

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, August 20, 2019

CALL TO ORDER

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

INVOCATION

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

(00:01:45)

APPROVAL OF MINUTES

Commissioner Myers motioned to approve the minutes of the Butler County Commission meeting from August 13th, 2019, as written. Commissioner Wheeler seconded the motion. Motion carried 4-0-1. Commissioner Woydziak abstained due to his absence last week.

(00:02:09)

PUBLIC COMMENTS

Brian Riley, IPS Owner, came before the Board to give an update. Mr. Riley reported IPS has taken thirty-eight loads to the Butler County landfill and has sold just under (*Amended on August 27, 2019 by Commissioner Murphy to read "300,000 pounds"*) in materials. Twelve trailer loads have already been taken to the new IPS facility with an estimated fifteen to sixteen loads remaining to go to new facility. The Commissioners inquired about the road-worthiness of the trailers IPS is utilizing to move materials. Mr. Riley stated IPS is bringing back trailers from the new facility that are road worthy to haul items to the new facility. Mr. Riley estimates about twenty trailers remain at the old location. Commissioner Woydziak asked about the timeline for IPS to be finished at the Butler County site. Mr. Riley responded stating his desire is to be finished at the Butler County site tentatively by October 1st, 2019. Commissioner Woydziak cautioned Mr. Riley to make sure IPS is not just shuffling trailers around on the Butler County site and the site can be navigated without undo issues. Commissioner Woydziak noted he has noticed the changes IPS has made and has been able to see progress. No aerial views have been obtained of the Butler County IPS site at this time.

Commissioner Woydziak motioned to extend the date of IPS' vacation of the Butler County site to October 1, 2019, with an update to be received by the Board from Mr. Riley on that date. Commissioner Masterson seconded the motion. Commissioner Wheeler opposed. Motion carried 4-1.

(00:07:52)

**ITEM #1 – FLINTHILLS SERVICES, INC. BOARD OF DIRECTORS APPOINTMENTS
7:55**

Kathy Walter, Executive Director Flinthills Services, Inc., and Nicole Hall, Executive Director Community Developmental Disability Organization (CDDO), came before the Board to appoint nominees to the vacant positions on the Flinthills Services, Inc. Board of Directors and CDDO of Butler County. Jeff Hund has been selected to replace Annette Schmidt in the At-Large position

and Bryce Barkus has been selected to replace Dee Ann Strecker in the District 1 position. Mr. Hund will fulfill a temporary term through April 2020 and Mr. Barkus will serve a temporary term through May 2021. Both candidates introduced themselves to the Board and shared about their passion for Flinthills Services, Inc. Mr. Hund was born & raised in Kansas. His youngest daughter utilizes Flinthills Services and enjoys her time in the program. Mr. Barkus grew up in Butler County and used to work under Darryl Lutz in Butler County's Public Works department. Mr. Barkus' was with Flinthills Services for about twenty years and he is proud to serve on the Board of Directors.

Commissioner Woydziak motioned to appoint Jeff Hund to the At-Large position and Bryce Barkus to the District 1 position of the Flinthills Services, Inc. Board of Directors. Commissioner Myers seconded the motion. Motion carried 5-0.

(00:12:09)

ITEM #2 – SEMA CORPORATION & BNSF SPECIAL EVENT PERMIT REQUEST FOR A MATERIALS STOCKPILE YARD AT HIGHWAY 177 & NE 90TH STREET ON PROPERTY OWNED BY TIM HARDER

David Alfaro, Community Development Director, came before the Board for approval of a request for a special event permit for a materials stockpile yard on property located at Highway 177 and NE 90th Street on property owned by Tim Harder. Mr. Alfaro stated the County was recently notified of a rail road project taking place in the County and then were also notified of a materials stockpile yard being established by both BNSF and SEMA Corporation to provide materials for the project. SEMA will be hauling sand, rock and gravel for the project. The representatives for the project met with the Chelsea Township Board members and explained that since the property would be accessed via the rail road right-of-way there would be no need for a Road Maintenance Agreement between all parties. The estimated time frame for the project is August-January. All hauling will be during daylight hours and no activity to be conducted at night. Staff is comfortable with the request and suggest the motion be passed.

Darryl Lutz, Director of Public Works, commented the rail road project is divided into several phases and locations. This request is for about a six mile spread. The corporation will be shipping in aggregate and other materials that will be used for the rail road expansion. Mr. Lutz states the only request the County requested of the corporation is that no County roads be used for hauling loads to the stockpile yard. The corporation will utilize HWY 400, HWY 77, US 54, K-177, HWY 50, or the rail road right-of-way to haul loads. County roads may be utilized for empty loads but will be monitored by Butler County Public Works for signs of distress. If distress signs are noted the corporation will be asked to not utilize County roads at all.

Commissioner Wheeler motioned to approve the request for a Special Event Permit for the creation of a Materials Stockpile Yard on property owned by Tim Harder and located at the intersection of Highway 177 and NE 90th St. in Chelsea Township. Commissioner Myers seconded the motion. Motion carried 5-0.

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ITEM #3 – APPROVE SUBMISSION OF THE FY2020 REIMBURSED BUDGETS FOR COMMUNITY CORRECTIONS ADULT AND JUVENILE SERVICES

Ann Carpenter, Community Corrections Director, came before the Board for approval of the submission of the FY2020 reimbursed budgets to KDOC. Mrs. Carpenter stated reimbursed

funds are collected from clients to hold them accountable and to support programs for un-budgeted items or expenses that arise out of the ordinary. These funds are required to be analyzed annually and report all income and expenses and there is no financial impact to the County.

