



COUNTY COMMISSION

Monday, May 6, 2019

5:00 PM

Ellis County Administrative Center – Commission Room

Order of Business

I. Opening

- A. Call to Order
- B. Pledge of Allegiance
- C. Clerk Calls the Roll
- D. Order of Business
Consideration of Amendments

II. Prior Minutes

March 29, 2019 Budget Meeting
April 3, 2019 Budget Meeting
April 15, 2019
April 29, 2019 Road Tour

III. Consent Agenda

- A. Approval of Refunding Warrants as presented
- B. Approval of Tax Roll Adjustments as presented
- C. Approval of Escape Tax Orders as presented
- D. Approval of Adds and Abates as presented
- E. Approval of Purchase Orders as presented
- F. Approval of Accounts Payable and Payroll as presented
- G. Approval of County Licenses as presented



- IV. Issues from Persons Not on the Order of Business
- V. Introduction of New Employees
- VI. Mental Health Awareness Month Proclamation [Enclosure](#)
- VII. Kansas Chamber of Commerce (President/CEO Alan Cobb)
- VIII. Request for Assistance from the City of Victoria (Public Works Director Bill Ring) [Enclosure](#)
- IX. Fire District Apparatus Purchase (Director of Fire & Emergency Management Darin Myers) [Enclosure](#)
- X. Revised Agreement for County Counselor Services (County Administrator Phillip Smith-Hanes) [Enclosure](#)
- XI. County Counselor Reports (County Counselor Bill Jeter)
- XII. County Administrator Report (County Administrator Phillip Smith-Hanes)
- XIII. County Commission Reports
- XIV. Executive Session(s)
- XV. Adjournment





Proclamation

of the Board of Ellis County Commissioners

Mental Health Awareness Month - May 2019

WHEREAS, mental health is an important part of overall health; and
WHEREAS, mental health helps to sustain an individual's thought processes, relationships, productivity and ability to adapt to change or face adversity; and
WHEREAS, mental illness adversely affects those abilities and often is life-threatening in nature; and
WHEREAS, one in five U.S. adults experiences a mental disorder in any given year; and
and
WHEREAS, one in 17 adults lives with a serious mental illness such as major depression, bipolar disorder or schizophrenia; and
WHEREAS, approximately one-half of chronic mental illness begins by the age of 14 and three-quarters by age 24; and
WHEREAS, long delays – sometimes decades – often occur between the time symptoms first appear and when individuals seek treatment; and
WHEREAS, early identification and treatment can make a profound difference in successful management of mental illness and recovery; and
WHEREAS, it is important to maintain mental health and learn the symptoms of mental illness in order to get help when it is needed; and
WHEREAS, public education and civic activities can encourage mental health awareness; and
WHEREAS, every citizen and community can make a difference in helping end the silence and stigma that for too long has surrounded mental illness and discouraged people from getting help,
NOW, THEREFORE, the Board of County Commissioners does hereby proclaim May 2019, as:

MENTAL HEALTH AWARENESS MONTH

in Ellis County, Kansas, as requested by High Plains Mental Health Center to increase public understanding of the importance of mental health and to promote identification and treatment of mental illnesses.

PROCLAIMED AND APPROVED this 6th day of May, 2019.

BOARD OF COUNTY COMMISSIONERS

Dean F. Haselhorst, Chair

Robert "Butch" Schlyer, Commissioner

Dustin G. Roths, Commissioner

ATTEST:

Donna J. Maskus, County Clerk



ELLIS COUNTY
AGENDA ITEM COVER SHEET
COMMISSION AGENDA DATE: 5-06-2019

TOPIC:

Request for assistance from the City of Victoria with sealing streets

ACTION REQUESTED:

Approve the Road and Bridge Division providing labor and equipment to Victoria for approximately 10,000 square yards.

MOTION NEEDED:

Yes No

SUGGESTED MOTION LANGUAGE:

I move that the Commission approve the Public Works Department provide assistance to the City of Victoria with both equipment and labor. The City of Victoria will furnish the oil and rock.

