

BUTLER COUNTY BOARD OF COMMISSIONERS
Monday, January 24, 2011

CALL TO ORDER

Commission Chairman Bruce Harris called the Butler County Board of Commissioners to order at 9:00 a.m. Present were Commissioner Peggy Palmer, Commissioner Mike Wheeler, Commissioner Dan Woydziak, Administrator Will Johnson, Jr., and Clerk Recorder Tammy Bridges. Commissioner Jeff Masterson was absent.

APPROVAL OF MINUTES

Commissioner Woydziak motioned to approve the minutes of the Butler County Commission Meeting of Tuesday, January 18, 2011 as written. Commissioner Harris seconded the motion. Motion carried 4-0.

PUBLIC COMMENTS

There was no public comment.

ITEM #2 – CONSIDER APPROVAL OF THE PURCHASE OF A USED HAUL TRUCK TO REPLACE AN EXISTING HAUL TRUCK FOR USE BY THE HIGHWAY DIVISION OF THE DEPARTMENT OF PUBLIC WORKS

Darryl C. Lutz, P.E., Director of Public Works, came before the Board for approval to purchase a used haul truck to replace an existing haul truck for use by the Highway Division of the Department of Public Works. Recently staff came across a good used haul truck available for sale locally that is in very good condition and is very reasonably priced. Staff is proposing to remove the current 1977 International haul truck from service and sell it by internet auction and replace it with a 1996 Peterbilt haul truck for sale near Benton, Kansas. The seller has tentatively agreed to sell the truck for \$15,000 to be paid through the Road & Bridge Fund. A new truck could cost approximately \$100,000.

Commissioner Woydziak motioned to approve the purchase of a 1996 Peterbilt tandem axle fifth wheel tractor haul truck for the Highway Division of the Public Works Department from Ron McCune, dba MCCA Construction, in the amount of \$15,000 and to direct staff to place the current 1977 International haul truck on internet auction for sale. Commissioner Harris seconded the motion. Motion carried 4-0.

ITEM #1 – RECEIVE AND OPEN SEALED BIDS FOR A TRAILER MOUNTED INDUSTRIAL AIR COMPRESSOR TO REPLACE AN EXISTING AIR COMPRESSOR FOR USE BY THE HIGHWAY DIVISION OF THE DEPARTMENT OF PUBLIC WORKS

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to receive and open sealed bids for a trailer mounted industrial air compressor to replace an existing air compressor for the Highway Division of the Department of Public Works. Cash is available for making the necessary purchases and Mr. Lutz will tabulate the bids, evaluate the equipment, and return at a later date with a recommendation. Bids including Addendums were received from the following companies:

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| Central Equipment, Wichita, KS | \$19,485.00 |
| Air Capital Equipment, Wichita, KS | \$14,348.00 |

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| The Victor L. Phillips Co., Wichita, KS | \$17,306.86 |
| Foley Rental, Wichita, KS | \$13,524.50 |
| White Star Machinery, Wichita, KS | \$15,100.00 |
| Rexco Equipment, Inc., Gretna, NE (2 bids) | \$19,450.93 |
| | \$20,090.51 |

Mr. Lutz advised the Board that the old air compressor is over 30 years old and will be taken out of service and auctioned. He noted MCCA Construction has a Caterpillar Air Compressor for sale for \$9,000.00. Mr. Lutz will evaluate that piece of equipment and report back.

Commissioner Woydziak motioned to accept the bids received for a trailer mounted industrial air compressor and authorize the Director of Public Works to tabulate the bids received, to evaluate the equipment proposed, and to return at a later date with a recommendation for action. Commissioner Wheeler seconded the motion. Motion carried 4-0.

ITEM #3 – CONSIDER APPROVAL OF THE PURCHASE OF SIGN MATERIALS FOR USE BY THE HIGHWAY DIVISION OF THE DEPARTMENT OF PUBLIC WORKS

Darryl C. Lutz, P.E., Director of Public Works, came before the Board for approval of the purchase of sign materials for use by the Highway Division. These materials are purchased once a year (sufficient funds are available in the Road & Bridge Fund) and then used as-needed on a regular basis throughout the year. Four vendors provided quotes and are all on Butler County’s vendor list for traffic sign materials: Lyle Signs - \$5,543.25; Newman Traffic Signs - \$5,680.48; Hall Signs - \$5,970.55; and National Sign Co. - \$6,200.70. The lowest price quote for the entire order was received from Lyle Signs, Jamestown, North Dakota.

Commissioner Wheeler motioned to approve the purchase of highway sign materials for the Highway Division of the Public Works Department from Lyle Signs, Inc., Jamestown, ND, for a delivered price of \$5,543.25. Commissioner Woydziak seconded the motion. Motion carried 4-0.

