



REGULAR SESSION

County Commission

Courthouse
206 W. 1st Avenue
Hutchinson, KS 67501

A G E N D A

Reno County Courthouse Veterans Room
206 W. 1st Avenue
Hutchinson, KS 67501
Tuesday, June 13, 2023, 9:00 AM

1. **Call to Order**
2. **Pledge of Allegiance to the American Flag and Prayer**
3. **Welcome and Announcements by Commission Chair**
 - 3.A Recognition of John Eberly's Retirement from the Department of Aging
4. **Public Comment on Items not on the Agenda**

Please come forward to the podium, state your name and address and limit your remarks to not more than 5 minutes per item.
5. **Determine Additions or Revisions to the Agenda**
6. **Consent Agenda**
 - 6.A Vouchers (bills or payments owed by the county or related taxing units)
 - 6.B Approval of the Annual Update for the South Central Solid Waste Management Plan (Reno, Rice, and Kingman Counties)
 - 6.C Renew application for a Cereal Malt Beverage License for O'Brien's Marina LLC for Off Premises sales in the amount of \$75.00
 - 6.D Renew application for a Cereal Malt Beverage License for O'Brien's Marina LLC for On Premises sales in the amount of \$125.00
 - 6.E Agreement between the Kansas Department of Transportation and Reno County. The Kansas Department of Transportation will be transferring segments of Old K-14 (Turnback miles) to Reno County as part of the New K-14 realignment project.
7. **Business Items**
 - 7.A Annual Report for Public Works
8. **County Administrator Report**
 - 8.A Monthly Department Reports
9. **County Commission Report/Comments**
10. **Adjournment**

Randy Parks
District 1

Ron Hirst
District 2

Daniel P. Friesen
District 3

John Whitesel
District 4

Don Bogner
District 5



AGENDA ITEM

AGENDA ITEM #3.A

AGENDA DATE: June 13, 2023

PRESENTED BY: Barbara Lilyhorn

AGENDA TOPIC:
Recognition of John Eberly's Retirement from the Department of Aging

SUMMARY & BACKGROUND OF TOPIC:
John Eberly is retiring after 11 years in the position of Social and Human Service Assistant in the Department of Aging.

ALL OPTIONS:
Accept

RECOMMENDATION / REQUEST:
Accept

POLICY / FISCAL IMPACT:
None

John Eberly

For the past eleven years, John Eberly has served Reno County as a Social and Human Services Assistant for the Department of Aging. Prior to that, John served as Assistant Director of the Departments of Aging and Transportation in 2008 when the present building at 120 West Ave B housing both departments officially opened.

He is a trained State Health Insurance Councilor for Kansas, and has served on many boards and committees while employed with Reno County.

In his tenure at the Department of Aging, he has helped literally thousands of Reno citizens sixty and older, their loved ones, and friends, with issues concerning Medicare, Medicaid, in-home services, and general resources available in Reno County, and beyond. John has enjoyed meeting people young and old, while finding solutions to the often-challenging needs of the aging population and their families.



AGENDA ITEM

AGENDA ITEM #6.B

AGENDA DATE: June 13, 2023

PRESENTED BY: Megan Davidson

AGENDA TOPIC:

Approval of the Annual Update for the South Central Solid Waste Management Plan (Reno, Rice, and Kingman Counties)

SUMMARY & BACKGROUND OF TOPIC:

The South Central Kansas Solid Waste Authority Plan is a plan that is updated annually between the 3 counties that are in the Region per the Kansas Department of Health and Environment (KDHE) The plan's purpose is to give any individual information about the South Central Area that is covered by the plan in regards to the landfill or what each county accepts and does not accept in the area. Changes to the plan for your approval are in RED font. At the 5 year update (2025) of the Regional Solid Waste Plan that is when the populations will be updated from the census bureau and any major events that have been added to the regional area.

ALL OPTIONS:

1. Approve the South Central Solid Waste Management Plan
2. Send back for additional changes and then bring back to commission for approval

RECOMMENDATION / REQUEST:

Approve the South Central Kansas Solid Waste Management Plan as presented by staff

POLICY / FISCAL IMPACT:

This is an annual update with no financial cost to the Solid Waste Department

Solid Waste Management Plan

SOUTH CENTRAL KANSAS SOLID WASTE AUTHORITY

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South Hutchinson, KS 67505
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Delwin Crabtree – Private Industry
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South Hutchinson, KS 67505
620-662-2559

Marvin Nisly – Private Industry
Nisly Brothers Trash Service
5212 South Herren Road
Hutchinson KS 67501
620-662-6561

Daniel Friesen – Commissioner Chairperson
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Jon Richardson - Mayor
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620-532-3771

Mary Schwartz – Public Health
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ATTACHMENTS

Map 1 – Principal Growth Areas of Kingman County

Map 2 – Principal Growth Areas of Rice County

Map 3 – Principal Growth Areas of Reno County

Map 4 – Hauler Transportation Routes for Rice County (Weekly)

Map 5 – Hauler Transportation Routes for Rice County (Daily)

Map 6 – Hauler Transportation Routes for Rice County (Weekly-Wednesday)

Map 7 – Hauler Transportation Routes for Reno County (Stutzman Hauler)

Map 8 – Hauler Transportation Routes for Reno County (Nisly Hauler)

Attachment 9 – Summary of Total Solid Waste Received at the Reno County Landfill

1.0 LOCATION AND DESCRIPTION OF THE SOLID WASTE PLANNING PROGRAM

1.1 SOLID WASTE AUTHORITY INFORMATION

The South Central Kansas Solid Waste Authority, referred to as the "Authority" herein, consists of three Kansas Counties: Kingman, Rice, and Reno. They are located in central to south-central Kansas and consist of a total of 3,561 square miles. The area spans seventy-eight (78) miles from north to south and forty-two (42) miles from east to west.

1.2 CITIES LOCATED WITHIN THE AUTHORITY

There are thirty (31) incorporated cities within the Authority. Seven (7) of the cities are located in Kingman County, nine (9) in Rice County, and fifteen (15) in Reno County. Table 1, below, lists the following information of these cities: 1) the county it is located in, 2) its population according to the 2010 United States Census, 3) the cities' classification according to Kansas Statutes, 4) the type of governmental structure of its governing body, and 5) the latest assessed tax valuation of each city and county according to 2013 valuations.

TABLE 1

Kingman County Total Population: 7,854

City	Population	Class	Government Body	Assessed Valuation
Cunningham	465	3 rd	Mayor/Council	
Kingman	3,166	2 nd	Commission	
Nashville	62	3 rd	Mayor/Council	
Norwich	490	3 rd	Mayor/Council	
Penalosa	16	3 rd	Mayor/Council	
Spivey	76	3 rd	Mayor/Council	
Zenda	87	3 rd	Mayor/Council	

Rice County Total Population: 9,660

City	Population	Class	Government Body	Assessed Valuation
Alden	122	3 rd	Mayor/Council	
Bushton	203	3 rd	Mayor/Council	
Chase	396	3 rd	Mayor/Council	
Frederick	8	3 rd	Mayor/Council	
Geneseo	236	3 rd	Mayor/Council	
Little River	472	3 rd	Mayor/Council	
Lyons	3565	2 nd	Mayor/Council	
Raymond	85	3 rd	Mayor/Council	
Sterling	2248	2 nd	Commission	

Reno County Total Population: 62,510

City	Population	Class	Government Body	Assessed Valuation
Abbyville	87	3 rd	Mayor/Council	
Arlington	615	3 rd	Mayor/Council	
Buhler	1,317	3 rd	Mayor/Council	
Haven	1,212	3 rd	Mayor/Council	
Highlands	275	3 rd	Mayor/Council	
Hutchinson	41,310	1 st	Mayor/Council	
Langdon	41	3 rd	Mayor/Council	
Nickerson	1,021	3 rd	Mayor/Council	
Partridge	242	3 rd	Mayor/Council	
Plevna	240	3 rd	Mayor/Council	
Pretty Prairie	672	3 rd	Mayor/Council	
South Hutchinson	2,539	2 nd	Mayor/Council	
Sylvia	304	3 rd	Mayor/Council	
Turon	378	3 rd	Mayor/Council	
Willowbrook	88	3 rd	Mayor/Council	

1.3 THE CLASSES OF CITIES

Kansas State Statutes annotated (K.S.A.) 13-101, 14-101, and 15-101 lists the population requirements for cities of the 1st Class, 2nd Class, and 3rd Class, respectively. Statute 13-101 states that cities with populations greater than 15,000 inhabitants shall be cities of first class. K.S.A. 14-101 states that if a city's population falls between 2,000 and 15,000, then that city shall be a city of the second class. A city of the third class in Kansas according to Statute 15-101 shall have a population below 2,000. Hutchinson is the only municipality in the Authority that is a city of the 1st Class. The cities of Kingman, Lyons, South Hutchinson, and Sterling are cities of the 2nd Class. All of the other incorporated municipalities in the Authority are cities of the 3rd Class.

1.4 THE GOVERNMENTAL STRUCTURE OF THE CITIES AND COUNTIES

The Kansas Statutes also specifies the composition of the governing bodies of the different classes of cities. Cities of any of the three classes have the freedom in the statutes to have either a mayor/council or board of commissioner's type of governing body. Two of the Authority's cities have a commission type of governing body: Kingman and Sterling. The rest have a

mayor/city council type of governing body. K.S.A. 14-109 requires that city of the 2nd class have not less than four or more than twelve individuals on their city council. Statute 15-105 specifies that the city council of a city of the second class shall have five members.

All three of the counties in the Authority have a board of commissioners they each are composed of three members.

1.5 DESCRIPTION OF THE POPULATION DENSITIES OF THE AUTHORITY

Table 2 indicates the following information about the Authority: 1) the populations of all cities over 2,000 persons and the individual counties, 2) the land areas of these cities and the counties, 3) the population densities of the cities and the counties and 4) the total population, land area and population density of the Authority. Population numbers for the cities and counties listed below are based upon 2013 census data.

TABLE 2

City	Population	Area (Square Miles)	Population Density (per Square Mile)
Hutchinson	41,310	22.75	1,854.6
Kingman	3,166	3.53	902.6
Lyons	3,811	2.36	1,584.3
South Hutchinson	2,539	2.89	856.1
Sterling	2,314	1.71	1,394.0
Total of the Authority	54,027	33.24	1,318.32
County	Population	Area (Square Miles)	Population Density (Square Miles)
Kingman	7,854	864	9.1
Reno	62,510	1,255	51.4
Rice	9,660	726	13.3
Total of the Authority	82,055	2,845	24.8

The population densities for these larger cities ranges from, 856.1 persons per square mile for South Hutchinson, to 1,854.6 persons per square mile for Hutchinson. Reno County, which contains Hutchinson, has the highest population density of the three counties at 51.4 persons per square mile. The population density of the entire Authority is 24.8 persons per square mile.