Commissioner Woydziak motioned to approve the submission of the FY2020 reimbursed budgets to KDOC in the amounts of \$32,406.50 for juvenile budgets and \$17,686.73 for adult budgets and authorized the chair to sign. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:21:26)

VOUCHERS

Commissioner Wheeler motioned to approve vouchers for August 20, 2019 in the amount of \$637,488.24. Commissioner Woydziak seconded the motion. Motion carried 5-0.

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NON-AGENDA ITEM

Darryl Lutz, Director Public Works, approached the Board with a non-agenda item regarding information staff forwarded to Mr. Lutz for guardrail repair work. Earlier this year, Butler County had guardrail damaged in two locations. The approach guardrail for the new Walnut River Bridge on SW Haverhill Rd was damaged from a hit and run accident involving no Sheriff's Office or witness reports. Also, during pasture burning season this past spring, several guardrail posts were burned off along SE Stony Creek Rd south of Keighley. Due to the extensive amount of work required to restore the damaged guardrails and posts, the Public Works Department opted to request bids from guardrail contractors to provide the equipment, materials, and labor to remove the damaged components and to install new components.

Bid proposals were requested from three vendors that customarily construct guardrail on highway and bridge projects for Butler County. Only two vendors replied to the request. A proposal was received from Collins and Hermann Infrastructure Solutions, Kansas City, KS, in the amount of \$14,368.50. A proposal was also received from J and J Contractors, Inc., Iola, KS, in the amount of \$14,024. Both proposals are reasonable. It is recommended to accept the lowest price proposal from J and J Contractors, Inc. J and J indicated that they are ready to perform the work immediately. These items are not specifically budgeted but will be paid for from the Road and Bridge Fund. The costs for both repair projects are potentially recoverable from the persons responsible for causing the damage. Mr. Lutz stated the individual whose pasture burning caused the demise of the SE Stony Creek Rd guardrails is known and has been notified they will be receiving a bill for the damage repairs.

Commissioner Myers drew Mr. Lutz's attention to a handout from a vendor from the County Engineer's convention earlier in the year. The handout pertained to concrete treatment. Mr. Lutz stated Butler County does use a deck treatment on bridges that other counties have had good success with. Butler County Public Works had planned to seal the new concrete in the new Community Corrections parking lot but discovered the contractor is supposed to perform the sealant procedure so sealing of the Community Corrections parking lot will be added to the Public Works' maintenance program. Mr. Lutz stated he will look at the product advertised in the brochure for comparison with the current product.

Commissioner Wheeler moved to approve the cost approval of J and J Contractors, Inc., Iola, KS, in the in low bid amount of \$14,024 for repair work on SE Stony Creek Rd and on the Walnut River Bridge on SW Haverhill Rd and authorized the repair work to be completed. Commissioner Woydziak seconded the motion. Motion carried 5-0.

Mr. Lutz reminded the Commissioners of the Road Viewing of NE Ellis & NE 150th on Tuesday, August 27th, at 8a.m. Commissioners Masterson, Wheeler, and Myers will be viewing.

Mr Wheeler inquired of Mr. Lutz about a complaint of a sericea lespedesia infestation on Gray Rd. Mr. Lutz stated Les Stalnaker of the Noxious Weed Department is aware and has been in communication with the individual making the complaint. Legal action is pending. In regards to treatment time frames we are currently in the late summer treatment time frame and the Noxious Weeds Department is currently in the process of implementing that treatment plan on the infestation.

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COMMISSION ADDS & ABATES

There were Adds of \$0.00 and Abates of \$180,097.20. Commissioner Wheeler inquired about the Abate.

Commissioner Woydziak motioned to approve Adds & Abates # 2738 dated August 20, 2019; Adds in the amount of \$0.00 & Abates in the amount of \$180,097.20. Commissioner Masterson seconded the motion. Motion carried 5-0.

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

Commissioner Wheeler asked for information regarding a letter the Commissioners received from Mr. and Mrs. Koehn with a complaint about odors from a hog farm. Administrator Johnson replied the Commissioners are not involved in the permitting process in agricultural projects as the Kansas Department of Health and Environment (KDHE) presides over projects of that nature. However, the KDHE is required to notify the Commissioners during the permitting process. Administrator Johnson recommends the Commissioners do not become involved with issues of this nature as the County has no authority in these matters.

Commissioner Woydziak stated WAMPO, as part of their process, has worked with KDOT to list the expansion of the US 54/400 to Andover Road. WAMPO is in the process of hiring a new director for WAMPO.

The Rose Hill Senior Center visit is today.

Commissioner Woydziak said he has been having conversations with the Home Owners Association of Sienna Ranch and the City of Rose Hill regarding the upcoming roundabout construction at SW 150th and Butler Road. They have primarily been discussing options for entry

& exit into the neighborhood as well as project time frames. Darryl Lutz, Public Works Director, stated no precise time limits currently exist but it is possible the project time could be reduced by 1/3 by closing the road. Road closures would be expected to last one construction season, which is about seven to eight months. Route detours would include using 63rd to Greenwich Rd and Pawnee to Greenwich Rd for commuter traffic. The Public Works Department is working with Pleasant Township to chip seal Prairie Creek Rd from 160th to 140th to connect back to Butler Road. The County will help pay for the chip sealing of those roads. Mr. Lutz said he has been working with the City of Rose Hill to reactivate the gates in Sienna Ranch to avoid non-residential drivers from cutting through the neighborhood as a shortcut during construction. Sienna Ranch will be most affected during stage two when Butler Road will be closed. Currently the daily traffic count is about 8,000. The total length of the project is estimated to be seven to eight months if the project can be completed in one stage. If the project needs to be broken into two stages then the project will last two construction seasons. The project is tentatively scheduled to bid in January 2020 and tentatively start construction in March 2020 with the hope of reopening the intersection by the end of the construction season of 2020.