DISCUSSION:

The City of Victoria is requesting assistance with street maintenance this year. Public Works has assisted them for many years and would like to do the same this year. Joint projects like this allow the city to save money by not hiring a paving contractor to do this work. Their employees will be working with county staff to complete the project.

FINANCIAL IMPACT:

The only cost would be for employee time and equipment used during the project. There are sufficient budgeted funds to cover this project.

PRESENTED BY:

Bill Ring Public Works Director

REVIEWED BY COUNTY ADMINISTRATOR:

Yes No N/A

REVIEWED BY COUNTY COUNSELOR:

Yes No N/A

ATTACHMENTS:

Letter from the City of Victoria



City of Victoria

1005 4th Street
P.O. Box 87
Victoria, KS 67671-0087
Phone (785) 735-2259
Fax (785) 735-2260

April 16, 2019

Bill Ring
Ellis County Public Works
1195 280th
Hays, KS 67601

RE: Milling and Overlay

Dear Mr. Ring,

The City of Victoria would like to request assistance from Ellis County with sealing streets. The approximate square yards for the entire project are 10,000. The City would also like to request assistance with milling and overlay of approximate 1,600 square yards.

The city would furnish the oil and rock along with any assistance required for the project.

If you have any questions or need additional information please feel free to call city hall or City Superintendent Brad Schmidtberger at 785-735-8133.

Sincerely,



John Schulte
Mayor



ELLIS COUNTY
AGENDA ITEM COVER SHEET
COMMISSION AGENDA DATE: 5-6-19

TOPIC:

Fire District Apparatus Purchase

ACTION REQUESTED:

Approval from the Commission to purchase a new wildland/rescue style apparatus for the Ellis County Fire Department Company 5 – Hays.

MOTION NEEDED:

■ Yes □ No

SUGGESTED MOTION LANGUAGE:

I move to approve the purchase of a 2019 rescue apparatus from Hays Fire Rescue LLC in the amount of \$100,836.

DISCUSSION:

The ECFD formed a committee, assisted by Commissioner Haselhorst, to help create specifications for this new truck. This is a similar type vehicle purchased for Companies 4 & 6 in Victoria and Ellis, however less design configurations are needed bringing the cost down \$12,213. This vehicle will replace a 1978 International which has mechanical issues. Fixing the vehicle would cost more than the vehicle is worth on auction. This vehicle would be sold at auction in cooperation with Public Works at a later date. This purchase will also move the backup rescue equipment off the other brush truck which is was not adequately designed to house the equipment. Also, to help reduce costs, used equipment such as hose reels, tool trays, and a fire pump are being installed from a truck previously taken out of service.

After reviewing the two RFP's, it was determined the low bid from Watts Manufacturing did not meet the specifications set by the ECFD. The major specifications not met are the following:

- Elimination of a riding position down to two, which reduces the firefighting capability by 50% by not having three firefighters able to respond,
- Not having all the compartments as specified, others not built as specified,
- Use of a lower-quality body paint, fire valves, and nozzles,
- Twice the length in build time, compounded by the difficulty of ordering a chassis,
- Warranty issues and repairs to be completed out of town could become costly.

Eric Ward with the Kansas Forestry Service was contacted to see if any used vehicles were available for purchase or through their fire management program. Unfortunately, their



program will not benefit the ECFD at this time due to the make of the vehicles not having the right style chassis. The last time checked, the ECFD is number 10 on the wait list.

Listed below is a bid tabulation for the Request for Proposals (RFP's) and the price comparisons for the vehicle chassis.

FINANCIAL IMPACT:

This purchase is part of the 25-year capital replacement plan for the fire district. This request is budgeted in the Special Fire Machinery Fund.

PRESENTED BY:

Darin Myers, Director of Fire & Emergency Management

REVIEWED BY COUNTY ADMINISTRATOR:

Yes No N/A

REVIEWED BY COUNTY COUNSELOR:

Yes No N/A

ATTACHMENTS: See Below.