ITEM #4 – CONSIDER APPROVAL OF THE DEDICATION OF RIGHT-OF-WAY RELATED TO THE BIRD CREEK BRIDGE REPLACEMENT PROJECT ON SE BLUESTEM ROAD

Darryl C. Lutz, P.E., Director of Public Works, came before the Board for approval of the dedication of right-of-way related to the Bird Creek Bridge replacement project on SE Bluestem Road. Staff has received signed right-of-way agreements from Don & Jean Brickley for 1 tract of temporary construction easement and 1 tract of permanent right-of-way. These acquisitions are necessary to allow for the construction of the proposed improvements. The Brickley’s have agreed to a price of \$750 (to be paid out of the Bridge Building Fund) for land and damages, which was previously approved by the Board.

Commissioner Wheeler motioned to accept the dedication of 1 tract of temporary construction easement and 1 tract of permanent road right-of-way from Don and Jean Brickley related to Project No. 8 C-4548-01, a Butler County federal aid project to replace the Bird Creek Bridge on SE Bluestem Road and authorize the Chair to sign. Commissioner Palmer seconded the motion. Motion carried 4-0.

ITEM #5 – CONSIDER APPROVAL OF THE UTILITY AGREEMENTS RELATED TO THE BIRD CREEK BRIDGE REPLACEMENT PROJECT ON SE BLUESTEM ROAD

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider approving utility agreements related to the Bird Creek Bridge replacement project on SE Bluestem Road. Agreements with Westar Energy, AT&T, and Cox Communications have been signed and returned to Butler County for approval and signature. One final agreement with Butler County Rural Water District No. 1 will be forthcoming.

Commissioner Wheeler motioned to approve the utility agreements with Westar Energy, AT&T, and Cox Communications related to KDOT Project No. 8 C-4548-01, the Bird Creek Bridge replacement project on SE Bluestem Road and authorize the Chair to sign the agreements. Commissioner Harris seconded the motion. Motion carried 4-0.

ITEM #6 – CONSIDER APPROVAL OF AN AGREEMENT FOR ENGINEERING SERVICES RELATED TO THE DESIGN AND PLAN PREPARATION PHASE OF THE PROPOSED BRIDGE REPLACEMENT PROJECT OVER THE WEST BRANCH WHITEWATER RIVER ON NORTHWEST 50TH STREET

Darryl C. Lutz, P.E., Director of Public Works, came before the Board for approval of an engineering agreement for engineering services related to the design and plan preparation phase of the proposed bridge replacement project over the West Branch Whitewater River on NW 50th Street. Schwab-Eaton has submitted a professional services agreement with a lump sum fee for consideration and approval by Butler County. The proposed fee is \$52,000. This is in addition to the preliminary alignment study fee of \$6,200 and is well within the range of the \$60,000 budgeted for this project.

Commissioner Harris motioned to approve the agreement with Schwab-Eaton, P.A., Manhattan, KS, for engineering services related to design and plan preparation work for Project No. 8 C-0019-01, the proposed West Branch Whitewater River Bridge replacement project on NW 50th Street, in the not to exceed amount of \$52,000 and authorize the Chair to sign. Commissioner Wheeler seconded the motion. Motion carried 4-0.

Commissioner Palmer initiated discussion about the need for wider shoulders on certain roads in the County including Haverhill Rd., Santa Fe Lake Rd., Hwy 150, and Butler Rd. north of Hwy 254.

Commissioner Wheeler commented that Mr. Lutz has done remarkably well in prioritizing projects since funding was lost in 2001. Mr. Lutz noted that he appreciates the County Commission's support of road maintenance. Mr. Lutz reported the late start date of Monday, May 9, 2011 for the projects in the Cities of Leon and Whitewater. The completion date is Friday, May 27, 2011.

APPROVAL OF VOUCHERS

Commissioner Woydziak motioned to approve the vouchers for January 24, 2011 in the amount of \$96,477.52. Commissioner Palmer seconded the motion. Motion carried 4-0.

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

Commissioner Woydziak noted he attended the Kansas Association of Counties Government Day and met with Senator Masterson and Representatives Trimmer and Grange. He was updated on the new DUI law and discussed range burning issues.

Commissioner Harris mentioned a thank you note from Sunlight Children's Advocacy and Rights Foundation (SCARF) for providing funds.

Commissioners Harris and Wheeler will be attending the Frontier Community Advisory Panel meeting tonight at the refinery.

The Board discussed the Planning & Zoning meeting and noted it went very well. There was positive feedback on the issues and the need for growth in the County.

Commissioner Wheeler noted that El Dorado Correctional Facility Warden Ray Roberts has been named Secretary of the Kansas Department of Corrections.

ADJOURNMENT

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

Commissioner Wheeler seconded the motion. Motion carried 4-0.