1.6 POPULATION PROJECTIONS FOR INDIVIDUAL COUNTIES AND AUTHORITY

Population projections were made for each of the counties and the Authority itself. The linear method was used in these projections which were made for the years 2020 and 2030. Table 3 lists these projections.

TABLE 3

County	Population 2017	Projections		Change (2017-2040)
		2030	2040	
Kingman	7,858			
Reno	62,510	58,577	55,720	-10.9% decrease
Rice	9,660			
Total of the Authority:				

The projections show a population decline in Kingman and Rice counties and of the Authority itself over the next twenty years. Projections show a small gain for Reno County. Each of the counties are essentially rural type counties and the projection of declines is consistent with state and regional trends over the last several decades in the United States for these same types of counties. What this essentially means is that unless the per capita amount of solid waste in the Authority goes up, the overall production of solid waste should go down or remain the same over the time period.

1.7 SEASONAL FLUCUATIONS OF SOLID WASTE PRODUCTION

The time of year, season, or a major event in a county can have an influence in the production of solid waste. There typically is a slight increase in production during the months of March, April, May, and June in the Authority because of people's propensity to inventory personal items and throw things away. There is also an increase following Christmas. Table 4 lists major events that contribute to increases in trash production and when and where the events occur.

TABLE 4

Event	Month	Location
National Junior College Basketball Tournament	March	Hutchinson
Spring Expo	March	Hutchinson
Rice County Days	May	Lyons
Pretty Prairie Rodeo	July	Pretty Prairie
Kansas State Fair	September	Hutchinson
Abbyville Rodeo	May	Abbyville
Hutchinson Rod Run	October	Hutchinson
Draft Horse Sale	March, April, and October	Kingman
Heartland Youth Rodeo Association	November-February	Kingman

The largest solid waste producer of the list is the Kansas State Fair because it has a ten-day duration and attracts a large number of people.

2.0 PROBABLE AREAS OF DEVELOPMENT

Section D projected either no population change or a population for a 2% increase, Authority over the next 15 years, but that does not necessarily mean there will not be physical development in the Authority. Maps 1, 2, and 3 show areas of possible development in Kingman, Reno, and Rice Counties, respectively.

Map 1 delineates an area of Kingman County where development could occur. The area is located in the eastern portion of the county where there has been sparse residential development over the past several years. The trend of households being established in this area and individuals commuting to Wichita can be expected to continue. It is expected that of this development, the new homes would be located along paved roads, not dirt or gravel roads.

Map 3 shows three main possible future development trends in Reno County. The first is for residential development north and northeast of Hutchinson. The second is for commercial or industrial development west and southwest of South Hutchinson. Some residential development is also expected. The growth around South Hutchinson is expected because of the Kansas Highway 96 Bypass on the west side of Hutchinson and South Hutchinson. The third trend is for development in or around the City of Haven. K-96 in Reno County has been expanded from a 2 to 4-lane highway. These improvements in the county's transportation system should help facilitate development in these above- mentioned areas.

Map 2 shows two areas of potential development in Rice County. One area is northwest of Chase, where Cal-Maine Foods Company was built and is now in operation as an egg processing plant. The second is around the City of Sterling where Sterling College is an invitation for residential development. This has been a trend over the past ten years.

3.0 GEOGRAPHIC, SOIL, CONDITIONS, AND CLIMATE

Kingman County is nearly level with gently rolling plains which are only slightly dissected. The two main drainage systems are the South Fork of the Ninnescah River located in the northern third of the county, and the Chickaskia River, which is located in the southern third of the county. They are deep, loamy or clay, and nearly level to strongly sloping. The two primary soil types are the Farnum- Shellabarger and Albion-Shellabarger. They are both well drained and have loamy subsoil. They are located in almost all areas of the county. Kingman County has a continental climate and annual precipitation ranges from 22 to 34 inches. Precipitation is heaviest from May through September.

Reno County's topography is gently rolling throughout the northwest and central parts of the county. Slopes increase around major drainage ways, of which there are four: 1) the Arkansas River, that cuts from north-central, southeasterly towards the east-central portion of the county, 2) the Little Arkansas River, which passes through the northeast corner of the county also in a southeasterly direction, 3) the North Fork of the Ninnescah River, which flows primarily west to east, but also towards the south in the southern third to on-half of Reno County, and 4) the Cow Creek in the central and southeast. There are three large areas of different soil types that are worth noting: 1) Pratt-Carwile, a deep sandy to clay soil, in the western part of the county, 2) Farnum-Naron, a deep brownish loamy soil, found in the central part of the county, and 3) Elsmere-Tivoli, a deep excessively drained sandy soil, located in the northeast part of the county. Climate is continental. Average precipitation is 29.1 inches.

Rice County in the northwestern, north-central, and central portions of the county is nearly level and gently sloping. Its northeastern and east-central regions are more rolling. There are greater erosion hazards here. In the southwestern and southeastern areas the terrain is steep. Rice County has three major drainage systems: 1) the Arkansas River in the southwest and south-central, 2) the Cow Creek in the central and southeast, and 3) the Little Arkansas River in the northeast and east central. These flow in a general northwest to southeast pattern. Most of the soils are deep except for the Hedville and Kipson soils which are generally located in the northeastern portion of the county. The soil type that covers the greatest area is Crete-Geary. It is located in the northwest, north-central, and central part of the county. It has a high available water capacity. Like Kingman and Reno Counties, Rice also has a continental climate. The average precipitation is 26.2 inches with most of it occurring between April to October.

In summary, the Authority is of similar geography, soils, and climate with generally a rolling terrain, several large drainage basins, deep soils ranging from clay to sandy and a continental climate with hot summers and mild to cold winters where the bulk of precipitation falls between April through September.

4.0 REGIONAL TRANSPORTATION NETWORK

The enclosed maps encompass the counties of Kingman, Reno, Rice, and Stafford. As requested, interstate and state highways, secondary roads, and major municipal thoroughfares are included. The map (9) includes weight limitations of Reno County bridges with a span of twenty feet and over.

5.0 INFORMATION ON SOLID WASTE GENERATION

5.1 ANALYSIS OF SOLID WASTE PRODUCED

TABLE 5

Total Solid Waste Received at the Reno County MSWLF for Calendar Year 2019

County	Solid Waste Received (tons)	Average Daily Tonnage	% of Total Tonnage
Harvey	19,126.69	105	15.39%
Kingman	1,742.35	10	1.4%
McPherson	228.22	1	.18%
Reno	96,029.53	528	77.25%
Rice	6,861.64	38	5.52%
Stafford	317.72	2	.26%
Total:	124,306.15	397	100%

5.2 TYPES OF WASTE

5.2.1 Special Waste

K.A.R. 28-29-101 defines special waste as any solid waste that due to physical, chemical, or biological characteristics may:

- Present concerns regarding handling, owner or operator safety, management, of disposal; and
- Require special management standards.

These wastes are commonly divided into three categories. They are regulated waste, high volume/hard to handle waste, and waste that requires precautionary handling. Many of the special wastes post no substantial threat to human health or the environment when properly handled at a permitted solid waste facility. The owner/operator of the permitted solid waste facility should address the proper handling and disposal of these wastes in their operating plan for the facility.

5.2.2 Tree Waste

Tree waste is considered to be a hard to handle high volume waste. Three options for the disposal of tree waste are 1) landfill disposal, 2) burning at a Kansas Department of Health and Environment (KDHE) permitted site, and 3) processing for firewood and wood chips. Tree waste is hard on landfill equipment. It also takes considerable landfill space. The processing of tree waste for firewood and wood chips would require capital investment for distribution of the firewood and wood chips would need to be developed and administrated. The solid waste facilities usually have the personnel and equipment on hand to manage a burn site properly. KDHE permits and regulates these sites to insure that only appropriate wastes are burned.

Yard waste is high volume waste that can be either composted or landfilled. Composting produces a usable soil conditioner and saves space in landfills.

There are various levels of technology for composting. Yard waste can be composted by the homeowner or by the solid waste facility.

5.2.3 White Goods

White goods are both a regulated waste and a hard to handle waste. PCB's and gasses must be removed from appliances before final disposal or recycling. White goods are difficult to compact and hard on landfill equipment. Many communities have banned appliances from the landfill or require certification that the gasses and PCB's have been removed before they are accepted for land filling. The alternative to landfilling is to recycle the appliances. Reno County does have a certified employee that reclaims the gases to send off for disposal and reclamation. Rice County hire private licensed repairmen that are certified to extract the Freon from the white goods.

5.2.4 Waste Tires

Waste tires are a regulated waste. Whole tires can no longer be landfilled. Waste tires may be monofilled or recycled. The KDHE strongly encourages recycling and provides grant funding for recycling projects.

5.2.5 Construction and Demolition Debris

Construction and demolition (C&D) debris is considered to be a hard to handle high volume waste. C&D is difficult to compact and can cause wear and damage to landfill equipment. It also takes considerable landfill space. The KDHE does permit landfills for the

disposal of C&D that do not have to meet the liner and leachate collection standards of a Subtitle D landfill. Some C&D may be reused. We are operating a recycling program that crushes concrete for use as a road material. This will reduce our waste stream.

5.2.6 Contaminated Soils, Asbestos, and KDHE-Authorized Industrial Waste

These wastes may be hard to handle, high volume, and/or regulated. The landfill operator is required to keep records on the disposal of these wastes. Special handling or precautions may be needed. There is usually no variable alternative to landfilling.

5.2.7 Dead Animals

Dead animals are a precautionary handling waste due to the possible risk of disease. The best alternative for dead animals would be for the animal to be cremated or handled by a rendering company. Landfilling should be the last option.

5.2.8 Biomedical Waste

Biomedical waste originating from hospitals, medical and dental offices, nursing homes, etc., are a regulated waste, household biomedical waste is not. Possible means of disposal includes incineration, sterilization prior to landfilling, and bagging waste in specially marked plastic bags and covering immediately with several feet of solid waste. Currently the Reno County Health Department has a permit through the State and the medical waste is brought out to the landfill, while the Clinics and Hospital in Reno County handle their own medical waste disposal. In Kingman County their health department and hospital also handle the disposal of their own medical waste.

5.2.9 Hazardous Waste

Hazardous waste is well known of the regulated waste with the most complicated set of regulations. Normally it is the duty of the hazardous waste generator to determine if waste is hazardous; however, if it is disposed of at a landfill the owner and the operator may share liability. Regulations require that the owner/operator of a MSW landfill set up a program to detect and prevent disposal of regulated quantities of hazardous waste. A waste material can be classified as legally hazardous if it is listed in tables promulgated by EPA or if the waste exhibits one or more of the four characteristics for hazardous waste.

- Ignitable (has a flash point of less than 60 degrees C or 142 degrees F);
- Reactive (normally unstable or reacts violently with water);

- Corrosive (has a pH less than or equal to 2, or greater than or equal to 12.5); and
- EP Toxic (to determine if waste is EP Toxic it must be tested using the standardized test known as toxicity characteristic leaching procedure (TCLP)).

