokohama HT 33K	\$ 402.00 \$ 337.90	\$ 337.90	\$ 322.00
17	245 70R17 (1)		PRESTONE TRANSPORT HT	2-AUG	2	\$ 218.00	\$ 169.98	\$ 212.00	Prestone Transport HT 10 ply Ironman RT 4 ply Yokohama HT 33K	\$ 432.00 \$ 337.96	\$ 337.96	\$ 424.00
18	245 70R17 (1)		PRESTONE TRANSPORT AT	4-AUG	4	\$ 236.00	\$ 172.94	\$ 231.00	Prestone AT Transport 10 ply Ironman AT2 4 ply Falken 55K A/T3W	\$ 944.00 \$ 691.76	\$ 691.76	\$ 924.00
19	245 75R17 (1)		PRESTONE Transport AT 2 and Hercules Terra Trac AT X	6-BLD	4	\$ 252.00	\$ 254.97	\$ 254.00	Prestone AT Transport Hercules XCV 15 ply Falken 55K A/T3W	\$ 1,008.00 \$ 1,019.88	\$ 1,019.88	\$ 1,020.00
20	255 70R22.5		PRESTONE FS 560 Hercules Strong Guard H/P 18 ply	2-AUG	2	\$ 288.00	\$ 428.90	\$ 380.00	Prestone 560 RoadMaster RM 272 A/D 18 ply Prestone 560	\$ 576.00 \$ 857.80	\$ 857.80	\$ 720.00
21	25x10.5 x 12		OTR 440 Magnum	4-LF	4	\$ 174.00	\$ 154.64	\$ 120.00	OTR 440 Magnum OTR 440 18.0 8 ply OTR	\$ 696.00 \$ 618.56	\$ 618.56	\$ 480.00
22	25x10.5 x 12		CARTRIDGE TIRE (1)	4-LF	4	\$ 137.00	\$ 170.98	\$ 134.00	Carlisle AT Trail Carlisle AT Trail 4 ply Carlisle LTV	\$ 548.00 \$ 683.94	\$ 683.94	\$ 536.00
23	265 70R17	E	PRESTONE TRANSPORT HT	4-AUG	4	\$ 251.00	\$ 210.96	\$ 212.00	Prestone HT Iron Man CHT 10 ply Yokohama HT 10 ply 50 K	\$ 1,004.00 \$ 843.84	\$ 843.84	\$ 848.00
24	285 75R17 (1)		PRESTONE TRANSPORT AT 10 ply	4-AUG 6-BLD	5	\$ 285.00	\$ 242.90	\$ 256.30	Prestone AT Hercules XCV 15 ply Falken 55K A/T3W	\$ 1,425.00 \$ 1,214.50	\$ 1,214.50	\$ 1,260.40
25	275 70R14		PRESTONE TRANSPORT AT 10 ply	4-AUG	4	\$ 298.00	\$ 226.54	\$ 310.00	Prestone AT Iron Man All Country AT 10 ply Falken 55K 10 ply A/T3W	\$ 1,192.00 \$ 906.36	\$ 906.36	\$ 1,280.00
26	315 80R22.5		PRESTONE FS400 Level L 20 ply	6-BLD	13	\$ 519.24	\$ 874.56	\$ 375.00	Prestone FS 400 Hercules H-20 A/P 20 ply IronMan 802	\$ 6,750.12 \$ 7,489.54	\$ 7,489.54	\$ 4,875.00

Page 3 of 3

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27	380 65 R24 (1)		PRESTONE ALL TRACTION OT	1-BLD	1	\$ 665.00	n/a	\$ 369.00	Carlisle Prestone FFS Speed	\$ 665.00	n/a	\$ 369.00
28	380 65R24 (1)		PRESTONE ALL TRACTION OT	1-AUG	1	\$ 792.00	n/a	\$ 459.00	Prestone BVO Carlisle	\$ 792.00	n/a	\$ 459.00
29	480R10R		Reel 1480 (Prestone/Tran HT	1-BLD	1	\$ 1,500.00	n/a	\$ 770.00	Prestone LAT 23 148 Samson	\$ 1,500.00	n/a	\$ 770.00
30	L1225/75R16		PRESTONE TRANSPORT HT	16-AUG	18	\$ 154.00	\$ 178.00	\$ 154.00	Prestone HT 10 ply Iron Man All Country HT 10 ply Hercules Terra Trac	\$ 3,420.00 \$ 3,222.00	\$ 3,222.00	\$ 2,772.00
31	ST 265 75 R16		TRAILER TIRE	3-BLD	3	\$ 99.00	\$ 108.98	\$ 134.00	Trailer King 5 ply Mastertrack ST 6 ply (5TR) Hercules 6 ply	\$ 297.00 \$ 329.94	\$ 329.94	\$ 402.00
32	ST 225/75 R16		Trailer Tire	5-BLD	5	\$ 118.00	\$ 127.90	\$ 134.00	Trailer King Mastertrack 2710 ply (5TR) Hercules 10 ply	\$ 590.00 \$ 639.75	\$ 639.75	\$ 670.00
TOTAL												

