

November 1, 2010

The Board of Ellis County Commissioners met in regular session at 6:45 p.m. on Monday, November 1, 2010, in the Commission Room at the Courthouse, 1204 Fort Street, Hays Kansas with the following present: Chairman Perry S Henman, Member Glenn D Diehl and Member Dean F Haselhorst. Also present were County Administrator Greg Sund and County Clerk Alberta Klaus.

Chairman Henman called the meeting to order at 6:45 p.m. No changes were noted to the order of business.

COUNTY ADMINISTRATOR GREG SUND

PERFORMANCE CONTRACTING

The Energy System Companies (ESCO's) have completed their tours of our facilities and have been provided with the utility bills for the past three years. The ESCO's are preparing to present preliminary reports and presentations for the Commissioners review.

The Commissioners agreed to interview the ESCOs on Tuesday, November 23, 2010 at 8:00 a.m. in the Commission Room at the Courthouse.

ELLIS COUNTY JOINT PLANNING COMMISSION BOARD MEMBER RESIGNATION

Sund reported that at the end of the regular meeting on October 27, 2010, Keith Campbell resigned from the Ellis County Joint Planning Commission effective immediately. The Commissioners will need to appoint a replacement on this Board. According to Resolution 2006-10, six of the representatives on the Board must be involved with agri-business. The Planning Commission has requested a replacement by December 1.

Henman said that in the past each Commissioner recommended three appointees. It was noted Campbell lived in the Third Commission District. No action was taken.

CULVERT REQUEST IN WALKER

Attorney Don Staab representing Richard Brown, Jr., who lives in Walker Kansas, requested that Mr. Brown be allowed to install a culvert in the gutter in front of his driveway on the County Right of Way so that he can access his property from the road. Brown owns a vacant lot that he purchased twenty years ago and he would like to store his 29 foot motor home, his 18 foot trailer and a box trailer. He can not enter the property with the motor home or trailers because of the height of the center of the road compared to the curb and gutter in front of his drive way makes trailer scrape bottom. He said even a pickup with a hitch drags as he tries to get onto his property.

There are three culverts that are south of his property and the curb and gutter end about 10 feet south of his property. He currently utilizes the property to store tools etc.

Staab said that the drainage does not work very well at Brown's driveway. Brown would be willing to pay for the laying of the culvert and utilize an 8 inch x 20 feet tube and use asphalt millings to cover the tube which wouldn't damage the roadway and it would allow for drainage. Staab reiterated that Brown does not have access to his property which is covered under the law and asked the Commissioners to approve his request.

Haselhorst questioned if cleaning out the ditch and installing a culvert would solve the problem.

Henman questioned the size of the culvert, which would be only 8 inches.

Sund said the problem is the high crown on the road and if you installed a culvert correctly you would have to remove the curb and gutter.

Graf said from south edge of driveway to the end of the culvert is 10 feet 3 inches. The difference of the elevation of the driveway to north of Brown from the crown of the road is 17 inches and at Brown's driveway difference is 17.4 inches.

Henman said that Brown's property is at the end of the curb and gutter.

Graf said that the curb is 6 inches high.

Diehl is concerned about an 8" tube backing up storm water and if it doesn't work, he would want to remove it.

MOTION: Haselhorst SECOND: Diehl

to approve the placement of an 8 inch culvert in the gutter in front of Richard Brown's driveway in Walker, Kansas with the work to be done by Brown and if it doesn't work as planned the County will remove it.

DISPOSITION: Motion carried on a voice vote three to zero.

EXTENSION SERVICE

Stacy Campbell reported on agricultural events that have been held this summer and early fall. A milo plot was planted early this summer and a wheat plot was planted this fall.

"Women managing the farm" was a program presented by a young widow lady from Russell, who expressed common sense ideas for women who are widowed and left with the farm.

A pre-plant wheat school was held in August which proved to be beneficial to wheat farmers.

BIDS

NEW DUMP TRUCK

Public Works Director Mike Graf said that Lang Diesel was the lowest bid at \$78,784.00 but in their specifications they listed that they would supply 14 ply tires. We requested 16 ply tires. Lang did call later and said that they would supply 16 ply tires at no cost to the County but this was not in the original bid. Graf would recommend accepting the bid from I-70 Truck Repair whose bid is \$78,825.00 and had the 16 ply tires in the bid.