The State of Kansas divides hazardous waste into two categories, hazardous and acutely hazardous. Hazardous waste is defined by the State as "waste or combination of wastes which because of its quantity, concentration, or physical, chemical, biological or infectious characteristics, or as otherwise determined by the secretary to cause, or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness, or pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, disposed, or otherwise managed."

Hazardous waste shall not include:

- Household waste;
- Agricultural waste returned to the soil as fertilizers;
- Mining waste and overburden from the extraction, beneficiation, and processing of ores and minerals, if returned to the mine site;
- Drilling fluids, produced water, and other waste associated with the exploration, development and production of crude oil, natural gas, or geothermal energy;
- Fly ash, bottom ash, slag, and flue gas emission control waste generated primarily from the combustion of coal or other fossil fuels;
- Cement kiln dust; and
- Materials listed in 40 CFR 261.4, as in effect on July 1, 1983. Acutely hazardous waste is defined by Kansas regulations as "a commercial chemical product or manufacturing chemical intermediate having a generic name listed in 40 CFR 261.33 (3), as in effect on July 1, 1984, or an off-specification commercial chemical product or manufacturing chemical intermediate, which, if either met specifications, would have a generic name listed in 40 CFR 261.33 (3), as in effect on July 1, 1984.

The quantity of hazardous waste produced by a generator determines the disposal requirements imposed on the generator by both EPA and KDHE. Where the State regulations are more restrictive than Federal Regulations, the State regulations take precedence. The categories as defined by the KDHE include:

"Generator" means any person who meets any of three following conditions:

- Generates in any single calendar month or accumulates at any time 1,000 kilograms (2,200 pounds) or more of hazardous waste;

- Generates in any single calendar month or accumulates at any time 1 kilogram (2.2 pounds) or more of acutely hazardous waste; or
- Generates or accumulates at any time 35 kilograms (55 pounds) or more of debris and contaminated materials from the clean up or spill of acutely hazardous waste.

"Kansas Generator" means any person who meets all of the following conditions:

- Generates 25 kilograms (55 pounds) or hazardous waste and less than 1,000 kilograms (2,000 pounds) in any single calendar month;
- Accumulates at any time no more than 1,000 kilograms (2,200 pounds) of hazardous waste or 1 kilogram (2.2 pounds) of acutely hazardous waste; and
- Generates or accumulates at any time no more than 25 kilograms (55 pounds) or more of debris and contaminated materials from the cleanup or spill of acutely hazardous waste.

"Small Quantity Generator," also referred to as Conditionally Exempt Small Quantity Generator (CESQG) means any person who meets all the following conditions:

- Generates less than 25 kilograms (55 pounds) of hazardous waste, or less than 1 kilogram (2.2 pounds) of acutely hazardous waste in any single calendar month;
- Accumulates at any time no more than 1,000 kilograms (2,200 pounds) of hazardous waste or 1 kilogram (2.2 pounds) of acutely hazardous waste; and
- Generates or accumulates at any time no more than 25 kilograms (55 pounds) or more of debris and contaminated materials from the cleanup or spill of acutely hazardous waste.

The EPA and Kansas generators are strictly regulated by the KDHE. The regulations do not apply to small quantity generators, who may with authorization from KDHE legally dispose of their hazardous waste in a municipal solid waste (MSW) landfill.

Issues concerning the disposal of small quantities of hazardous waste and excluded waste that may need to be addressed are:

- Who is producing these wastes?
- How is it being disposed?
- What is the total volume of waste being disposed?
- What are the hazards associated with these wastes?
- Does the hazard pose a significant risk to people or the environment?

- Is there a viable means to diverting the waste from the landfill?

5.2.10 Household Hazardous Waste

Any household product that contains chemical ingredients that are corrosive, toxic, ignitable, or reactive can potentially become household hazardous waste. Under hazardous waste laws it is excluded from hazardous waste requirements and may legally be landfilled. Permanent household hazardous waste programs may be used to recycle, or collect, package, store, and ship household hazardous waste.

The committee should consider if the present methods of disposal are adequate in protecting human health and the environment, are cost effective, and if educational programs would improve public awareness and proper disposal.

5.3 ESTIMATE OF FUTURE WASTE GENERATION

Estimate of the volume of solid waste would stay about the same or possibly a small increase (less than 10% per year). Assuming the solid waste stream would increase due to residential and commercial growth, but a voluntary recycling effort would decrease the volume of solid waste disposed in the landfill.

6.0 EXISTING SOLID WASTE SYSTEMS

6.1 STORAGE, COLLECTION, PROCESSING & DISPOSAL OF SOLID WASTE

6.1.1 Storage

Residential solid waste is stored in trash receptacles. Commercial/industrial solid waste is stored in dumpsters.

6.1.2 Collection

Municipal residential collections are picked up by private or city haulers. This service is billed to the customer. Commercial and industrial property is picked up as needed by private haulers. This service is billed to the customer.

Rural residents can contract with private haulers for solid waste collection. This service is billed to the customer.

6.1.3 Transportation

Collection of residential or commercial solid waste is by city owner or private owned trucks. These vehicles transport the refuse from Reno County, Rice County, and Kingman County to the Reno County Landfill. In Rice County, municipal solid waste is delivered to the Rice County Transfer station.

6.1.4 Intermediate Disposal and Resources Recovery

Intermediate disposal activity includes distribution of compost material, and stockpiling of white goods for pick-up by scrap dealers. Resource recovery is accomplished by the recyclers listed in Section 6.3.

6.2 EXISTING STRUCTURE OF THE SOLID WASTE SYSTEM

Reno County owns and operates a Regional Solid Waste Landfill and contracts with Rice County, Kingman County, McPherson County, Harvey County, and Stafford County for disposal of their solid waste.

The Regional Counties may operate the following:

- Brush site;
- Yard waste compost site;
- Collection of white goods for recycling;
- Tire recycling;
- Construction/demolition site; and
- Household hazardous waste.

6.3 INVENTORY OF SALVAGE YARDS, SCRAP DEALERS AND RECYCLERS

Listed below are the recycling centers in the solid waste region. This plan also supports other public and private recycling efforts within the region.

Recycling, Salvage Yard and Scrap Dealers Information	
ABC Salvage 1313 E Hwy 56 Lyons, KS 67554	Bob’s Trading Post 308 N Main Hutchinson KS 67501 620-669-9441
City of Hutchinson 1900 S Plum Hutchinson KS 67501 620-694-2621	Kilpatrick Auto Supply 3201 E 11 th Ave Hutchinson KS 67501 620-662-2911
Heavy Metal Recyclers 1510 E Hwy 54 Kingman KS 67068 620-532-5600	McKinnis Iron & Metal, Inc 316 N State Street Lyons KS 67554
Stuart Salvage 1313 E US 56 Hwy Lyons KS 67554 620-680-0708	

Midwest Iron 700 S Main Hutchinson KS 67501 620-662-0551	Nisly Brothers 5212 S Herron Rd Hutchinson KS 67501 620-662-6561
PC Metals 320 S Hwy 61 Arlington KS 67514 620-538-4410	Pifer's Auto Salvage 6809 E 17 th Ave Hutchinson KS 67501 620-662-8564
Reno County Landfill HHW Facility 703 S Mohawk Rd Hutchinson KS 67501 620-694-2586	Rice County Solid Waste Landfill 1380 US-56 Lyons KS 67554 620-257-2231
Silas Enterprises 2115 E 11 th Ave Hutchinson KS 67501 620-665-4000	Sonoco Paper 100 N Halstead Hutchinson KS 67501 620-662-9344
Stutzman Refuse Disposal 315 W Blanchard Ave South Hutchinson, KS 67505 620-662-2559	Willems Appliance Service Hutchinson KS 67501 620-663-8382

7.0 SOLID WASTE ISSUES AND PROBLEMS

7.1 DEFICIENCIES OF EXISTING SOLID WASTE SYSTEM

7.1.1 Environment Management Objectives

The objectives are to minimize the amount of solid waste to be handled and to process it in the most efficient manner, which is consistent with current (and future) environmental concerns.

The landfill management should continue to listen to the citizens' comments and complaints so the regulations concerning waste collection and disposal can best serve the public and environment.

Open lines of communication must be maintained with private haulers and private recycling businesses to insure that their efforts are compatible with the benefit of the public.

7.1.2 KDHE Regulations and Standards

The KDHE should continue to listen to the counties and cities as well as the citizens so that reasonable regulations and standards can be adopted that best serve the public and the environment.

7.1.3 Illegal Dumping

Illegal dumping of municipal solid waste does occur at times, but this is infrequent and to a small degree. When these sites are discovered, an attempt is made to find the people responsible for illegal disposal. This matter is then turned over to law enforcement and the legal system.

7.2 FUTURE CONSTRAINTS

Reno County has land purchased for future expansion of the landfill in the years to come. Reno County was approved for a vertical expansion, which results in an additional 60 plus years of the life of the facility.

7.3 FUTURE NEEDS

The solid waste region will continue to emphasize the recycling of materials in order to reduce the waste stream going into the landfill.

8.0 APPLICABLE SOLID WASTE TECHNOLOGY OPTIONS

8.1 SOLID WASTE MANAGEMENT SYSTEM

8.1.1 Storage System

We have not had any issues with the current storage system.

8.1.2 Collection and Transportation System

We have not had any issues with the way our collection and transportation system is handled.

8.1.3 Processing System

Current processing systems include land disposal, composting, recycling and household hazardous waste.

8.1.4 Recycling and Reuse Systems

See Section 6.3. Also, efforts are made in the composting of yard waste, recycling of white goods (appliances, etc.), recycling of tires, and certain household hazardous wastes (latex paints, pesticides and herbicides). The composting site for Reno County is used for onsite application to the slopes for fertilization and to help vegetation growth. Kingman County currently does not have an active composting site. Reno County recycles the tires they receive via a third party vendor to make park benches, picnic tables, and playground material. Reno County sends scrap metal to a scrap yard to be recycled after the Freon has been extracted from the white goods. Reno County currently has a HHW Facility with a reuse program for the citizens of Reno County. White goods can be brought to Kingman County and then a certified repairman will extract the Freon.

8.1.5 Disposal System

Municipal solid waste will be disposed of at an approved Subtitle D landfill. Construction/demolition materials are disposed of at an approved site. Tree/brush material is recycled into chips or burned at approved sites.

8.1.6 Existing Development, Air, Water, and Land Resource Protection

The regional solid waste facility is in compliance with the Reno County development regulations and the Reno County zoning regulations.

8.2 PUBLIC ACCEPTANCE AND IMPACT OF TECHNOLOGY OPTIONS

The public should accept all technology options readily, as they all address the pertinent environmental, economic and social issues.

9.0 RECOMMENDED SOLID WASTE MANAGEMENT SYSTEM

9.1 CONSTRAINTS THAT LIMITED SELECTION

- Monetary;
- Future liability of on-site disposal; and
- Proximity of probable approved landfill site.

9.2 MEASURES TO BE TAKEN TO OVERCOME HINDRANCES

A transfer station for Rice County has been constructed.