Butler County Director of Public Works

Approved: County Administrator

Date:

Commissioner Woydziak motioned to accept the bids received and opened by the Board for tires and authorized the Department of Public Works to tabulate the bids and to return at a later time with recommendations for action regarding the purchases. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:03:46)

ITEM #2- BID AWARD – ANNUAL PIPE CULVERT PURCHASES

Darryl Lutz, Director of Public Works, came before the Board for approval of the award of bid for the annual purchase of pipe culverts for the Public Works Department. Mr. Lutz presented the sealed bids from four vendors to the Board; staff tabulated and evaluated the bids for conformance. The lowest bid was offered by Welborn Sales Salina, Kansas in the delivered amount of \$66,624.49.

Commissioner Wheeler motioned to approve the award of bid for annual pipe culvert purchases for Butler County to Welborn Sales, Inc., Salina, Kansas in the total low bid amount of \$66,624.49 including delivery to Butler County. Commissioner Murphy seconded the motion. Motion carried 5-0.

(00:06:42)

ITEM #3 – 2022 KDOT FEDERAL FUNDS EXCHANGE

Darryl Lutz, Director of Public Works, came before the Board for approval of a request to Kansas Department of Transportation (KDOT) related to Butler County's participation in the federal funds exchange program to receive available funds for the current federal fiscal year in the amount of \$379,557.38. Staff is requesting this balance be reimbursed to the County as state funds. Based upon the exchange rate of \$0.90 for every \$1.00, the County can receive up to \$341,601.64. These funds are programmed as revenue in the adopted 2021-254 CIP and are allocated to fund road and bridge improvement projects in 2022. The funds will be forwarded to the County as a reimbursement against projects completed.

Commissioner Murphy motioned to approve the KDOT Request to Exchange Federal Funds form for Butler County to utilize available FFY 2022 federal aid funds in the estimated amount of \$341,601.64 for road and bridge construction projects and to authorize the Chair to sign. Commissioner Wheeler seconded the motion. Motion carried 5-0.

(00:09:04)

ITEM #4 – RIGHT OF WAY ACCEPTANCE & APPROVAL – SW BUTLER RD PROJECT FROM K-254 TO PARALLEL

Darryl Lutz, Director of Public Works, came before the Board for approval of the dedication of easements and rights-of-way for several tracts related to the SW Butler Rd Improvement Project from K-254 north to Parallel; a federal aid project funded through Kansas Department of Transportation (KDOT). Mr. Lutz presented the easement and right-of-way documents that have been received thus far. The payments and settlements will be based upon approved unit price values and will include any additional cost to cure items such as fence replacements, encroachment damages and landscape item replacements.

SW Butler Rd - K254 to Parallel Project Right-of-Way
 Project No. 8 C-4935-01 29-Mar-22

	Tract Size		Perm R/W		Temp Constr Ease.			Damages	Total	Neg	Appr	Adm	Don
	Sq. Ft.	Acres	Acres	Price/Ac	Cost	Acres	Price/Ac	Cost	Cost				
Tract Owner:	Michael & Serena Eastridge Living Trust												
Tract No	ROW1	7,352	0.169	0.169	\$ 12,000	\$ 2,028.00	4/19/2022			\$ 2,028.00	\$ 7,849.00	1	
	TCE1	1,838	0.042				0.042	\$ 3,000	\$ 126.00	\$ 126.00			
Other	Concrete Driveway Replacement Estimate									\$ 5,695.00			
Tract Owner:	Michael & Serena Eastridge												
Tract No	ROW2	1,000	0.023	0.023	\$ 12,000	\$ 276.00	4/19/2022			\$ 276.00	\$ 500.00	1	
	ROW Minimum									\$ 224.00			
Tract Owner:	BB Ranches, LLC												
Tract No	ROW1	54,197	1.244	1.244	\$ 7,500	\$ 9,330.00	4/19/2022			\$ 9,330.00	\$ 9,795.00	1	
	TCE1	10,809	0.248				0.248	\$ 1,875	\$ 465.00	\$ 465.00			
Other													

Basis:
 Small Lots <4 Ac \$ 16,500 per Ac.
 Large Lots >4 Ac to 10 Ac \$ 12,000 per Ac.
 Lots > 10 Ac \$ 7,500 per Ac.

Commissioner Woydziak motioned to approve the acceptance of dedications of easements and rights-of-way and to approve the settlements negotiated for Project No. 8C-4935-01, the SW Butler Rd Improvement Project from K-254 to Parallel as presented and to authorize the Chair to sign. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:12:52)

ITEM #5 – SW BUTLER ROAD IMPROVEMENTS-SW 170th St. NORTH TO SW 155th St.