MOTION: Haselhorst SECOND: Diehl

To purchase the Western Star Truck from I-70 Truck Repair in the amount of \$78,825.00 to be paid out of Road and Bridge Fund Number 26.

DISPOSITION: Motion carried on a voice vote three to zero.

USED TRUCK CAB AND CHASSIS

Graf said that this truck would replace the current water truck. Maupin Truck Sales bid a 2008 Peterbilt truck with 37,143 miles for \$67,750.00. Doonan Peterbilt bid a 2010 Peterbilt with a new engine in the truck and has 101 miles for a cost of \$94,408.00 and a 2005 Peterbilt with 137,370 miles for \$48,900.00. Mr. Graf recommended purchase of the 2008 Peterbilt from Maupin Truck Sales.

MOTION: Haselhorst SECOND: Diehl

To purchase the 2005 Peterbilt from Doonan Peterbilt in the amount of \$48,900 to be paid out of Road and Bridge Fund Number 26.

DISPOSITION: Motion carried on a voice vote three to zero.

NEW DUMP BODY, SANDSPREADER AND SNOWPLOW

Graf said that the snowplow and sand spreader work on the same truck. Graf would recommend that we purchase the snowplow and sand spreader and dump body from Hays Truck Equipment who met the specifications for the sand spreader, snowplow and dump body for \$49,900.00.

MOTION: Diehl SECOND: Haselhorst

To purchase the dump body, sand spreader and snowplow from Hays Truck Equipment at a cost of \$49,900.00 to be paid out of Road and Bridge Fund Number 26.

DISPOSITION: Motion passed on a voice vote three to zero.

COUNTY ADMINISTRATOR

INVESTMENT PERFORMANCE REPORT

Sund presented the Treasurer's Investment Report for the period ended September 30, 2010.

TWORKS LOCAL CONSULTATION MEETING

Sund attended the meeting held in Hays on October 26, 2010. Ellis County has no projects that will be funded with TWorks Funds, but Sund said he thought it was a good idea to have Ellis County representation at the meeting.

CELL PHONE TOWER CONDITIONAL USE PERMIT APPLICATIONS

Sund reported that Viaero has filed applications for two Cell Phone Tower Conditional Use Permits. One is planned for north of Hays and another for north of Ellis. They are also planning to place one in Ellis. These applications will be addressed during the December Joint Planning Meeting.

OLD SHOOTING RANGE CLEAN-UP PROJECT

The County will have to participate in the clean-up of the old shooting range. Sund visited with Toby Dougherty, Hays City Manager on October 29 to address unknowns related to transport and disposal of soil from the project. Dougherty said that he is willing to propose to the City Commission that should the cost of transport and disposal exceed the cost of remediation, which the City of Hays will cover in the agreement the City will split the added cost 50%/50% with the County. If the County Commission agrees with this proposal, the City will amend the language to the agreement.

Haselhorst stated that he felt that the City of Hays should add the wording that the cost would be spilt 50%/50% for additional costs.

OTHER

A Personnel Appointment was signed by Chairman Henman for the hiring of Randee L Olive as the Citizens Review Board (CRB) Director at a salary of \$400.00 per week effective October 15, 2010.

Payment Vouchers dated November 2, 2010 in the amount of \$882,070.63 were reviewed and payment was authorized by the Commissioners.

ADJOURN

MOTION: Haselhorst SECOND: Diehl

With no further business appearing, a motion was made to adjourn at 8:32 p.m.

DISPOSITION: Motion carried on a voice vote three to zero.

The next scheduled meeting is set for Monday, November 8, 2010 at 6:45 p.m. in the Commission Room at the Courthouse.

BOARD OF ELLIS COUNTY COMMISSIONERS

PERRY S HENMAN, CHAIRMAN

GLENN D DIEHL, MEMBER

DEAN F HASELHORST, MEMBER

ATTEST:

ALBERTA KLAUS, COUNTY CLERK