9.3 RECOMMENDED METHOD FOR ADMINISTRATION AND OPERATION

9.3.1 Administration

The Solid Waste Department of Reno County and the Public Works Departments of Rice and Kingman Counties will continue to administer involvement in the South Central Kansas Solid Waste Authority. Reno County manages and operates the regional solid waste facility and bills Rice, Kingman, Stafford, Harvey, and McPherson Counties for the direct and indirect costs to operate all facets of the regional landfill.

9.3.2 Legal

To insure the regional solid waste facility is operated in compliance with applicable KDHE rules, regulations, standards and procedures.

9.3.3 Public Relations/Education

A more extensive education program should be implemented to advise the citizens within the solid waste region of solid waste issues. These issues should include recycling, reuse, composting, and household hazardous waste operations. County Solid Waste and Public Works Departments will work in conjunction with County Health Departments and interested citizens/business to implement these programs.

9.4 RATING THE SYSTEM

1. Resource Conservation – Very Important
2. Aesthetic – Important
3. Economics – Very Important
4. Flexibility – Important
5. Health and Safety – Very Important
6. Implement ability – Very Important
7. Customer Service – Important
8. Quality of the Environment – Very Important

9.5 EVALUATION METHODS USED FOR SELECTION

Due to economic and monetary constraints within the solid waste region, a regional solid waste facility located at the present Reno County landfill does accommodate Reno County and the surrounding counties. The surrounding counties are transporting their solid waste either through a transfer station or direct haul by private haulers. Other small surrounding counties may contract with Reno County to transfer their solid waste to the Reno County landfill.

The South Central Kansas Solid Waste Authority supports only one Subtitle D landfill within this regional area.

9.6 SPECIAL WASTE

Industrial waste, sludge's, contaminated agricultural wastes, and medical wastes may be

disposed at the Reno County landfill if an industrial solid waste authorization is obtained from the KDHE. The region encourages medical waste to be disposed of in permitted incinerators if at all possible.

Even though small quantities of hazardous wastes are authorized for disposal in the Reno County Subtitle D landfill, the region encourages small quantity generators to dispose of their small quantities of hazardous waste at an authorized hazardous waste site. Transportation pickup should be coordinated with the household hazardous waste program.

10.0 PLAN OF SOURCE REDUCTION

10.1 YARD WASTE COMPOSTING

Reno County landfill does provide an area for grass clippings, leaves, etc. County and City Public Works Departments utilize the yard waste compost that is produced. Rice and Kingman Counties are encouraged to provide similar sites within their counties.

10.2 TREE/BRUSH SITE

Reno County landfill does provide an area for burning and or grinding of trees and brush as permitted by the KDHE. Rice and Kingman Counties also provides similar sites within their counties.

10.3 TIRE RECYCLING

As whole tires are banned from disposal in landfills, Reno, Rice, and Kingman Counties are collecting and paying private companies who monofill or recycle these tires according to KDHE Regulations.

10.4 HOUSEHOLD HAZARDOUS WASTE

Reno County has established a permanent household hazardous waste transfer facility located at the Reno County landfill and permitted through the KDHE. Certain household hazardous wastes (latex paints, pesticides, herbicides) are recycled and available through the HHW Reuse building, for Reno County residents. A container is provided for recycling waste oil. Lead acid batteries are recycled through private businesses or accepted at the landfill for recycling. An authorized trailer transports household hazardous waste from Rice, Kingman, Stafford

Counties, and Reno County to the Reno County transfer facility.

10.5 APPLIANCES, ETC.

Reno and Rice County collect appliances, etc. and recycle the appliances through authorized recyclers.

10.6 CONSTRUCTION AND DEMOLITIONS SITES

Reno County landfill provides an area for construction and demolition material. Rice and Kingman counties also provide similar sites within their counties. Concrete recycling is now in place.

10.7 MATTRESS RECYCLING

Reno County landfill provides a mattress recycling building where Reno County residents can recycle their used mattresses. The Hutchinson Correctional Facility comes and picks them up and takes them back to their facility to be recycled. Harvey, McPherson, ~~and Rice County~~ also accept mattresses to be recycled at the Hutchinson Correctional Facility. ~~Rice County no longer recycles mattresses.~~

11.0 EDUCATIONAL PROGRAM

County Public Works Departments, County Health Departments, and interested citizens/businesses have developed brochures on the following topics:

- Household hazardous wastes; and
- Directory of businesses that will recycle specified products.

These brochures are made available to the public and to the schools. Another source of educational material is available through the KDHE.

12.0 SUMMARY OF THE SOLID WASTE MANAGEMENT PLAN

Reno County has established a regional solid waste facility at the present Reno County landfill site. Rice County, Kingman County, Stafford County, Harvey County, and McPherson County have contracted with Reno County to transfer their solid waste to the Reno County landfill site. Other small surrounding counties may contract with Reno County to transfer their solid waste to the Reno County landfill.

The South Central Kansas Solid Waste Authority supports only one Subtitle D Landfill within this regional area.

Reno County has been operating a Subtitle D landfill (liner and leachate collection system) since November 1, 1996. The details and plans for the Subtitle D landfill is outlined in the application for permit for the Reno County "Site D" MSWL approved by the KDHE on August 12, 1996. This site has an estimated 60-year life at approximately 400 tons/day disposal rate. ~~Reno County is currently in the process of a vertical expansion to give an additional 55-year life expectancy to the landfill.~~ KDHE approved on 7/1/2021, the vertical expansion for the Reno County Landfill, and is now operating, municipal solid waste, construction & demolition, and yard waste composting sites, under permit 0723.

The Reno County Regional Solid Waste facility is owned and operated by Reno County. The hours of operation are Monday through Saturday from 8:00 a.m. to 5:00p.m. (except holidays) and provides the following:

- Regional landfill facility;
- Regional household hazardous waste collection transfer site (paints, herbicides, pesticides, waste oil, etc.);
- Yard waste compost site with the compost product utilized by County/City Public Works Departments;
- Used tire collection site for recycling;
- Appliance, etc. collection site for recycling;
- Tree/brush collection site for burning;
- Construction/demolition site; and
- Authorized industrial waste site.

Revenues to operate the regional solid waste facility are derived from the following sources.

K.S.A. 65-3410

Reno County property owners and businesses are assessed annually a fee on their property tax statement. Reno County will also collect an additional fee for construction & demolition, brought in by property owners and businesses starting in 2022.

K.S.A. 65-3415F

A tonnage fee is collected from Rice County, Kingman County, McPherson County, Stafford County, and Harvey County.

County Public Works Departments, County Health Departments, and interested citizens/businesses have developed brochures on the household hazardous wastes and a directory of businesses that will recycle products. These brochures are made available to the public and to the schools.

This solid waste management plan will be reviewed annually by the Solid Waste Management Committee. A public hearing will be held every five years to discuss the solid waste management plan and future goals of the solid waste region.

April 24, 2023
All Commissioners present
Commissioner Thomas Presiding

1. Commissioner Thomas called the meeting to order at 9:00 a.m. in the Commissioners Room at the Courthouse.
2. Also, present were Rice County Deputy Clerk Brenda Tucker, Rice County Clerk Aurelia Garcia, Sterling Bulletin Reporter Rene Wilson, Rice County Treasurer Rita Smith, City of Lyons Economic Development Director Alicia Hommon, Rice County Communications Director Josh Michaelis, Rice County EMS Director Greg Klein, and County Counselor Scott Bush.
3. Commissioner McCloud moved to approve the Agenda with the addition of Rice County Health Director Pam Fletcher at 9:00 and the April 17, 2023 minutes as presented. The motion passed unanimously following a second by Commissioner David.
4. No Public comments.
5. Rice County Health Director Pam Fletcher discussed the letter received from Health Resources Administration requesting repayment of the Provider Relief Fund due to lack of reporting.
6. Commissioner McCloud moved to approve the abated taxes in the amount of \$5,650.28 resulting in \$461.24 in refunds. The motion passed unanimously following a second by Commissioner Thomas.
7. Rice County Treasurer Rita Smith presented her quarterly updates.
8. Commissioner McCloud moved to authorize the Clerk's office to purchase four new computers (to replace the current ones in the office) from Reach IT not to exceed \$5,031.00 to be funded out of the Clerk's Computer software/equipment fund. The motion passed unanimously following a second by Commissioner David.
9. Amy Boxberger with Central KS Community Corrections and Marissa Woodmansee with Juvenile Services discussed each of their divisions and some of the success stories and challenges they face.
10. Commissioner David moved to approve the Community Corrections Comprehensive Plan and Behavioral Health Request for the fiscal year 2024 for Central Kansas Community Corrections and approve its submission to the Kansas Department of Corrections. The motion passed unanimously following a second by Commissioner McCloud.
11. Commissioner McCloud moved to approve the 2024 budget as presented and authorize its submission to the Kansas Department of Corrections, Juvenile Services. The motion passed unanimously following a second by Commissioner David.

12. Commissioner McCloud moved to appoint Commissioner David to the Community Corrections advisory board. The motion passed unanimously following a second by Commissioner Thomas.
13. Commissioner McCloud moved to approve the Solid Waste Management Plan with South Central Kansas Solid Waste Authority. The motion passed unanimously following a second by Commissioner David.
14. Rice County Public Works Director Tom Robl and Terrance Dobbins, Consulting Engineer with Kirkham Michael reported about the bridge on Hunter Blvd (22nd Road) over Cow Creek. The efficiency rating has dropped from 66.7 to 18.5. The Public Works Department will be resigning the bridge today, reducing the load weight to six tons.
15. Commissioner McCloud moved to enter an executive session from 10:45-11:00 to discuss attorney client privileges. The BOCC and County Counselor were present for the executive session. The motion passed unanimously following a second by Commissioner David.
16. Adjourn 11:13

MINUTES OF THE KINGMAN
COUNTY COMMISSIONERS MEETING
ON March 27, 2023

Chairman Henning called the Board of County Commissioners meeting to order at 8:30 a.m. March 27, 2023, in the County Commissioners room at the Kingman County Courthouse.

Jerry Henning, Chairman
Patrick Elpers, Commissioner
Jack Thimesch, Commissioner
Carol Noblit, County Clerk
Brandon Ritcha, County Counselor

Pledge of Allegiance was said by all in attendance.

Chairman Henning gave the invocation.

Visitors: Bob Morris, Kingman Leader-Courier; Larry Landwehr; Leslie Schrag, Economic Development Director; Ed Laverentz, Martin Lohrke; Sarah Carroll, Invenergy; Luke Hagedorn, Invenergy; Robert Casad.

Online Visitors: Bryan Young, Heather Kinsler, Caller 01 and KS

Staff: Stan Goetz, HR/Planning/Zoning/Wastewater Director; Mary Schwartz, Health Nurse; Steve Bachenberg, County Engineer and Charles Arensdorf, Public Works Director.

Chairman Henning asked if there were any additions to the agenda.