Darryl Lutz, Director of Public Works, came before the Board for approval to solicit letters of interest and statements of qualifications for preliminary and construction engineering services for the SW Butler Rd project from SW 170th St. north to SW 155th St. The design and construction engineering phases for the project require outside services. To comply with the procurement requirements for federal aid funding regarding the construction engineering phase, the County will need to use the qualifications base selection (QBS) process for selecting and negotiating engineering services. Staff requested permission to proceed with solicitation for services for both the design and construction engineering phases of this project.

Commissioner Masterson asked how many engineering firms were in the area to be contacted for bids; Mr. Lutz informed the Board there are five or six firms in Wichita to be solicited for bids.

Commissioner Masterson motioned to approve the Department of Public Works to solicit letters of interest and statements of qualifications for design and construction engineering services related to the proposed SW Butler Rd improvement project from SW 170th St north for approximately one and a half miles to SW 155th S. and to return at a later date with a proposal and agreement for engineering services. Commission Chair Herzet seconded the motion. Motion carried 5-0.

(00:16:24)

ITEM #6 – WHOLESALE WATER #8 BYLAW AMENDMENT

Will Johnson, County Administrator, came before the Board for approval of an amendment to the bylaws for Butler County Wholesale Water District #8. Butler County is a charter member of Wholesale Water District #8, along with Butler Rural Water #3 (RW3), Kansas Department of Wildlife & Parks (KDWP) and the Army Corps of Engineers (Corps). Since the Corps has changed staffing at El Dorado State Park, it has not had a member on the Board since the retirement of Jim Frye. The Board has struggled at times to have enough members present for a quorum at its meetings due to the vacant position. Currently, the Board meets four times annually, and Administrator Johnson and Commissioner Wheeler serve on the Board representing the County. The modification of the bylaws eliminates the position held by the Corps and transfers it to KDWP. The amendment also designates terms for Board members to coincide with RW3; the County may delegate its membership to two members from RW3 and will allow KDWP to do the same if they desire. The amendment needs to be approved by all three parties and the Attorney General's office at which time staff will come back to the Board with an action to appoint new members to the Board.

Commissioner Woydziak motioned to approve the amendment to the bylaws for Butler County Wholesale Water District #8. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:18:50)

ITEM #6 – PROPOSED 2022-2026 CIP WORK SESSION (EQUIPMENT, PUBLIC FACILITIES, TECHNOLOGY/OTHER)

Ryan Adkison, Assistant Administrator/Finance Director, came before the Board to review the Capital Improvement Plan (CIP) projects. Each year, the Board reviews the proposed CIP over two work sessions before adoption. This workshop is designed to present each project; the following departments had staff present, along with the Administrator for the City of Andover for questions during this session:

- Emergency Communications
- Facilities Management
- Health Department
- Andover Fire Department
- Emergency Medical Services
- Butler County Sheriff's Office
- Information Technologies
- GIS/Mapping Department

(01:03:10)

RECESS

Commission Chair Herzet recessed the meeting at 10:05 a.m. for eight minutes.

RECONVENE

Commission Chair Herzet reconvened the meeting at 10:13 a.m.

No action was taken.

The second work session for the CIP projects will be on April 26, 2022 during the Commission meeting. Mr. Adkison and the Board discussed the final budget work session; with the date range of July 11–14, 2022 to finalize the budget.

The Board, Administrator Johnson and Mr. Adkison discussed the mill levy, pay plan study and recruiting for employment.

(01:55:57)

VOUCHERS

Commissioner Woydziak motioned to approve vouchers dated April 19, 2022, in the amount of \$1,240,086.03. Commissioner Masterson seconded the motion. Motion carried 5-0.

(01:56:36)

ADDS & ABATES

Commissioner Woydziak motioned to approve Adds in the amount of \$222.36 and Abates in the amount of \$2,440.40. Commissioner Masterson seconded the motion. Motion carried 5-0.

(01:56:55)

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

Commissioner Wheeler is not able to attend the Eagle Scout Ceremony on Sunday, May 1, 2022.

Commissioner Murphy informed the Board he will be absent for the June 3, 2022, Commission Meeting.

Commissioner Woydziak discussed the Kansas County Commissioners Association (KCCA) conference in Salina, Kansas and will attend the Wichita Area Metropolitan planning Organization (WAMPO) funding meeting this afternoon.

Administrator Johnson discussed the following with the Board:

- Wichita State University will present the Pay Plan Study at next week's Commission Meeting and will be ready for staff recommendations the following week.
- Budget finalization is approaching very quickly.
- The Governors One Shot Turkey Hunt presented the County with an award during the banquet; Commission Chair Herzet accepted on the County's behalf.

(02:03:04)

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 11:10 a.m. Commissioner Wheeler seconded the motion. Motion carried 5-0.