Commissioner Woydziak stated he received a call from lady in Pleasant Township who is having issues with a neighbor involving a drone. Commissioner Woydziak said he is not sure what to do to help her. The Sheriff's Office cannot be of assistance in matters of this nature. Some discussion arose as to options and it was decided Commissioner Woydziak would direct her to contact the Federal Aviation Administration.

Commissioner Masterson is in receipt of a resignation from a township clerk but has not been able to follow up on a recommended replacement as of yet.

Will Johnson stated he has a rough draft of the bid document for security bids for the Community Corrections and Motor Vehicle Western Office. The County had budgeted for security for the Western Office but not for the Community Corrections office. The Commission was not comfortable sole-sourcing the project so the County is petitioning bids from other sources. The quickest thing to do now is put something out for a bid. New pieces of equipment will need to tie into the existing infrastructure at the Western Office. The goal is to have the bids out the door tonight. Commissioner Myers mentioned that when looking at other options for vendors he discovered 4PC is the only security business residing in the Wichita area & serving Honeywell equipment. Other vendors serve the Wichita area but are not based in the Wichita area. Commissioner Myers questioned if consideration should be placed for vendors in the Wichita area. Administrator Johnson said exterior access door controllers for the Western Office are being prepurchased as there is a five to six week lead time between purchasing and receiving those and the team did not want the project to be held up. The cost of the controllers is an insignificant portion of the overall project. Commissioner Masterson inquired if this project is a big enough project for out-of-state vendors to be interested. Administrator Johnson believes the project is big enough to be of interest to out-of-state vendors but he only did research on companies in Kansas. Commissioner Myers believes bidding is a good approach to get competition on bids and shorten up the project timelines. No motion needed.

Next Tuesday is the Local Consult Meeting with KDOT at Wichita State University. Administrator Johnson stated he and Darryl Lutz want to focus on HWY 400 and K-254 at the

meeting. Sedgwick County's expansion of HWY 400 will create a bottleneck at 143rd and 159th. In regards to K-254, focusing on small projects that can be significant such as merge lanes and J-Turns is the best approach. The County is working to identify intersection improvement ideas to reduce fatality accidents. Commissioner Woydziak mentioned the South Central Coalition's ideas and efforts to enhance safety along HWY 254. During the last Local Consult meeting the County's focus was to have passing lanes installed for US HWY 400.

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The Commissioners attended a luncheon at 11:45 AM at the Rose Hill Senior Center located at 217 E Silknitter St, Rose Hill, KS 67133.

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Commissioner Woydziak motioned to appoint Jeff Hund to the At-Large position and Bryce Barkus to the District 1 position of the Flinthills Services, Inc. Board of Directors. Commissioner Myers seconded the motion. Motion carried 5-0.

(00:12:09)

ITEM #2 – SEMA CORPORATION & BNSF SPECIAL EVENT PERMIT REQUEST FOR A MATERIALS STOCKPILE YARD AT HIGHWAY 177 & NE 90TH STREET ON PROPERTY OWNED BY TIM HARDER

David Alfaro, Community Development Director, came before the Board for approval of a request for a special event permit for a materials stockpile yard on property located at Highway 177 and NE 90th Street on property owned by Tim Harder. Mr. Alfaro stated the County was recently notified of a rail road project taking place in the County and then were also notified of a materials stockpile yard being established by both BNSF and SEMA Corporation to provide materials for the project. SEMA will be hauling sand, rock and gravel for the project. The representatives for the project met with the Chelsea Township Board members and explained that since the property would be accessed via the rail road right-of-way there would be no need for a Road Maintenance Agreement between all parties. The estimated time frame for the project is August-January. All hauling will be during daylight hours and no activity to be conducted at night. Staff is comfortable with the request and suggest the motion be passed.

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Commissioner Wheeler motioned to approve the request for a Special Event Permit for the creation of a Materials Stockpile Yard on property owned by Tim Harder and located at the intersection of Highway 177 and NE 90th St. in Chelsea Township. Commissioner Myers seconded the motion. Motion carried 5-0.

(00:17:45)

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Ann Carpenter, Community Corrections Director, came before the Board for approval of the submission of the FY2020 reimbursed budgets to KDOC. Mrs. Carpenter stated reimbursed

funds are collected from clients to hold them accountable and to support programs for un-budgeted items or expenses that arise out of the ordinary. These funds are required to be analyzed annually and report all income and expenses and there is no financial impact to the County.

Commissioner Woydziak motioned to approve the submission of the FY2020 reimbursed budgets to KDOC in the amounts of \$32,406.50 for juvenile budgets and \$17,686.73 for adult budgets and authorized the chair to sign. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:21:26)

VOUCHERS

Commissioner Wheeler motioned to approve vouchers for August 20, 2019 in the amount of \$637,488.24. Commissioner Woydziak seconded the motion. Motion carried 5-0.

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NON-AGENDA ITEM

Darryl Lutz, Director Public Works, approached the Board with a non-agenda item regarding information staff forwarded to Mr. Lutz for guardrail repair work. Earlier this year, Butler County had guardrail damaged in two locations. The approach guardrail for the new Walnut River Bridge on SW Haverhill Rd was damaged from a hit and run accident involving no Sheriff's Office or witness reports. Also, during pasture burning season this past spring, several guardrail posts were burned off along SE Stony Creek Rd south of Keighley. Due to the extensive amount of work required to restore the damaged guardrails and posts, the Public Works Department opted to request bids from guardrail contractors to provide the equipment, materials, and labor to remove the damaged components and to install new components.

