

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, June 5, 2018

CALL TO ORDER

Commission Chairman Dan Woydziak called the Butler County Board of Commissioners to order at 9:00 a.m. Present were Commissioner Jeff Masterson, Commissioner Marc Murphy, Commissioner Ed Myers, Commissioner Mike Wheeler, County Administrator Will Johnson, and Clerk Recorder Chelsea Noel.

INVOCATION

Pastor Voyt Lynn, First Baptist Church, Douglass, presented the invocation.

APPROVAL OF MINUTES

Commissioner Murphy motioned to approve the minutes of the Butler County Commission meeting from Tuesday, May 29, 2018 as presented. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:01:28)

PUBLIC COMMENTS

Kristey Williams, 77th District Representative, came before the Board and thanked them for addressing Resolution 18-09, a resolution of support for a reduction of the Butler Community College Property Tax Levy. Representative Williams expressed to the Board that she is committed to working hard with the Legislation to make a change and hoped the Board would continue to see this issue as a priority. Commissioner Masterson stated the Board wholeheartedly supports Representative Williams and is ready to move forward with the resolution.

Janet Brown, 1080 SE Bluestem Road, came before the Board and expressed her opposition to the new bar, The ShowBoat, which is scheduled to open this summer in Prospect Township. Ms. Brown stated she hoped the Butler County Sheriff's Office and the Board of Commissioners would stand by the rules and regulations of adult entertainment in Butler County. Commissioner Wheeler gave Ms. Brown Butler County's Resolution containing the rules and regulations regarding adult entertainment. Commission Chairman Woydziak assured Ms. Brown that the Sheriff's Office would monitor their compliance regularly.

Natalie Donges, 2873 SW Hwy 54, came before the Board and stated she is opposed to the ShowBoat opening as well. Ms. Donges inquired about Article 11 of the Resolution stating no alcohol could be served in a strip club. Ms. Donges stated she is also concerned about the after-hours at the bar. Commission Chairman Woydziak informed Ms. Donges that until the owners violate the terms and conditions of the Resolution the Board can not shut them down.

Larry Patton, Symphony in the Flint Hills Board Member, came before the Board and thanked the Commissioners for their continued support of Symphony in The Flint Hills and stated he hoped to see all of the Commissioners at the event on Saturday.

(00:53:30)

ITEM #1 – SPECIAL EVENT PERMIT FOR A BARN SALE FOR MERCEDES CAMAC @ 4446 SW 210TH ST DOUGLASS, KS TO BE HELD ON SEPTEMBER 22, 2018 FROM 8 A.M. – 6 P.M.

David Alfaro, Community Development Director, came before the Board for approval of a Special Event Permit for the Vintage Villa Barn Sale hosted by Mercedes Camac, located at 4446 SW 210th St, Douglass, KS, to be held on September 22, 2018, from 8 a.m. to 6 p.m. Mr. Alfaro stated this event was originally scheduled to take place in April but was rained out. Mr. Alfaro also informed the Board that all parking would be on site and would not create a traffic issue.

Commissioner Masterson motioned to approve a Special Event Permit for a barn sale for Mercedes Camac, located at 4446 SW 210th St, Douglass, KS, to be held on September 22, 2018; from 8 a.m. to 6 p.m. Commissioner Woydziak seconded the motion. Motion carried 5-0.

(00:55:04)

ITEM #2 – SPECIAL EVENT CMB

Will Johnson, County Administrator, came before the Board for approval of a Special Event CMB license for the Vintage Villa Barn Sale hosted by Mercedes Camac, located at 4446 SW 210th St, Douglass, KS, to be held on September 22, 2018, from 8 a.m. to 6 p.m.

Commissioner Murphy motioned to approve a Special Event CMB License for the Vintage Villa Barn Sale on September 22, 2018 from 8 a.m. to 6 p.m., located at 4446 SW 210th St, Douglass, KS. Commissioner Masterson seconded the motion. Motion carried 4-1. Commissioner Myers opposed.

(01:14:20)

RECESS

Commission Chairman Woydziak recessed the meeting of the Board at a.m.10:14 for 5 minutes.