MOTION: Commissioner Elpers moved to approve the agenda. Commissioner Thimesch seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

Chairman Henning asked if there was any public Comment.

Martin Lohrke, Nashville Fire Chief asked if they had a time frame on the status of the tower construction.

Commissioner Henning let Mr. Lohrke know that the company was waiting for testing.

Mr. Lohrke asked about the exemption of the windfarms.

Commissioners let Mr. Lohrke know that he should contact the legislators about the exemptions.

Commissioners signed County vouchers in the amount of \$153,551.28.

8:32 a.m. Leslie Schrag, Economic Development Director and Ed Laverentz were in to discuss the RHID (Rural Housing Improvement District) with the Commissioners.

Brandon Ritcha, County Counselor discussed the Resolution 2023-R5.

Mr. Arensdorf discussed possibly having them apply for utility permits to check the roads in the haul route.

Commissioners let Invenergy know that they will not sign the road agreement until a haul route has been decided.

Mr. Arensdorf asked if the fees are to be charged or waived for the boring they wish to do.

Commissioners said that the fees should be charged and not waived.

Ms. Carroll, Mr. Hagedorn, Mr. Ginn left the meeting at 10:50 a.m.

10:58 a.m. Charles Arensdorf, Public Works Director and Tanner Yost, Kirkham Michael were in to discuss the Opinion of Probable Construction Cost for the SW 70th St Pavement Repairs.

Mr. Arensdorf gave an update on W.3-8.0 (10th St. Bridge).

Commissioners agreed to pay the contractor final payment for 10th St Bridge.

MOTION: Commissioner Elpers moved to pay for the fencing to be done by the landowner for \$2500.00. Commissioner Thimesch seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

Mr. Arensdorf gave an update on FAS #12.

Mr. Arensdorf discussed the Solid Waste Management Plan with the County Commissioners.

MOTION: Commissioner Thimesch moved that they reviewed the Solid Waste Management Plan and approved it. Commissioner Elpers seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

Mr. Bachenberg, County Engineer presented the Capital Needs Analysis for Kingman County, Kansas.

Mr. Bachenberg let the Commissioners know that he contacted the FLAP Project manager and received an email with the schedule. The project should start late June 2023 and finish in September 2023.

EXECUTIVE SESSION: Commissioner Thimesch moved to go into executive session with Charles Arensdorf, Public Works Director, Stan Goetz, HR and Brandon Ritcha, County Counselor at 11:45 a.m. to discuss an individual(s) employee's performance pursuant to the exception under the Kansas Open Meetings Act for discussion of non-elected personnel matters of nonelected personnel in order to protect the privacy interests of the individual(s) to be discussed, and they will return to open session in the board meeting room at 11:50 a.m.

Commissioners returned to regular session at 11:50 a.m.

MOTION: Commissioner Thimesch moved to approve a leave of absence for an employee. Commissioner Elpers seconded the motion. The motion was approved upon the unanimous vote of the County Commissioners.

Commissioners approved a vacation pay in lieu of time for a Sheriff Office employee.

Adopted by the South Central Kansas Solid Waste Authority

BOARD OF COUNTY COMMISSIONERS
OF RENO COUNTY, KANSAS

Chairman - Daniel Friesen

Vice Chairman - Randy Parks

Member - Ron Hirst

Member - John Whitesel

Member - Don Bogner

DATE: _____

ATTEST:

County Clerk



AGENDA ITEM

AGENDA ITEM #6.C

AGENDA DATE: June 13, 2023

PRESENTED BY: Valorie Garcia-Accounts Payables Clerk

AGENDA TOPIC:

Renew application for a Cereal Malt Beverage License for O'Brien's Marina LLC for Off Premises sales in the amount of \$75.00

SUMMARY & BACKGROUND OF TOPIC:

O'Brien's Marina LLC renew their license every year

ALL OPTIONS:

Approve the application

RECOMMENDATION / REQUEST:

I recommend approval for the Cereal Malt Beverage License

POLICY / FISCAL IMPACT:

The County General Fund 001-00-4300-001 will receive revenue in the amount of \$75.00 from O'Brien's Marina LLC for the CMB license application

KEEP THIS LICENSE POSTED CONSPICUOUSLY AT ALL TIMES

Fee: \$ 75.00

RETAIL

No. 011

DEALER'S

2023

LICENSE

TO ALL WHOM IT MAY CONCERN:

License is here by granted to O'BRIENS MARINA LLC to sell at retail.

CEREAL MALT BEVERAGES

FOR SALE IN ORIGINAL AND UNOPENED CONTAINERS AND NOT FOR CONSUMPTION ON THE PREMISES

at 9912 S TITAN CHENEY, KS 67025

(Give exact location, with street number, if any.)

in the Township of SUMNER in RENO County, Kansas

Application therefor, on file in the Office of the County Clerk of said County, having been approved by the Governing body of said Township, as provided by the Laws of Kansas, and the regulations of the Board of County Commissioners.

This License will expire JUNE 21, 2024, unless sooner revoked, is not transferable, Nor will any refund of the fee be allowed thereon.

Done by the Board of County Commissioners of RENO County, Kansas,

(SEAL) this 13TH day of JUNE, 20 23

Attest: _____

County Clerk

Chairman

Place on
City/County

CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

149983

City or County of Reno

SECTION 1 – LICENSE TYPE			
Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License <input type="checkbox"/> Special Event Permit			
Check One: <input type="checkbox"/> License to sell cereal malt beverages for consumption on the premises. <input checked="" type="checkbox"/> License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.			
SECTION 2 – APPLICANT INFORMATION			
Kansas Sales Tax Registration Number (required):		004-821324575F-01	
I have registered as an Alcohol Dealer with the TTB. <input type="checkbox"/> Yes (required for new application)			
Name of Corporation O'Brien's Marina LLC		FEIN 82-1324575	
Corporation Street Address 9912 S Titan Rd		Corporation City Cheney	State KS Zip Code 67025
Date of Incorporation 04/26/2017		Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Resident Agent Name Kevin and Stephanie O'Brien		Phone No. 316-570-4136	
Residence Street Address 34800 W 15th St S		City Cheney	State KS Zip Code 67025
SECTION 3 – LICENSED PREMISE			
Licensed Premise (Business Location or Location of Special Event)		Mailing Address (If different from business address)	
DBA Name O'Brien's Marina LLC		Name O'Brien's Marina LLC	
Business Location Address 9912 S Titan Rd		Address PO Box 180	
City Cheney	State KS Zip 67025	City Cheney	State KS Zip 67025
Email Address(s) Please separate values with a comma. Obriensmarina@gmail.com			
Business Phone No. 316-570-4136		<input type="checkbox"/> Applicant owns the proposed business location. <input checked="" type="checkbox"/> Applicant does not own the proposed business location.	
Business Location Owner Name(s) Stephanie and Kevin O'Brien			
SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK			
List each person and their spouse*, if applicable. Attach additional pages if necessary.			
Name Kevin O'Brien		Position Manager	
Residence Street Address 34800 W 15th St S		City Cheney	State KS Zip Code 67025
Spouse Name		Position	
Residence Street Address		City	State Zip Code
Name Stephanie O'Brien		Position Manager	
Residence Street Address 34800 W 15th St S		City Cheney	State KS Zip Code 67025
Spouse Name		Position	
Residence Street Address		City	State Zip Code
Name		Position	
Residence Street Address		City	State Zip Code
Spouse Name		Position	
Residence Street Address		City	State Zip Code

SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK (CONTINUED)

Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Date of Birth
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Spouse Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code
Spouse Name	Position		Date of Birth
Residence Street Address	City	State	Zip Code

SECTION 5 – MANAGER OR AGENT INFORMATION		
My place of business or special event will be conducted by a manager or agent.		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If yes, provide the following:		
Manager/Agent Name	Phone No.	Date of Birth
Residence Street Address	City and State	Zip Code
Manager or Agent Spousal Information*		
Spouse Name	Phone No.	Date of Birth
Residence Street Address	City and State	Zip Code
SECTION 6 – QUALIFICATIONS FOR LICENSURE		
<small>Applies to each partner or member of a firm or association AND their spouses*. Enter lowest residency length number**.</small>		
Are all persons identified in Sections 4 & 5 Citizens of the United States*?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Is the person identified in Section 5 currently a resident of Kansas*?	<input type="checkbox"/> Yes <input type="checkbox"/> No	
All persons identified in Sections 4 & 5 are at least 21 years old*?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
All persons in Sections 4 & 5 have been a Kansas resident for at least _____ years prior to submitting this application.**		
Within 2 years immediately preceding the date of this application, have any persons identified in Sections 4 & 5 been convicted of, released from incarceration for or released from probation or parole for any of the following crimes*: (1) Any felony; (2) a crime involving moral turpitude; (3) drunkenness; (4) driving a motor vehicle while under the influence of alcohol (DUI); or (5) violation of any state or federal intoxicating liquor law?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Does the partnership, firm or association have a manager, officer, director or stockholder owning in the aggregate more than 25% of the stock of a corporation that has had any license issued pursuant to the Kansas Liquor Control Act, Kansas Club and Drinking Establishment Act or Kansas Cereal Malt Beverage Act, revoked for a violation of such acts?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Has the spouse of any partner or member ever been convicted of any of the crimes identified in Section 6 during the time the partner or member held a CMB license?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
SECTION 7 – DURATION OF SPECIAL EVENT		
Start Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM
End Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM

Proceed to Section 8 on the next page.

SECTION 8 – LICENSED PREMISE

In the space below, draw the area you wish to sell or deliver CMB. Include entrances, exits and storage areas. Do not include areas you do not wish to license. If you wish to attach a drawing, check the box: 8 1/2" by 11" drawing attached.



I declare under penalty of perjury under the laws of the State of Kansas that the foregoing is true and correct and that I am authorized by the corporation to complete this application. (K.S.A. 53-601)

SIGNATURE Stephanie O'Brien DATE 5/22/2023

FOR CITY/COUNTY OFFICE USE ONLY:

- License Fee Received Amount \$ _____ Date _____
(\$25 - \$50 for Off-Premise license or \$25-200 On-Premise license)
- \$25 CMB Stamp Fee Received Date _____
- Background Investigation Completed Date _____ Qualified Disqualified
- Verified applicant has registered with the TTB as an Alcohol Dealer
- New License Approved Valid From Date _____ to _____ By: _____
- License Renewed Valid From Date _____ to _____ By: _____
- Special Event Permit Approved Valid From Date _____ to _____ By: _____

A PHOTOCOPY OF THE COMPLETED FORM, TOGETHER WITH THE STAMP FEE REQUIRED BY K.S.A. 41-2702(e), MUST BE SUBMITTED WITH YOUR MONTHLY REPORT (ABC-307) TO THE ALCOHOLIC BEVERAGE CONTROL, 109 SW 9TH ST, 5TH FLOOR, PO BOX 3506, TOPEKA, KS 66601.