Bid proposals were requested from three vendors that customarily construct guardrail on highway and bridge projects for Butler County. Only two vendors replied to the request. A proposal was received from Collins and Hermann Infrastructure Solutions, Kansas City, KS, in the amount of \$14,368.50. A proposal was also received from J and J Contractors, Inc., Iola, KS, in the amount of \$14,024. Both proposals are reasonable. It is recommended to accept the lowest price proposal from J and J Contractors, Inc. J and J indicated that they are ready to perform the work immediately. These items are not specifically budgeted but will be paid for from the Road and Bridge Fund. The costs for both repair projects are potentially recoverable from the persons responsible for causing the damage. Mr. Lutz stated the individual whose pasture burning caused the demise of the SE Stony Creek Rd guardrails is known and has been notified they will be receiving a bill for the damage repairs.

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Commissioner Wheeler moved to approve the cost approval of J and J Contractors, Inc., Iola, KS, in the in low bid amount of \$14,024 for repair work on SE Stony Creek Rd and on the Walnut River Bridge on SW Haverhill Rd and authorized the repair work to be completed. Commissioner Woydziak seconded the motion. Motion carried 5-0.

Mr. Lutz reminded the Commissioners of the Road Viewing of NE Ellis & NE 150th on Tuesday, August 27th, at 8a.m. Commissioners Masterson, Wheeler, and Myers will be viewing.

Mr Wheeler inquired of Mr. Lutz about a complaint of a sericea lespedesia infestation on Gray Rd. Mr. Lutz stated Les Stalnaker of the Noxious Weed Department is aware and has been in communication with the individual making the complaint. Legal action is pending. In regards to treatment time frames we are currently in the late summer treatment time frame and the Noxious Weeds Department is currently in the process of implementing that treatment plan on the infestation.

(00:34:05)

COMMISSION ADDS & ABATES

There were Adds of \$0.00 and Abates of \$180,097.20. Commissioner Wheeler inquired about the Abate.

Commissioner Woydziak motioned to approve Adds & Abates # 2738 dated August 20, 2019; Adds in the amount of \$0.00 & Abates in the amount of \$180,097.20. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:35:31)

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

Commissioner Wheeler asked for information regarding a letter the Commissioners received from Mr. and Mrs. Koehn with a complaint about odors from a hog farm. Administrator Johnson replied the Commissioners are not involved in the permitting process in agricultural projects as the Kansas Department of Health and Environment (KDHE) presides over projects of that nature. However, the KDHE is required to notify the Commissioners during the permitting process. Administrator Johnson recommends the Commissioners do not become involved with issues of this nature as the County has no authority in these matters.

Commissioner Woydziak stated WAMPO, as part of their process, has worked with KDOT to list the expansion of the US 54/400 to Andover Road. WAMPO is in the process of hiring a new director for WAMPO.

The Rose Hill Senior Center visit is today.

Commissioner Woydziak said he has been having conversations with the Home Owners Association of Sienna Ranch and the City of Rose Hill regarding the upcoming roundabout construction at SW 150th and Butler Road. They have primarily been discussing options for entry

& exit into the neighborhood as well as project time frames. Darryl Lutz, Public Works Director, stated no precise time limits currently exist but it is possible the project time could be reduced by 1/3 by closing the road. Road closures would be expected to last one construction season, which is about seven to eight months. Route detours would include using 63rd to Greenwich Rd and Pawnee to Greenwich Rd for commuter traffic. The Public Works Department is working with Pleasant Township to chip seal Prairie Creek Rd from 160th to 140th to connect back to Butler Road. The County will help pay for the chip sealing of those roads. Mr. Lutz said he has been working with the City of Rose Hill to reactivate the gates in Sienna Ranch to avoid non-residential drivers from cutting through the neighborhood as a shortcut during construction. Sienna Ranch will be most affected during stage two when Butler Road will be closed. Currently the daily traffic count is about 8,000. The total length of the project is estimated to be seven to eight months if the project can be completed in one stage. If the project needs to be broken into two stages then the project will last two construction seasons. The project is tentatively scheduled to bid in January 2020 and tentatively start construction in March 2020 with the hope of reopening the intersection by the end of the construction season of 2020.

Commissioner Woydziak stated he received a call from lady in Pleasant Township who is having issues with a neighbor involving a drone. Commissioner Woydziak said he is not sure what to do to help her. The Sheriff's Office cannot be of assistance in matters of this nature. Some discussion arose as to options and it was decided Commissioner Woydziak would direct her to contact the Federal Aviation Administration.

Commissioner Masterson is in receipt of a resignation from a township clerk but has not been able to follow up on a recommended replacement as of yet.

Will Johnson stated he has a rough draft of the bid document for security bids for the Community Corrections and Motor Vehicle Western Office. The County had budgeted for security for the Western Office but not for the Community Corrections office. The Commission was not comfortable sole-sourcing the project so the County is petitioning bids from other sources. The quickest thing to do now is put something out for a bid. New pieces of equipment will need to tie into the existing infrastructure at the Western Office. The goal is to have the bids out the door tonight. Commissioner Myers mentioned that when looking at other options for vendors he discovered 4PC is the only security business residing in the Wichita area & serving Honeywell equipment. Other vendors serve the Wichita area but are not based in the Wichita area. Commissioner Myers questioned if consideration should be placed for vendors in the Wichita area. Administrator Johnson said exterior access door controllers for the Western Office are being prepurchased as there is a five to six week lead time between purchasing and receiving those and the team did not want the project to be held up. The cost of the controllers is an insignificant portion of the overall project. Commissioner Masterson inquired if this project is a big enough project for out-of-state vendors to be interested. Administrator Johnson believes the project is big enough to be of interest to out-of-state vendors but he only did research on companies in Kansas. Commissioner Myers believes bidding is a good approach to get competition on bids and shorten up the project timelines. No motion needed.