Commission Chairman Woydziak reconvened the meeting of the Board at 10:19 a.m.

(00:55:44)

ITEM #3 – APAC – KANSAS, INC. – SHEARS DIV.-REQUEST FOR A SPECIAL EVENT PERMIT FOR PLACEMENT OF TEMPORARY ASPHALT BATCH PLANT

David Alfaro, Community Development Director, came before the Board for approval of a request of a temporary placement Asphalt Batch Plant on property zoned AG-40 and located at the SW corner of NW 30th and Highway 196. Mr. Alfaro stated APAC-Kansas, Inc. is preparing to do an asphalt overlay project on Highway 196 from Highway 254 west to the Butler County Line. Section 23-201 allows for the placement of a portable asphalt plant during construction work on any public road or other project. Mr. Alfaro also stated Section 23-501 of the zoning regulations allows a Special Event Permit to be granted by the Board of County Commissioners following a Public Meeting. Butler County established this provision in order to expedite road construction projects. Normally in order to establish an asphalt or concrete batch plant operation a Conditions Use Permit would have to be obtained. This process can take as long as two months and can significantly slow a project down. Mr. Alfaro also stated APAC would enter into a contract with ***Butler County (amended on June 12th by Commissioner Myers)*** to repair the road back to its original condition. Max Vanarsdale, APAC Construction, came before the Board and stated they plan to put an entrance on the State Highway and an exit on NW 30th Street.

Commission Chairman Woydziak motioned to approve the request from APAC – Kansas for a temporary placement Asphalt Batch Plant on the SW corner of NW 30th Street and Highway 196 subject to the following requirements:

- 1. The contractor must enter into an agreement with Fairview Township to repair any damage to the Township roads impacted during the construction and operation of the Plant.*
- 2. The contractor must comply with any and all KDHE requirements applicable to this type of use. Commissioner Murphy seconded the motion. Motion carried 5-0.*

(01:09:57)

ITEM #4 – SERVICE AGREEMENT WITH SYMPHONY IN THE FLINT HILLS

Keri Korthals, EMA Director, came before the Board to recommend approval of the 2018 Service Agreement between Butler County and Symphony in the Flint Hills for emergency services and Public Works support. On Saturday, June 9th, the Symphony in the Flint Hills concert will be held on the Rosalia Ranch with an expected census on site of anywhere from 6,000 to 8,000 people (including attendees, staff, and volunteers). Due to the remoteness of the location and the number of people at the venue, Symphony coordinates with Butler County to provide on-site emergency services, including medical first aid, dedicated ALS transport, law enforcement, communications and traffic control. Ms. Korthals stated the agreement provides for Butler County to be reimbursed for the staff hours and expenses related to supporting the event. The projected personnel costs are \$6,700.00 and the material costs for Public Works are \$6,000.00 for a total contract amount of \$12,700.00.

Commissioner Wheeler motioned to approve the 2018 Service Agreement between Butler County and Symphony in the Flint Hills and authorized the Chair to sign. Commissioner Masterson seconded the motion. Motion carried 5-0.

(01:14:25)

ITEM #5 – INTERSECTION STUDY – SW BUTLER ROAD & SW 150TH ST

Darryl Lutz, Public Works Director, came before the Board and introduced Brett Letkorski, TranSystems Engineering, to share an engineering report from TranSystems for the intersection improvement option for the SW Butler Road intersection with SW 150th Street. The County Commission recently contracted with TranSystems, Inc. a Civil/Transportation Engineering firm to evaluate 2 primary options for improving the intersection including the option of a 4-way signalized intersection and the option of a roundabout type intersection. TranSystems presented preliminary concepts to the County Commission for review and presented the information at a Town Hall type meeting in April held at Rose Hill City Hall to receive comments on the proposed options. Nearly 60% of the comments received preferred the roundabout option over the signalized intersection option for improving the intersection of SW Butler Rd and SW 150th St. TranSystems reported and recommended the selection of the roundabout option as being the best option based upon intersection safety and operational efficiency. Both options are nearly identical in cost and with regard to right-of-way impacts.