* Applicant's spouse is not required to meet citizenship or age requirements. If renewal application, applicant's spouse is not required to meet the no criminal history requirement. K.S.A. 41-2703(b)(9)



AGENDA ITEM

AGENDA ITEM #6.D

AGENDA DATE: June 13, 2023

PRESENTED BY: Valorie Garcia-Accounts Payables Clerk

AGENDA TOPIC:

Renew application for a Cereal Malt Beverage License for O'Brien's Marina LLC for On Premises sales in the amount of \$125.00

SUMMARY & BACKGROUND OF TOPIC:

O'Brien's Marina LLC renew their license every year

ALL OPTIONS:

Approve the application

RECOMMENDATION / REQUEST:

I recommend approval for the Cereal Malt Beverage License

POLICY / FISCAL IMPACT:

The County General Fund 001-00-4300-001 will receive revenue in the amount of \$125.00 from O'Brien's Marina LLC for the CMB license application

KEEP THIS LICENSE POSTED CONSPICUOUSLY AT ALL TIMES

Fee: \$ 125.00

RETAIL

No. 012

DEALER'S

2023

LICENSE

TO ALL WHOM IT MAY CONCERN:

License is here by granted to O'BRIEN'S MARINA LLC to sell at retail.

CEREAL MALT BEVERAGES

FOR SALE FOR CONSUMPTION ON PREMISES

at 9912 S TITAN RD CHENEY. KS 67025

(Give exact location, with street number, if any.)

in the Township of RENO in RENO County, Kansas
Application therefor, on file in the Office of the County Clerk of said County, having been approved by the
Governing body of said Township, as provided by the Laws of Kansas, and the regulations of the Board of
County Commissioners.

This License will expire JUNE 21, 2024, unless sooner revoked, is not transferable,
Nor will any refund of the fee be allowed thereon.

Done by the Board of County Commissioners of RENO County, Kansas,

(SEAL) this 13TH day of JUNE, 2023

Attest: _____
County Clerk Chairman

Place on
City/County**CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVER**

(This form has been prepared by the Attorney General's Office)

149984

 City or County of

Reno

SECTION 1 – LICENSE TYPECheck One: New License Renew License Special Event Permit

Check One:

- License to sell cereal malt beverages for consumption on the premises.
 License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.

SECTION 2 – APPLICANT INFORMATION

Kansas Sales Tax Registration Number (required): 004-821324575F-01

I have registered as an Alcohol Dealer with the TTB. Yes (required for new application)

Name of Corporation O'Brien's Marina LLC		FEIN 82-1324575	
Corporation Street Address 9912 S Titan Rd		Corporation City Cheney	State KS
		Zip Code 67025	
Date of Incorporation 04/26/2017	Articles of Incorporation are on file with the Secretary of State.		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Resident Agent Name Kevin and Stephanie O'Brien		Phone No. 316-570-4136	
Residence Street Address 34800 W 15th St S		City Cheney	State KS
		Zip Code 67025	

SECTION 3 – LICENSED PREMISE

Licensed Premise (Business Location or Location of Special Event)		Mailing Address (If different from business address)	
DBA Name O'Brien's Marina LLC		Name O'Brien's Marina LLC	
Business Location Address 9912 S Titan Rd		Address PO Box 180	
City Cheney	State KS	City Cheney	State KS
Zip 67025		Zip 67025	
Email Address(s) Please separate values with a comma. Obriensmarina@gmail.com			
Business Phone No. 316-570-4136		<input type="checkbox"/> Applicant owns the proposed business location. <input checked="" type="checkbox"/> Applicant does not own the proposed business location.	
Business Location Owner Name(s) Stephanie and Kevin O'Brien			

SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK List each person and their spouse*, if applicable. Attach additional pages if necessary.

Name Kevin O'Brine	Position Manager	Date of Birth	
Residence Street Address 34800 W 15th St S	City Cheney	State KS	Zip Code 67025
Spouse Name	Position	Date of Birth	
Residence Street Address	City	State	Zip Code
Name Stephanie O'Brien	Position Manager	Date of Birth	
Residence Street Address 34800 W 15th St S	City Cheney	State KS	Zip Code 67025
Spouse Name	Position	Age	
Residence Street Address	City	State	Zip Code
Name	Position	Date of Birth	
Residence Street Address	City	State	Zip Code
Spouse Name	Position	Age	
Residence Street Address	City	State	Zip Code

SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK (CONTINUED)

Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
Spouse Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
Spouse Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
Spouse Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
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Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
Spouse Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
Name	Position	Date of Birth
Residence Street Address	City	State Zip Code
Spouse Name	Position	Date of Birth
Residence Street Address	City	State Zip Code

SECTION 5 – MANAGER OR AGENT INFORMATION		
My place of business or special event will be conducted by a manager or agent.		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If yes, provide the following:		
Manager/Agent Name	Phone No.	Date of Birth
Residence Street Address	City and State	Zip Code
Manager or Agent Spousal Information*		
Spouse Name	Phone No.	Date of Birth
Residence Street Address	City and State	Zip Code
SECTION 6 – QUALIFICATIONS FOR LICENSURE		
Applies to each partner or member of a firm or association AND their spouses*. Enter lowest residency length number**.		
Are all persons identified in Sections 4 & 5 Citizens of the United States*?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Is the person identified in Section 5 currently a resident of Kansas*?	<input type="checkbox"/> Yes <input type="checkbox"/> No	
All persons identified in Sections 4 & 5 are at least 21 years old*?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
All persons in Sections 4 & 5 have been a Kansas resident for at least _____ years prior to submitting this application.**		
Within 2 years immediately preceding the date of this application, have any persons identified in Sections 4 & 5 been convicted of, released from incarceration for or released from probation or parole for any of the following crimes*: (1) Any felony; (2) a crime involving moral turpitude; (3) drunkenness; (4) driving a motor vehicle while under the influence of alcohol (DUI); or (5) violation of any state or federal intoxicating liquor law?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Does the partnership, firm or association have a manager, officer, director or stockholder owning in the aggregate more than 25% of the stock of a corporation that has had any license issued pursuant to the Kansas Liquor Control Act, Kansas Club and Drinking Establishment Act or Kansas Cereal Malt Beverage Act, revoked for a violation of such acts?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Has the spouse of any partner or member ever been convicted of any of the crimes identified in Section 6 during the time the partner or member held a CMB license?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
SECTION 7 – DURATION OF SPECIAL EVENT		
Start Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM
End Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM

Proceed to Section 8 on the next page.

SECTION 8 – LICENSED PREMISE

In the space below, draw the area you wish to sell or deliver CMB. Include entrances, exits and storage areas. Do not include areas you do not wish to license. If you wish to attach a drawing, check the box: 8 1/2" by 11" drawing attached.



I declare under penalty of perjury under the laws of the State of Kansas that the foregoing is true and correct and that I am authorized by the corporation to complete this application. (K.S.A. 53-601)

SIGNATURE Stephen O'Brien DATE 5/22/2023

FOR CITY/COUNTY OFFICE USE ONLY:

License Fee Received Amount \$ _____ Date _____
(\$25 - \$50 for Off-Premise license or \$25-200 On-Premise license)

\$25 CMB Stamp Fee Received Date _____

Background Investigation Completed Date _____ Qualified Disqualified

Verified applicant has registered with the TTB as an Alcohol Dealer

New License Approved Valid From Date _____ to _____ By: _____

License Renewed Valid From Date _____ to _____ By: _____

Special Event Permit Approved Valid From Date _____ to _____ By: _____

A PHOTOCOPY OF THE COMPLETED FORM, TOGETHER WITH THE STAMP FEE REQUIRED BY K.S.A. 41-2702(e), MUST BE SUBMITTED WITH YOUR MONTHLY REPORT (ABC-307) TO THE ALCOHOLIC BEVERAGE CONTROL, 109 SW 9TH ST, 5TH FLOOR, PO BOX 3506, TOPEKA, KS 66601.

* Applicant's spouse is not required to meet citizenship or age requirements. If renewal application, applicant's spouse is not required to meet the no criminal history requirement. K.S.A. 41-2703(b)(9)

Clear Form



AGENDA ITEM

AGENDA ITEM #6.E

AGENDA DATE: June 13, 2023

PRESENTED BY: Don Brittain, Director of Public Works

AGENDA TOPIC:

Agreement between the Kansas Department of Transportation and Reno County. The Kansas Department of Transportation will be transferring segments of Old K-14 (Turnback miles) to Reno County as part of the New K-14 realignment project.

SUMMARY & BACKGROUND OF TOPIC:

The Kansas Department of Transportation will be transferring (Turning back) segments of Old K-14 along with new alignments of Dean Road, West 95th Ave, Old K-14 from Dean Road Intersection to the Eastern Nickerson City limit, Old K-14 from the Western Nickerson City Limit to the Reno/Rice County Line, new box bridge Br. No. 17-78-33.82, and various drainage structures on 56th Ave, Dean Rd, 82nd Ave, 95th Ave, Nickerson Rd., and Riverton Rd. as shown on the attachments.

ALL OPTIONS:

Approve and sign.

Return to staff for revision.

RECOMMENDATION / REQUEST:

Approve and sign as recommended by the Public Works Director.

POLICY / FISCAL IMPACT:

As part of the transfer the Kansas Department of Transportation will pay the County a one time lump sum payment of \$400,000.00, within 30 days following the transfer date.

PROJECT NO. 14-78 KA-1007-04
STATE ROUTE TRANSFER (TURNBACK)
RENO COUNTY, KANSAS

A G R E E M E N T

This Agreement is between the **Secretary of Transportation**, Kansas Department of Transportation (KDOT) (the “Secretary”) and **Reno County, Kansas** (“County”), collectively, the “Parties.”

RECITALS:

- A. The Secretary has authorized Project No. 14-78 KA-1007-02 for K-14 (K-96), from 4.45 miles southeast of Nickerson, north and west to Reno/Rice County line, in Reno County, Kansas (the “Project”).
- B. As part of the Project, the Secretary will realign K-14, in to include eradication of a portion of the existing K-14 from the State Highway System, and will transfer to the County the remaining portion of existing K-14, additional roadway, and structures, being further defined in this Agreement as the “Roadway Facility” and as shown in **Exhibit 1**.
- C. The County is taking over all ownership and maintenance responsibilities for the Roadway Facility for a one-time, lump sum payment and after KDOT performs repair work necessary to restore the road to meet local or state conditions.

NOW THEREFORE, the Parties agree to the following terms and provisions:

ARTICLE I

DEFINITIONS: The following terms as used in this Agreement have the designated meanings:

1. “**Agreement**” means this written document, including all attachments and exhibits, evidencing the legally binding terms and conditions of the agreement between the Parties.
2. “**City Connecting Link**” means a route inside the city limits of a city which: (1) connects a state highway through a city; (2) connects a state highway to a city connecting link of another state highway; (3) is a state highway which terminates within such city; (4) connects a state highway with a road or highway under the jurisdiction of the Kansas Turnpike Authority; or (5) begins and ends within a city’s limits and is designated as part of the national system of Interstate and defense highways.
3. “**County**” means Reno County, Kansas, with its place of business located at 206 W 1st Avenue, Hutchinson, KS 67501.