Next Tuesday is the Local Consult Meeting with KDOT at Wichita State University. Administrator Johnson stated he and Darryl Lutz want to focus on HWY 400 and K-254 at the

meeting. Sedgwick County's expansion of HWY 400 will create a bottleneck at 143rd and 159th. In regards to K-254, focusing on small projects that can be significant such as merge lanes and J-Turns is the best approach. The County is working to identify intersection improvement ideas to reduce fatality accidents. Commissioner Woydziak mentioned the South Central Coalition's ideas and efforts to enhance safety along HWY 254. During the last Local Consult meeting the County's focus was to have passing lanes installed for US HWY 400.

Darryl Lutz stated the County has submitted an application to KDOT for off-system bridge funds to replace the Bois D'Arc Bridge.

(01:14:41)

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 10:15a.m.

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

The Commissioners attended a luncheon at 11:45 AM at the Rose Hill Senior Center located at 217 E Silknitter St, Rose Hill, KS 67133.

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, August 20, 2019

CALL TO ORDER

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

INVOCATION

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

(00:01:45)

APPROVAL OF MINUTES

Commissioner Myers motioned to approve the minutes of the Butler County Commission meeting from August 13th, 2019, as written. Commissioner Wheeler seconded the motion. Motion carried 4-0-1. Commissioner Woydziak abstained due to his absence last week.

(00:02:09)

PUBLIC COMMENTS

Brian Riley, IPS Owner, came before the Board to give an update. Mr. Riley reported IPS has taken thirty-eight loads to the Butler County landfill and has sold just under (*Amended on August 27, 2019 by Commissioner Murphy to read "300,000 pounds"*) in materials. Twelve trailer loads have already been taken to the new IPS facility with an estimated fifteen to sixteen loads remaining to go to new facility. The Commissioners inquired about the road-worthiness of the trailers IPS is utilizing to move materials. Mr. Riley stated IPS is bringing back trailers from the new facility that are road worthy to haul items to the new facility. Mr. Riley estimates about twenty trailers remain at the old location. Commissioner Woydziak asked about the timeline for IPS to be finished at the Butler County site. Mr. Riley responded stating his desire is to be finished at the Butler County site tentatively by October 1st, 2019. Commissioner Woydziak cautioned Mr. Riley to make sure IPS is not just shuffling trailers around on the Butler County site and the site can be navigated without undo issues. Commissioner Woydziak noted he has noticed the changes IPS has made and has been able to see progress. No aerial views have been obtained of the Butler County IPS site at this time.

Commissioner Woydziak motioned to extend the date of IPS' vacation of the Butler County site to October 1, 2019, with an update to be received by the Board from Mr. Riley on that date. Commissioner Masterson seconded the motion. Commissioner Wheeler opposed. Motion carried 4-1.

(00:07:52)

**ITEM #1 – FLINTHILLS SERVICES, INC. BOARD OF DIRECTORS APPOINTMENTS
7:55**

Kathy Walter, Executive Director Flinthills Services, Inc., and Nicole Hall, Executive Director Community Developmental Disability Organization (CDDO), came before the Board to appoint nominees to the vacant positions on the Flinthills Services, Inc. Board of Directors and CDDO of Butler County. Jeff Hund has been selected to replace Annette Schmidt in the At-Large position

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BUTLER COUNTY BOARD OF COMMISSIONERS
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Commissioner Wheeler motioned to approve the request for a Special Event Permit for the creation of a Materials Stockpile Yard on property owned by Tim Harder and located at the intersection of Highway 177 and NE 90th St. in Chelsea Township. Commissioner Myers seconded the motion. Motion carried 5-0.

(00:17:45)

ITEM #3 – APPROVE SUBMISSION OF THE FY2020 REIMBURSED BUDGETS FOR COMMUNITY CORRECTIONS ADULT AND JUVENILE SERVICES

Ann Carpenter, Community Corrections Director, came before the Board for approval of the submission of the FY2020 reimbursed budgets to KDOC. Mrs. Carpenter stated reimbursed

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Commissioner Woydziak motioned to approve the submission of the FY2020 reimbursed budgets to KDOC in the amounts of \$32,406.50 for juvenile budgets and \$17,686.73 for adult budgets and authorized the chair to sign. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:21:26)

VOUCHERS

Commissioner Wheeler motioned to approve vouchers for August 20, 2019 in the amount of \$637,488.24. Commissioner Woydziak seconded the motion. Motion carried 5-0.

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Mr. Lutz reminded the Commissioners of the Road Viewing of NE Ellis & NE 150th on Tuesday, August 27th, at 8a.m. Commissioners Masterson, Wheeler, and Myers will be viewing.

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(00:34:05)

COMMISSION ADDS & ABATES

There were Adds of \$0.00 and Abates of \$180,097.20. Commissioner Wheeler inquired about the Abate.

Commissioner Woydziak motioned to approve Adds & Abates # 2738 dated August 20, 2019; Adds in the amount of \$0.00 & Abates in the amount of \$180,097.20. Commissioner Masterson seconded the motion. Motion carried 5-0.