Request for Proposals		
	Outright Bid	Other
Hays Fire Rescue	\$100,836	
Watts MFG.	\$96,421	
Weis Fire		No-Bid letter received
Unruh Fire		No-Bid letter received
Conrad Fire	-	No-Bid letter received
Blanchat MFG.	-	No-Bid letter received



ELLIS COUNTY
AGENDA ITEM COVER SHEET
COMMISSION AGENDA DATE: 5-6-19

TOPIC:

Revised Agreement for County Counselor Services

ACTION REQUESTED:

Approve and sign the attached agreement.

MOTION NEEDED:

Yes No

SUGGESTED MOTION LANGUAGE:

I move that the Commission approve the revised Agreement with William J. Jeter, effective July 1, 2019.

DISCUSSION:

The Board of County Commissioners previously entered into an agreement, effective January 1, 2018, with William Jeter and the Jeter Law Firm to provide County Counselor services. During the course of budget conversations, it was suggested that Mr. Jeter might not need to attend all County Commission meetings, and this could save some money. Mr. Jeter has analyzed the amount of time he spends preparing for and attending Commission meetings and has determined he could reduce his fee by \$500 monthly if he were not attending meetings. He has prepared the attached agreement to memorialize this new scope of work. The agreement does allow either the Chair or the County Administrator to request that Mr. Jeter attend a meeting when necessary. The agreement is proposed to be effective July 1.

FINANCIAL IMPACT:

This will reduce the cost for County Counselor services by \$6,000 annually.

PRESENTED BY:

Phillip Smith-Hanes, County Administrator

REVIEWED BY COUNTY ADMINISTRATOR:

Yes No N/A

REVIEWED BY COUNTY COUNSELOR:

Yes No N/A

ATTACHMENTS:

Agreement



AGREEMENT

THIS AGREEMENT, made and entered into effective the 1st day of July, 2019, by and between the **Board of County Commissioners of Ellis County, Kansas**, hereinafter called "Board", and **William W. Jeter**, individually and as a partner of Jeter Turner Sook Baxter, LLP, of Hays, Kansas, hereinafter called "Jeter",

WITNESSETH:

Whereas, Board has retained the services of Jeter as County Counselor since January 1, 1986, with the most recent contract effective January 1, 2018, and

Whereas, Board desires to continue to contract with Jeter to provide legal services to Board and Jeter is willing to continue to provide such services.

NOW THEREFORE, in consideration of the premises, it is agreed by and between the parties as follows:

1. Jeter will provide legal services to Board including but not limited to preparation of resolutions, examination of contracts, legal consultations with department heads and County Administrator, representing Ellis County in civil suits or other matters of civil law, representing Ellis County before the Board of Tax Appeals and performing such duties as set forth in K.S.A. 19-247. Jeter shall not be expected to attend County Commission meetings regularly and shall do so only upon the occasional request of either the Chair or the County Administrator.

2. Jeter shall receive as compensation for services payment in the amount of Five Thousand Dollars (\$5,000.00) per month for all such time incurred on services rendered to Board. Billing shall be made on a monthly basis with itemization of time, lawyer and service performed. Jeter shall also be reimbursed for all costs and expenses incurred as a part of the representation.

3. It is specifically understood that Jeter or any other representative of his law firm performing legal services will not be considered as an employee of the Board or be entitled to any rights or privileges associated with county employment, including insurance benefits, retirement benefits and compensation or indemnity of injury or sickness arising out of the performance of legal services for the Board, it being the specific understanding that Jeter is acting as an independent contractor in rendering services to the Board.

4. In the event Jeter is unable to perform services and another member of his firm has special expertise in the area of concern, Jeter shall have the right to designate and request another attorney at law from the firm of Jeter Turner Sook Baxter, LLP, to perform the requested services.

5. This agreement shall be effective from July 1, 2019, until such time as renegotiated or terminated by the parties hereto. Either of the parties may terminate this agreement at any time upon thirty (30) days written notice to the other.

IN WITNESS WHEREOF, we have hereunto affixed our signatures as of May 6, 2019.

BOARD OF COUNTY COMMISSIONERS

Dean F. Haselhorst, Chair

Robert (Butch) Schlyer

Dustin G. Roths

William W. Jeter, Individually and
on behalf of Jeter Turner Sook Baxter, LLP