4. **“Effective Date”** means the date this Agreement is signed by the Secretary or the Secretary’s designee.
5. **“KDOT”** means the Kansas Department of Transportation, an agency of the State of Kansas, with its principal place of business located at 700 SW Harrison Street, Topeka, KS, 66603-3745.
6. **“Local Route Condition”** means the condition of the route (roads and bridges needed to maintain local traffic as determined by the County).
7. **“Parties”** means the Secretary of Transportation and KDOT, individually and collectively, and the City.
8. **“Right of Way”** means the real property and interests therein, including but not limited to fee simple title, dedications, permanent and temporary easements, and access rights held by the Secretary for the Roadway Facility.
9. **“Roadway Facility”** means portions of roadway including part of the existing State Highway K-14, which is to be transferred to the County and formally withdrawn or removed from the State Highway System and is subject to this Agreement. The Roadway Facility includes, but is not limited to, the actual roadbed together with the associated Right of Way, and all bridges, curbs, culverts, drainage structures, sidewalks, bike paths, and other features located within the Right of Way as of the Transfer Date: The Roadway Facility includes:
 - a. New alignment of N. Dean Road from 56th Avenue to ½ miles south of 69th St. on the old N. Dean Road alignment.
 - b. New alignment of W. 95th Ave. from N. Riverton Road west 1 mile to Nickerson Road.
 - c. Old K-14 from the Dean Road intersection to the eastern Nickerson city limit.
 - d. Old K-14 from the western Nickerson city limits to the Rice County line.
 - e. New Box Bridge: Br. No. 14-78-33.82 (4001) NBI000780739505540. 4 – 8’ x 5’ x 46’ RFB (This is a box bridge constructed under project KA-1007-02 on 95th Avenue, 12,879 ft. east of the intersection of Nickerson Road and 95th Avenue. A plan and Profile indicating the location of the bridge is attached to this Agreement as **Exhibit 2.**)
 - f. Additional Structures: The Roadway Facility includes additional pipes and drainage structures on the Reno County Drainage Structures Recap which is attached to and is incorporated by reference into this agreement as **Special Attachment No. 3.**

10. **“State Highway Condition”** means the condition of the route (roads and bridges) needed to maintain highway traffic as determined by the Secretary.
11. **“Secretary”** means the Secretary of Transportation of the state of Kansas, and his or her successors and assigns.
12. **“Transfer Date”** means the effective date of the transfer of all ownership jurisdiction and maintenance responsibilities for the Roadway Facility from the Secretary to the County, as designated by the Secretary.
13. **“Transportation-related expenses”** means expenses and equipment purchases to construct, reconstruct, or maintain routes within the County’s jurisdiction, to include costs associated with pavement, curbs, sidewalks, lighting, fencing, landscaping, drainage, and other items for a specific route, as approved by the Secretary.

ARTICLE II

SECRETARY RESPONSIBILITIES:

1. **Transfer.** The Secretary shall remove the Roadway Facility from the State Highway System in exchange for the County accepting ownership jurisdiction and maintenance responsibility of the same as any County Road.
2. **Payment of Costs.** As part of the transfer the Secretary will pay the County a one-time, lump sum payment of four hundred thousand (\$400,000.00), to be paid within thirty (30) days following the Transfer Date.
3. **Effective Date of Ownership Transfer.** The Secretary will provide the County with written notice of the Transfer Date through the issuance of **D.O.T. Form No. 375** “Transferring Route Maintenance”, fourteen (14) days in advance of the Transfer Date.
4. **Deed Recordation.** Within one year of the Transfer Date, KDOT’s Bureau of Right of Way will record a quitclaim deed in favor of the County at the County Register of Deeds Office transferring ownership of the Roadway Facility to the County. A copy of the executed deed will be forwarded to the KDOT District Engineer.
5. **Repair of Roadway Facility.** KDOT will perform repair work necessary to restore the Roadway Facility to meet local route or State Highway Conditions not more than eighteen (18) months after the Secretary issues the Notice of Acceptance of the new K-14 alignment project.

ARTICLE III

COUNTY RESPONSIBILITIES:

1. **Legal Authority.** By his or her signature on this Agreement, the signatory certifies he or she has legal and actual authority as representative and agent for the County to enter into this Agreement on its behalf. The County further agrees to adopt all necessary ordinances and/or resolutions and to take such administrative or legal steps as may be required to give full effect to the terms of this Agreement.

2. **Transfer of Ownership.** The County agrees to assume ownership jurisdiction and all road maintenance responsibilities for the Roadway Facility following the Transfer Date in exchange for the lump sum payment of four hundred thousand dollars (\$400,000.00), representing the final and complete payment to the County for the County's acceptance of the Roadway Facility.

3. **Route Conditions.** Upon receipt of the Notice of Acceptance for the Project from the Secretary, the County accepts the Roadway Facility in its current condition.

4. **Assumption of Liability.** From and after the Transfer Date, the County will assume all legal responsibility for the Roadway Facility to include, without limitation, all maintenance responsibilities.

5. **General Indemnification.** To the extent permitted by law and subject to the maximum liability provisions of the Kansas Tort Claims Act, the County shall defend, indemnify, hold harmless, and save the Secretary and the Secretary's authorized representatives from any and all costs, liabilities, expenses, suits, judgments, damages to persons or property or claims of any nature whatsoever arising out of or in connection with the provisions or performance of this Agreement by the County, the County's agents, employees, or subcontractors. The County shall not be required to defend, indemnify, hold harmless, and save the Secretary for negligent acts or omissions of the Secretary or the Secretary's authorized representatives or employees.

ARTICLE IV

GENERAL PROVISIONS:

1. **Formal Resolution.** The Secretary will execute a resolution to remove or withdraw the Roadway Facility from the State Highway System, which upon its execution will be incorporated into and made a part of this Agreement without written amendment.

2. **Eradicated Portion.** The following portion of existing State Highway K-14 will be eradicated: Beginning in Reno County, K-14 will pull off onto a new alignment at the K-14/Yaggy Road intersection from this point up to the K-14/N. Dead Road intersection, existing K-14 will be eradicated. (As shown on **Exhibit 1**).

3. **County Use of Funds.** Nothing contained in this Agreement shall be construed to require the County to expend any or all of the funds received from the Secretary for the

maintenance or improvement of the Roadway Facility, it being understood that the expenditure of such funds for other transportation-related expenses is within the discretion of the governing body of the County.

4. **Civil Rights Act.** The “Special Attachment No. 1, Rev. 09.20.17” pertaining to the implementation of the Civil Rights Act of 1964, is attached and made a part of this Agreement.

5. **Contractual Provisions.** The provisions found in Contractual Provisions Attachment (Form DA-146a, Rev. 06-12) which is attached hereto, are hereby incorporated into this Agreement and made a part thereof.

6. **Headings.** All headings in this Agreement have been included for convenience of reference only and are not to be deemed to control or affect the meaning or construction or the provisions herein.

7. **Binding Agreement.** This Agreement and all contracts entered into under the provisions of this Agreement shall be binding upon Secretary and County and their successors in office.

8. **No Third-Party Beneficiaries.** No third-party beneficiaries are intended to be created by this Agreement and nothing in this Agreement authorizes third parties to maintain a suit for damages pursuant to the terms or provisions of this Agreement.

9. **Counterparts.** This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same agreement.

10. **Severability.** If any provision of this Agreement is held invalid, the invalidity does not affect other provisions which can be given effect without the invalid provision, and to this end the provisions of this Agreement are severable.

IN WITNESS WHEREOF the Parties have caused this Agreement to be signed by their duly authorized officers as of the Effective Date.

ATTEST:

RENO COUNTY, KANSAS

COUNTY CLERK (Date)

CHAIRPERSON (Date)

(SEAL)

MEMBER (Date)

MEMBER (Date)

MEMBER (Date)

MEMBER (Date)

Kansas Department of Transportation
Secretary of Transportation

By: _____ (Date)
Greg Schieber, P.E.
Interim Deputy Secretary and
State Transportation Engineer

INDEX OF ATTACHMENTS

1. Special Attachment No. 1, Civil Rights Attachment
2. Special Attachment No. 2, Contractual Provisions Attachment, Form DA-146a
3. Special Attachment No. 3, Reno County Drainage Structures Recap
4. Exhibit 1: Map of Roadway Facility
5. Exhibit 2: Plan and Profile Indicating Location of Bridge

**KANSAS DEPARTMENT OF TRANSPORTATION
CIVIL RIGHTS ATTACHMENT**

PREAMBLE

The Secretary of Transportation for the State of Kansas, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. § 2000d to 2000d-4) and other nondiscrimination requirements and the Regulations, hereby notifies all contracting parties that it will affirmatively ensure that this contract will be implemented without discrimination on the grounds of race, color, national origin, sex, age, disability, income-level or Limited English Proficiency (“LEP”).

CLARIFICATION

Where the term “contractor” appears in the following “Nondiscrimination Clauses”, the term “contractor” is understood to include all parties to contracts or agreements with the Secretary of Transportation, Kansas Department of Transportation. This Attachment shall govern should this Attachment conflict with provisions of the Document to which it is attached.

ASSURANCE APPENDIX A

During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the “contractor”), agrees as follows:

1. **Compliance with Regulations:** The contractor (hereinafter includes consultants) will comply with the Acts and the Regulations relative to Non-discrimination in its Federally-assisted programs of the U.S. Department of Transportation, the Federal Highway Administration (FHWA), the Federal Transit Administration (“FTA”) or the Federal Aviation Administration (“FAA”) as they may be amended from time to time which are herein incorporated by reference and made a part of this contract.
2. **Nondiscrimination:** The contractor, with regard to the work performed by it during the contract, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the contract covers any activity, project or program set forth in Appendix B of 49 CFR Part 21.
3. **Solicitations for Subcontractors, Including Procurements of Material and Equipment:** In all solicitations, either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials, or leases of equipment, each potential subcontractor will be notified by the contractor of the contractor’s obligations under this contract and the Acts and the Regulations relative to Non-discrimination on the grounds of race, color, or national origin.
4. **Information and Reports:** The contractor will provide all information and reports required by the Acts, the Regulations, and directives issued pursuant thereto and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Recipient or the FHWA, Federal Transit Administration (“FTA”), or Federal Aviation Administration (“FAA”) to be pertinent to ascertain compliance with such Acts, Regulations, and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish the information, the contractor will so certify to the Recipient or, the FHWA, FTA, or FAA as appropriate, and shall set forth what efforts it has made to obtain the information.
5. **Sanctions for Noncompliance:** In the event of the contractor’s noncompliance with the Non-discrimination provisions of this contract, the Recipient will impose such contract sanctions as it or the FHWA, FTA, or FAA may determine to be appropriate, including, but not limited to:
 - a. withholding payments to the contractor under the contract until the contractor complies; and/or
 - b. cancelling, terminating or suspending a contract, in whole or in part.
6. **Incorporation of Provisions:** The contractor will include the provisions of the paragraphs one through six in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The contractor will take action with respect to any

subcontract or procurement as the Recipient or the FHWA, FTA, or FAA may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the contractor becomes involved in, or is threatened with litigation by a subcontractor, or supplier because of such direction, the contractor may request the Recipient to enter into any litigation to protect the interests of the Recipient. In addition, the contractor may request the United States to enter into the litigation to protect the interests of the United States.