(00:35:31)

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

Commissioner Wheeler asked for information regarding a letter the Commissioners received from Mr. and Mrs. Koehn with a complaint about odors from a hog farm. Administrator Johnson replied the Commissioners are not involved in the permitting process in agricultural projects as the Kansas Department of Health and Environment (KDHE) presides over projects of that nature. However, the KDHE is required to notify the Commissioners during the permitting process. Administrator Johnson recommends the Commissioners do not become involved with issues of this nature as the County has no authority in these matters.

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The Rose Hill Senior Center visit is today.

Commissioner Woydziak said he has been having conversations with the Home Owners Association of Sienna Ranch and the City of Rose Hill regarding the upcoming roundabout construction at SW 150th and Butler Road. They have primarily been discussing options for entry

& exit into the neighborhood as well as project time frames. Darryl Lutz, Public Works Director, stated no precise time limits currently exist but it is possible the project time could be reduced by 1/3 by closing the road. Road closures would be expected to last one construction season, which is about seven to eight months. Route detours would include using 63rd to Greenwich Rd and Pawnee to Greenwich Rd for commuter traffic. The Public Works Department is working with Pleasant Township to chip seal Prairie Creek Rd from 160th to 140th to connect back to Butler Road. The County will help pay for the chip sealing of those roads. Mr. Lutz said he has been working with the City of Rose Hill to reactivate the gates in Sienna Ranch to avoid non-residential drivers from cutting through the neighborhood as a shortcut during construction. Sienna Ranch will be most affected during stage two when Butler Road will be closed. Currently the daily traffic count is about 8,000. The total length of the project is estimated to be seven to eight months if the project can be completed in one stage. If the project needs to be broken into two stages then the project will last two construction seasons. The project is tentatively scheduled to bid in January 2020 and tentatively start construction in March 2020 with the hope of reopening the intersection by the end of the construction season of 2020.

Commissioner Woydziak stated he received a call from lady in Pleasant Township who is having issues with a neighbor involving a drone. Commissioner Woydziak said he is not sure what to do to help her. The Sheriff's Office cannot be of assistance in matters of this nature. Some discussion arose as to options and it was decided Commissioner Woydziak would direct her to contact the Federal Aviation Administration.

Commissioner Masterson is in receipt of a resignation from a township clerk but has not been able to follow up on a recommended replacement as of yet.

Will Johnson stated he has a rough draft of the bid document for security bids for the Community Corrections and Motor Vehicle Western Office. The County had budgeted for security for the Western Office but not for the Community Corrections office. The Commission was not comfortable sole-sourcing the project so the County is petitioning bids from other sources. The quickest thing to do now is put something out for a bid. New pieces of equipment will need to tie into the existing infrastructure at the Western Office. The goal is to have the bids out the door tonight. Commissioner Myers mentioned that when looking at other options for vendors he discovered 4PC is the only security business residing in the Wichita area & serving Honeywell equipment. Other vendors serve the Wichita area but are not based in the Wichita area. Commissioner Myers questioned if consideration should be placed for vendors in the Wichita area. Administrator Johnson said exterior access door controllers for the Western Office are being prepurchased as there is a five to six week lead time between purchasing and receiving those and the team did not want the project to be held up. The cost of the controllers is an insignificant portion of the overall project. Commissioner Masterson inquired if this project is a big enough project for out-of-state vendors to be interested. Administrator Johnson believes the project is big enough to be of interest to out-of-state vendors but he only did research on companies in Kansas. Commissioner Myers believes bidding is a good approach to get competition on bids and shorten up the project timelines. No motion needed.

Next Tuesday is the Local Consult Meeting with KDOT at Wichita State University. Administrator Johnson stated he and Darryl Lutz want to focus on HWY 400 and K-254 at the

meeting. Sedgwick County's expansion of HWY 400 will create a bottleneck at 143rd and 159th. In regards to K-254, focusing on small projects that can be significant such as merge lanes and J-Turns is the best approach. The County is working to identify intersection improvement ideas to reduce fatality accidents. Commissioner Woydziak mentioned the South Central Coalition's ideas and efforts to enhance safety along HWY 254. During the last Local Consult meeting the County's focus was to have passing lanes installed for US HWY 400.

Darryl Lutz stated the County has submitted an application to KDOT for off-system bridge funds to replace the Bois D'Arc Bridge.

(01:14:41)

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 10:15a.m.

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

The Commissioners attended a luncheon at 11:45 AM at the Rose Hill Senior Center located at 217 E Silknitter St, Rose Hill, KS 67133.

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, August 20, 2019

CALL TO ORDER

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

INVOCATION

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

(00:01:45)

APPROVAL OF MINUTES

Commissioner Myers motioned to approve the minutes of the Butler County Commission meeting from August 13th, 2019, as written. Commissioner Wheeler seconded the motion. Motion carried 4-0-1. Commissioner Woydziak abstained due to his absence last week.

(00:02:09)

PUBLIC COMMENTS

Brian Riley, IPS Owner, came before the Board to give an update. Mr. Riley reported IPS has taken thirty-eight loads to the Butler County landfill and has sold just under (*Amended on August 27, 2019 by Commissioner Murphy to read "300,000 pounds"*) in materials. Twelve trailer loads have already been taken to the new IPS facility with an estimated fifteen to sixteen loads remaining to go to new facility. The Commissioners inquired about the road-worthiness of the trailers IPS is utilizing to move materials. Mr. Riley stated IPS is bringing back trailers from the new facility that are road worthy to haul items to the new facility. Mr. Riley estimates about twenty trailers remain at the old location. Commissioner Woydziak asked about the timeline for IPS to be finished at the Butler County site. Mr. Riley responded stating his desire is to be finished at the Butler County site tentatively by October 1st, 2019. Commissioner Woydziak cautioned Mr. Riley to make sure IPS is not just shuffling trailers around on the Butler County site and the site can be navigated without undo issues. Commissioner Woydziak noted he has noticed the changes IPS has made and has been able to see progress. No aerial views have been obtained of the Butler County IPS site at this time.

