

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, January 25, 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 Jeff Masterson, Commissioner Peggy Palmer, Commissioner Mike Wheeler, Commissioner Dan Woydziak, County Administrator Will Johnson, Jr., and Clerk Recorder Tammy Bridges.

PUBLIC COMMENTS

There were no public comments.

ITEM #1 – CONSIDER APPROVAL OF REQUEST BY MARY WILLHITE FOR A HOMESTEAD LOT SPLIT WITH APO IN ORDER TO SEPARATE AN EXISTING HOMESTEAD AND 10 ACRES FROM A PARCEL CONTAINING APPROXIMATELY 80 ACRES

Rod Compton, Director of Planning & Development, came before the Board requesting a Homestead Lot Split with APO in order to separate an existing homestead and 10 acres from a parcel containing approximately 80 acres. The applicant, Mary Willhite, is proposing to separate an existing residence and 10 acres from the rest of the property so that it may be considered a legal separate parcel. The property is presently zoned AG-80 Agricultural and is located ½ mile south of SE 40th Street on the west side of SE Flinthills Road. The Butler County Planning Commission approved this request with a 7 to 1 vote at its meeting on January 4, 2011.

Commissioner Wheeler motioned to approve the Homestead Lot Split with APO described as follows, and authorize the Chairman to sign the Easement for Right of Way and the Agricultural Protection Overlay Agreement subject to the recording of the Agricultural Protection Overlay Agreement and Survey of the residential site with the Register of Deeds. The Homestead Lot Split is described as: The East 800 feet of the South 544 feet of the South Half of the Northeast Quarter of Section 26, Township 26 South, Range 7 East of the 6th P.M., Butler County, Kansas. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #2 – CONSIDER APPROVAL OF REQUEST BY STANLEY JONES FOR A HOMESTEAD LOT SPLIT WITH APO IN ORDER TO SEPARATE AN EXISTING HOMESTEAD AND 5.5 ACRES FROM A PARCEL CONTAINING 366.2 ACRES

Rod Compton, Director of Planning & Development, came before the Board requesting a Homestead Lot Split with APO in order to separate an existing homestead and 5.5 acres from a parcel containing 366.2 acres. The applicant, Stanley Jones, is proposing this lot split so that it may be considered a legal separate parcel. The property is located on the northeast corner of the intersection of SW 153rd Street and SW Diamond Road. The Butler County Planning Commission approved this request with an 8 to 0 vote at its meeting on January 4, 2011.

Commissioner Woydziak motioned to approve the Homestead Lot Split with APO described as follows, and authorize the Chairman to sign the Easement for Right of Way and the Agricultural Protection Overlay Agreement subject to the recording of the Agricultural Protection Overlay Agreement and Survey of the residential site with the Register of Deeds. The Homestead Lot Split is described as: The South 272.25 feet of the East 440 feet of the

Southeast Quarter of the Southwest Quarter of Section 17, and the North 272.25 feet of the East 440 feet of the Northeast Quarter of the Northwest Quarter of Section 20, all in Township 28 South, Range 4 East of the 6th P.M., Butler County, Kansas. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #3 – CONSIDER APPROVAL OF THE 2011 LEPC ROSTER

Pam Dunham, 2011 LEPC Chairman, came before the Board to recommend approval of the LEPC Roster for 2011. The Butler County Local Emergency Planning Committee (LEPC) is required to submit a yearly roster to the Board for approval. The LEPC will then submit the roster to the Commission on Emergency Planning & Response (CEPR) for final approval.

Commissioner Woydziak motioned to approve the 2011 LEPC Roster. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #4 – WORK SESSION – PUBLIC WORKS ITEMS

Darryl Lutz, P.E., Director of Public Works, came before the Board to discuss Public Works items including roadway brine applications, flashing light projects at certain intersections, and a letter to Marion County regarding Solid Waste Management Programs. Mr. Lutz and the Board also discussed signage regulations, prioritizing road and bridge projects, Trans Canada restoring the damaged roads, and the mailbox policy. No action was taken.

COMMISSION ADDS & ABATES

Commissioner Masterson motioned to approve Adds & Abates #2470 dated January 25, 2011; Adds in the amount of \$1,442.04 and Abates in the amount of \$22,068.34. Commissioner Woydziak seconded the motion. Motion carried 5-0.

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

Commissioner Wheeler reported that he and Commissioner Harris attended the Citizens Advisory meeting at the Refinery.

Commissioner Wheeler mentioned that the Cities of Haysville and Derby have asked Sedgwick County to provide their dispatch services.

Commissioner Palmer motioned to appoint Gerald Schuetz to the Council on Aging as the representative for the City of Leon. Commissioner Wheeler seconded the motion. Motion carried 5-0.

Commissioner Palmer requested an annual report on Economic Development projects.

Administrator Johnson noted a meeting with Andover and Augusta tomorrow regarding the railroad property.

Administrator Johnson filled out the application for Tour Butler for the signage near Beaumont.

Administrator Johnson asked for a motion approving the Letter of Understanding between the Department of Corrections and the County for use of the 4-H Building in the event of a critical incident that disrupts routine operations.

Commissioner Harris motioned to approve the Letter of Understanding between the Department of Corrections and Butler County for use of the 4-H Building. Commissioner Wheeler seconded the motion. Motion carried 5-0.

Administrator Johnson explained a call he received from the Kansas Association of Counties (KAC) concerning the 9-1-1 Senate bill the County is supporting.

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 10:43 a.m. Commissioner Masterson seconded the motion. Motion carried 5-0.