Commission Chairman Woydziak motioned to receive and to accept the design report for intersection improvement options at the intersection of SW Butler Road and SW 150th Street and to approve the design concept for a roundabout layout. Commissioner Murphy seconded the motion. Motion carried 5-0.

(01:54:18)

ITEM #6 – PUBLIC WORKS TANDEM AXLE DUMP TRUCKS, SNOW PLOWS AND SALT-SAND SPREADERS – PURCHASE AWARD

Darryl Lutz, Public Works Director, came before the Board to award the purchase of Public Works Tandem Axle dump trucks to Wichita Kenworth, Wichita, KS for two (2) 2019 Kenworth T-470 tandem axle dump trucks under Option 2 with the alternate bed style for a total delivered price of \$273,024.00. Also awarding the purchase of snow plows and salt/sand spreaders to FleetPride, Wichita, KS for two (2) 2018 Monroe snow plows for a total delivered price of \$15,962.00 and for two (2) 2018 Monroe salt/sand spreaders for a total delivered price of \$32,996.00, all based upon being the lowest and best bid meeting Butler County's specifications.

Commissioner Murphy motioned to approve the award of purchase for tandem axle dump trucks to Wichita Kenworth, Wichita, KS for two (2) 2019 Kenworth T-470 tandem axle dump trucks under Option 2 with the alternate bed style for a total delivered price of \$273,024.00. Also awarding the purchase of snow plows and salt/sand spreaders to FleetPride, Wichita, KS for two (2) 2018 Monroe snow plows for a total delivered price of \$15,962.00 and two (2) 2018 Monroe salt/sand spreaders for a total delivered price of \$32,996.00, all based upon being the lowest and best bid meeting Butler County's specifications. Commissioner Masterson seconded the motion. Motion carried 5-0.

Mr. Lutz gave an update to the Board regarding the infestation of Johnson grass in Towanda Township. Mr. Lutz stated he spoke with the Noxious Weed Director and was informed that the Towanda Township right-of-ways are scheduled to be sprayed this week.

(02:07:37)

ITEM #7 – WORK SESSION – SHORT TERM AND LONG TERM COMMISSION GOALS

Will Johnson, County Administrator, came before the Board for discussion on the long term financial position of the County and future recommended changes. No action was taken.

(02:08:17)

VOUCHERS

Commissioner Myers asked questions of the vouchers.

Commissioner Masterson motioned to approve vouchers for June 5, 2018 in the amount of \$252,173.79. Commissioner Murphy seconded the motion. Motion carried 5-0.

(02:12:53)

COMMISSION ADDS & ABATES

Commissioner Masterson motioned to approve Adds & Abates #2691 dated June 5, 2018; Adds in the amount of \$1,663.50 and Abates in the amount of \$475.16. Commissioner Murphy seconded the motion. Motion carried 5-0.

(02:13:16)

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

Commissioner Wheeler requested a work session with the Sheriff to discuss the employee vacancies at the Detention Facility.

Commissioner Myers shared a handout he prepared of the 2018 Jail Deficit to Date and the Projected 2018 Deficit based on revenue to date.

Administrator Johnson informed the Board that he would be bringing a contract before them for the 2018 Dam Music Festival within the next few weeks.

Administrator Johnson stated he plans to start interviews next week for the IT Director and requested one County Commissioner to be on the interview panel. Commissioner Myers volunteered to be on the panel.

The Augusta Senior Center luncheon is scheduled for Tuesday, June 12th.

Administrator Johnson stated Wednesday, June 20th; the City of El Dorado is hosting a meeting at the Civic Center to discuss the K-254 Corridor at 1 p.m.

Ryan Adkison, Assistant County Administrator/Finance Director, stated he is currently in the process of meeting with all department heads to discuss budgets.

(02:30:05)

ADJOURNMENT

Commission Chairman Woydziak motioned to adjourn the meeting of the Board at 11:35 a.m. Commissioner Murphy seconded the motion. Motion carried 5-0.