Commissioner Woydziak motioned to extend the date of IPS' vacation of the Butler County site to October 1, 2019, with an update to be received by the Board from Mr. Riley on that date. Commissioner Masterson seconded the motion. Commissioner Wheeler opposed. Motion carried 4-1.

(00:07:52)

**ITEM #1 – FLINTHILLS SERVICES, INC. BOARD OF DIRECTORS APPOINTMENTS
7:55**

Kathy Walter, Executive Director Flinthills Services, Inc., and Nicole Hall, Executive Director Community Developmental Disability Organization (CDDO), came before the Board to appoint nominees to the vacant positions on the Flinthills Services, Inc. Board of Directors and CDDO of Butler County. Jeff Hund has been selected to replace Annette Schmidt in the At-Large position

and Bryce Barkus has been selected to replace Dee Ann Strecker in the District 1 position. Mr. Hund will fulfill a temporary term through April 2020 and Mr. Barkus will serve a temporary term through May 2021. Both candidates introduced themselves to the Board and shared about their passion for Flinthills Services, Inc. Mr. Hund was born & raised in Kansas. His youngest daughter utilizes Flinthills Services and enjoys her time in the program. Mr. Barkus grew up in Butler County and used to work under Darryl Lutz in Butler County's Public Works department. Mr. Barkus' was with Flinthills Services for about twenty years and he is proud to serve on the Board of Directors.

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BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, August 20, 2019

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There were Adds of \$0.00 and Abates of \$180,097.20. Commissioner Wheeler inquired about the Abate.

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& exit into the neighborhood as well as project time frames. Darryl Lutz, Public Works Director, stated no precise time limits currently exist but it is possible the project time could be reduced by 1/3 by closing the road. Road closures would be expected to last one construction season, which is about seven to eight months. Route detours would include using 63rd to Greenwich Rd and Pawnee to Greenwich Rd for commuter traffic. The Public Works Department is working with Pleasant Township to chip seal Prairie Creek Rd from 160th to 140th to connect back to Butler Road. The County will help pay for the chip sealing of those roads. Mr. Lutz said he has been working with the City of Rose Hill to reactivate the gates in Sienna Ranch to avoid non-residential drivers from cutting through the neighborhood as a shortcut during construction. Sienna Ranch will be most affected during stage two when Butler Road will be closed. Currently the daily traffic count is about 8,000. The total length of the project is estimated to be seven to eight months if the project can be completed in one stage. If the project needs to be broken into two stages then the project will last two construction seasons. The project is tentatively scheduled to bid in January 2020 and tentatively start construction in March 2020 with the hope of reopening the intersection by the end of the construction season of 2020.

Commissioner Woydziak stated he received a call from lady in Pleasant Township who is having issues with a neighbor involving a drone. Commissioner Woydziak said he is not sure what to do to help her. The Sheriff's Office cannot be of assistance in matters of this nature. Some discussion arose as to options and it was decided Commissioner Woydziak would direct her to contact the Federal Aviation Administration.

Commissioner Masterson is in receipt of a resignation from a township clerk but has not been able to follow up on a recommended replacement as of yet.

Will Johnson stated he has a rough draft of the bid document for security bids for the Community Corrections and Motor Vehicle Western Office. The County had budgeted for security for the Western Office but not for the Community Corrections office. The Commission was not comfortable sole-sourcing the project so the County is petitioning bids from other sources. The quickest thing to do now is put something out for a bid. New pieces of equipment will need to tie into the existing infrastructure at the Western Office. The goal is to have the bids out the door tonight. Commissioner Myers mentioned that when looking at other options for vendors he discovered 4PC is the only security business residing in the Wichita area & serving Honeywell equipment. Other vendors serve the Wichita area but are not based in the Wichita area. Commissioner Myers questioned if consideration should be placed for vendors in the Wichita area. Administrator Johnson said exterior access door controllers for the Western Office are being prepurchased as there is a five to six week lead time between purchasing and receiving those and the team did not want the project to be held up. The cost of the controllers is an insignificant portion of the overall project. Commissioner Masterson inquired if this project is a big enough project for out-of-state vendors to be interested. Administrator Johnson believes the project is big enough to be of interest to out-of-state vendors but he only did research on companies in Kansas. Commissioner Myers believes bidding is a good approach to get competition on bids and shorten up the project timelines. No motion needed.

Next Tuesday is the Local Consult Meeting with KDOT at Wichita State University. Administrator Johnson stated he and Darryl Lutz want to focus on HWY 400 and K-254 at the

meeting. Sedgwick County's expansion of HWY 400 will create a bottleneck at 143rd and 159th. In regards to K-254, focusing on small projects that can be significant such as merge lanes and J-Turns is the best approach. The County is working to identify intersection improvement ideas to reduce fatality accidents. Commissioner Woydziak mentioned the South Central Coalition's ideas and efforts to enhance safety along HWY 254. During the last Local Consult meeting the County's focus was to have passing lanes installed for US HWY 400.

Darryl Lutz stated the County has submitted an application to KDOT for off-system bridge funds to replace the Bois D'Arc Bridge.

(01:14:41)

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 10:15a.m.

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

The Commissioners attended a luncheon at 11:45 AM at the Rose Hill Senior Center located at 217 E Silknitter St, Rose Hill, KS 67133.

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, August 20, 2019

CALL TO ORDER

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

INVOCATION

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

(00:01:45)

APPROVAL OF MINUTES

Commissioner Myers motioned to approve the minutes of the Butler County Commission meeting from August 13th, 2019, as written. Commissioner Wheeler seconded the motion. Motion carried 4-0-1. Commissioner Woydziak abstained due to his absence last week.

(00:02:09)

PUBLIC COMMENTS

Brian Riley, IPS Owner, came before the Board to give an update. Mr. Riley reported IPS has taken thirty-eight loads to the Butler County landfill and has sold just under (*Amended on August 27, 2019 by Commissioner Murphy to read "300,000 pounds"*) in materials. Twelve trailer loads have already been taken to the new IPS facility with an estimated fifteen to sixteen loads remaining to go to new facility. The Commissioners inquired about the road-worthiness of the trailers IPS is utilizing to move materials. Mr. Riley stated IPS is bringing back trailers from the new facility that are road worthy to haul items to the new facility. Mr. Riley estimates about twenty trailers remain at the old location. Commissioner Woydziak asked about the timeline for IPS to be finished at the Butler County site. Mr. Riley responded stating his desire is to be finished at the Butler County site tentatively by October 1st, 2019. Commissioner Woydziak cautioned Mr. Riley to make sure IPS is not just shuffling trailers around on the Butler County site and the site can be navigated without undo issues. Commissioner Woydziak noted he has noticed the changes IPS has made and has been able to see progress. No aerial views have been obtained of the Butler County IPS site at this time.

Commissioner Woydziak motioned to extend the date of IPS' vacation of the Butler County site to October 1, 2019, with an update to be received by the Board from Mr. Riley on that date. Commissioner Masterson seconded the motion. Commissioner Wheeler opposed. Motion carried 4-1.

(00:07:52)

**ITEM #1 – FLINTHILLS SERVICES, INC. BOARD OF DIRECTORS APPOINTMENTS
7:55**

Kathy Walter, Executive Director Flinthills Services, Inc., and Nicole Hall, Executive Director Community Developmental Disability Organization (CDDO), came before the Board to appoint nominees to the vacant positions on the Flinthills Services, Inc. Board of Directors and CDDO of Butler County. Jeff Hund has been selected to replace Annette Schmidt in the At-Large position

and Bryce Barkus has been selected to replace Dee Ann Strecker in the District 1 position. Mr. Hund will fulfill a temporary term through April 2020 and Mr. Barkus will serve a temporary term through May 2021. Both candidates introduced themselves to the Board and shared about their passion for Flinthills Services, Inc. Mr. Hund was born & raised in Kansas. His youngest daughter utilizes Flinthills Services and enjoys her time in the program. Mr. Barkus grew up in Butler County and used to work under Darryl Lutz in Butler County's Public Works department. Mr. Barkus' was with Flinthills Services for about twenty years and he is proud to serve on the Board of Directors.

Commissioner Woydziak motioned to appoint Jeff Hund to the At-Large position and Bryce Barkus to the District 1 position of the Flinthills Services, Inc. Board of Directors. Commissioner Myers seconded the motion. Motion carried 5-0.

(00:12:09)

ITEM #2 – SEMA CORPORATION & BNSF SPECIAL EVENT PERMIT REQUEST FOR A MATERIALS STOCKPILE YARD AT HIGHWAY 177 & NE 90TH STREET ON PROPERTY OWNED BY TIM HARDER

David Alfaro, Community Development Director, came before the Board for approval of a request for a special event permit for a materials stockpile yard on property located at Highway 177 and NE 90th Street on property owned by Tim Harder. Mr. Alfaro stated the County was recently notified of a rail road project taking place in the County and then were also notified of a materials stockpile yard being established by both BNSF and SEMA Corporation to provide materials for the project. SEMA will be hauling sand, rock and gravel for the project. The representatives for the project met with the Chelsea Township Board members and explained that since the property would be accessed via the rail road right-of-way there would be no need for a Road Maintenance Agreement between all parties. The estimated time frame for the project is August-January. All hauling will be during daylight hours and no activity to be conducted at night. Staff is comfortable with the request and suggest the motion be passed.

Darryl Lutz, Director of Public Works, commented the rail road project is divided into several phases and locations. This request is for about a six mile spread. The corporation will be shipping in aggregate and other materials that will be used for the rail road expansion. Mr. Lutz states the only request the County requested of the corporation is that no County roads be used for hauling loads to the stockpile yard. The corporation will utilize HWY 400, HWY 77, US 54, K-177, HWY 50, or the rail road right-of-way to haul loads. County roads may be utilized for empty loads but will be monitored by Butler County Public Works for signs of distress. If distress signs are noted the corporation will be asked to not utilize County roads at all.

Commissioner Wheeler motioned to approve the request for a Special Event Permit for the creation of a Materials Stockpile Yard on property owned by Tim Harder and located at the intersection of Highway 177 and NE 90th St. in Chelsea Township. Commissioner Myers seconded the motion. Motion carried 5-0.

(00:17:45)

ITEM #3 – APPROVE SUBMISSION OF THE FY2020 REIMBURSED BUDGETS FOR COMMUNITY CORRECTIONS ADULT AND JUVENILE SERVICES

Ann Carpenter, Community Corrections Director, came before the Board for approval of the submission of the FY2020 reimbursed budgets to KDOC. Mrs. Carpenter stated reimbursed

funds are collected from clients to hold them accountable and to support programs for un-budgeted items or expenses that arise out of the ordinary. These funds are required to be analyzed annually and report all income and expenses and there is no financial impact to the County.

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