ASSURANCE APPENDIX E

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the “contractor”) agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- The Federal Aid Highway Act of 1973 (23 U.S.C. § 324 et. seq.), (prohibits discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794 et. seq.) as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27;
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 et. seq.), prohibits discrimination on the basis of age);
- Airport and Airway Improvement Act of 1982, (49 U.S.C. § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987 (PL No. 100-259), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not);
- Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38;
- The Federal Aviation Administration’s Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures nondiscrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations;
- Executive Order 13166, Improving Access to Services for Persons with LEP, and resulting agency guidance, national origin discrimination includes discrimination because of LEP. To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. § 1681)

State of Kansas
Department of Administration DA-146a
(Rev. 07-19)

CONTRACTUAL PROVISIONS ATTACHMENT

Important: This form contains mandatory contract provisions and must be attached to or incorporated in all copies of any contractual agreement. If it is attached to the vendor/contractor's standard contract form, then that form must be altered to contain the following provision:

The Provisions found in Contractual Provisions Attachment (Form DA-146a, Rev. 07-19), which is attached hereto, are hereby incorporated in this contract and made a part thereof.

The parties agree that the following provisions are hereby incorporated into the contract to which it is attached and made a part thereof, said contract being the _____ day of _____, 20_____.

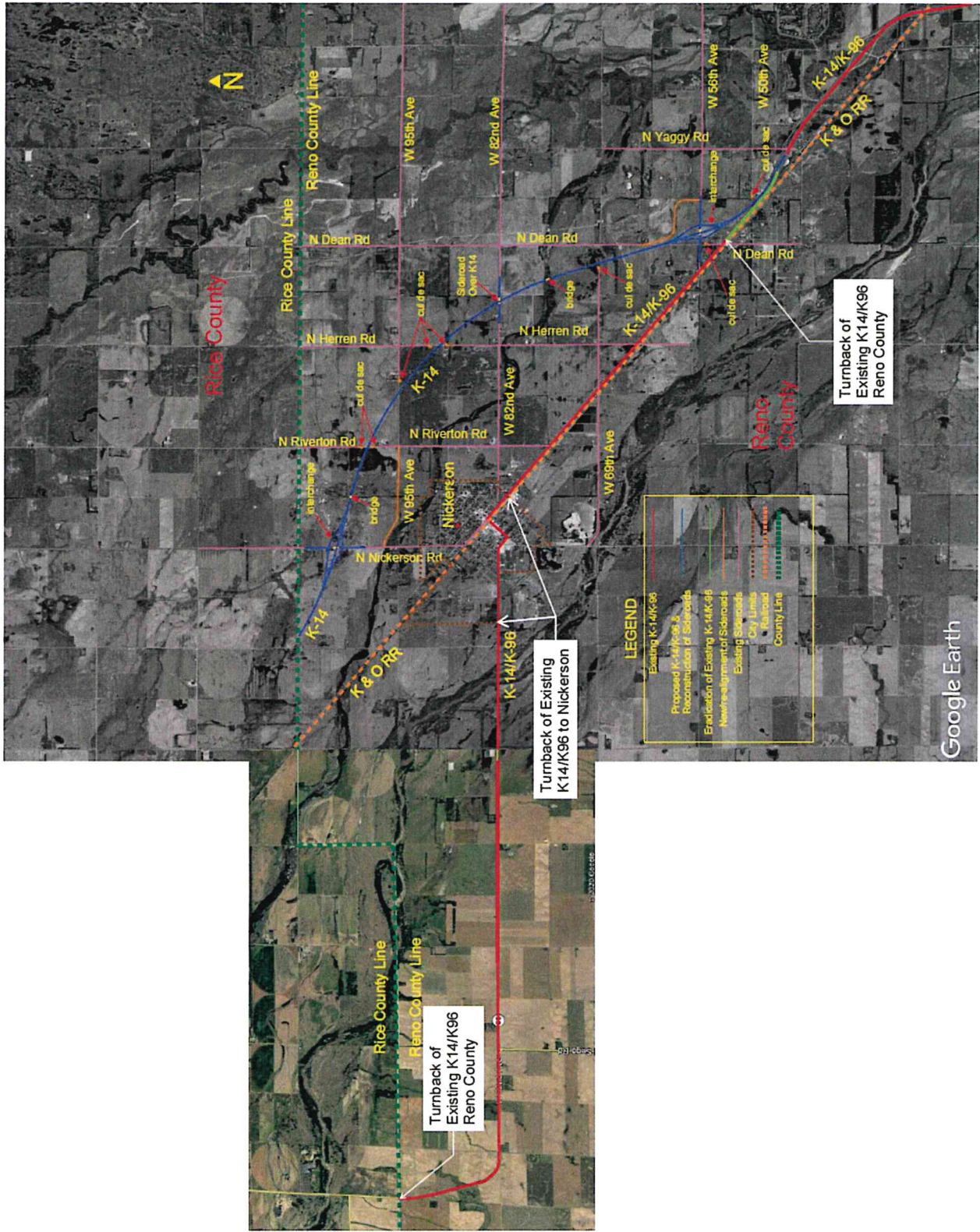
1. **Terms Herein Controlling Provisions:** It is expressly agreed that the terms of each and every provision in this attachment shall prevail and control over the terms of any other conflicting provision in any other document relating to and a part of the contract in which this attachment is incorporated. Any terms that conflict or could be interpreted to conflict with this attachment are nullified.
2. **Kansas Law and Venue:** This contract shall be subject to, governed by, and construed according to the laws of the State of Kansas, and jurisdiction and venue of any suit in connection with this contract shall reside only in courts located in the State of Kansas.
3. **Termination Due To Lack Of Funding Appropriation:** If, in the judgment of the Director of Accounts and Reports, Department of Administration, sufficient funds are not appropriated to continue the function performed in this agreement and for the payment of the charges hereunder, State may terminate this agreement at the end of its current fiscal year. State agrees to give written notice of termination to contractor at least thirty (30) days prior to the end of its current fiscal year and shall give such notice for a greater period prior to the end of such fiscal year as may be provided in this contract, except that such notice shall not be required prior to ninety (90) days before the end of such fiscal year. Contractor shall have the right, at the end of such fiscal year, to take possession of any equipment provided State under the contract. State will pay to the contractor all regular contractual payments incurred through the end of such fiscal year, plus contractual charges incidental to the return of any such equipment. Upon termination of the agreement by State, title to any such equipment shall revert to contractor at the end of the State's current fiscal year. The termination of the contract pursuant to this paragraph shall not cause any penalty to be charged to the agency or the contractor.
4. **Disclaimer Of Liability:** No provision of this contract will be given effect that attempts to require the State of Kansas or its agencies to defend, hold harmless, or indemnify any contractor or third party for any acts or omissions. The liability of the State of Kansas is defined under the Kansas Tort Claims Act (K.S.A. 75-6101, *et seq.*).
5. **Anti-Discrimination Clause:** The contractor agrees: (a) to comply with the Kansas Act Against Discrimination (K.S.A. 44-1001, *et seq.*) and the Kansas Age Discrimination in Employment Act (K.S.A. 44-1111, *et seq.*) and the applicable provisions of the Americans With Disabilities Act (42 U.S.C. 12101, *et seq.*) (ADA), and Kansas Executive Order No. 19-02, and to not discriminate against any person because of race, color, gender, sexual orientation, gender identity or expression, religion, national origin, ancestry, age, military or veteran status, disability status, marital or family status, genetic information, or political affiliation that is unrelated to the person's ability to reasonably perform the duties of a particular job or position; (b) to include in all solicitations or advertisements for employees, the phrase "equal opportunity employer"; (c) to

comply with the reporting requirements set out at K.S.A. 44-1031 and K.S.A. 44-1116; (d) to include those provisions in every subcontract or purchase order so that they are binding upon such subcontractor or vendor; (e) that a failure to comply with the reporting requirements of (c) above or if the contractor is found guilty of any violation of such acts by the Kansas Human Rights Commission, such violation shall constitute a breach of contract and the contract may be cancelled, terminated or suspended, in whole or in part, by the contracting state agency or the Kansas Department of Administration; (f) Contractor agrees to comply with all applicable state and federal anti-discrimination laws and regulations; (g) Contractor agrees all hiring must be on the basis of individual merit and qualifications, and discrimination or harassment of persons for the reasons stated above is prohibited; and (h) if it is determined that the contractor has violated the provisions of any portion of this paragraph, such violation shall constitute a breach of contract and the contract may be canceled, terminated, or suspended, in whole or in part, by the contracting state agency or the Kansas Department of Administration.

6. **Acceptance of Contract:** This contract shall not be considered accepted, approved or otherwise effective until the statutorily required approvals and certifications have been given.
7. **Arbitration, Damages, Warranties:** Notwithstanding any language to the contrary, no interpretation of this contract shall find that the State or its agencies have agreed to binding arbitration, or the payment of damages or penalties. Further, the State of Kansas and its agencies do not agree to pay attorney fees, costs, or late payment charges beyond those available under the Kansas Prompt Payment Act (K.S.A. 75-6403), and no provision will be given effect that attempts to exclude, modify, disclaim or otherwise attempt to limit any damages available to the State of Kansas or its agencies at law, including but not limited to, the implied warranties of merchantability and fitness for a particular purpose.
8. **Representative's Authority to Contract:** By signing this contract, the representative of the contractor thereby represents that such person is duly authorized by the contractor to execute this contract on behalf of the contractor and that the contractor agrees to be bound by the provisions thereof.
9. **Responsibility for Taxes:** The State of Kansas and its agencies shall not be responsible for, nor indemnify a contractor for, any federal, state or local taxes which may be imposed or levied upon the subject matter of this contract.
10. **Insurance:** The State of Kansas and its agencies shall not be required to purchase any insurance against loss or damage to property or any other subject matter relating to this contract, nor shall this contract require them to establish a "self-insurance" fund to protect against any such loss or damage. Subject to the provisions of the Kansas Tort Claims Act (K.S.A. 75-6101, *et seq.*), the contractor shall bear the risk of any loss or damage to any property in which the contractor holds title.
11. **Information:** No provision of this contract shall be construed as limiting the Legislative Division of Post Audit from having access to information pursuant to K.S.A. 46-1101, *et seq.*
12. **The Eleventh Amendment:** "The Eleventh Amendment is an inherent and incumbent protection with the State of Kansas and need not be reserved, but prudence requires the State to reiterate that nothing related to this contract shall be deemed a waiver of the Eleventh Amendment."
13. **Campaign Contributions / Lobbying:** Funds provided through a grant award or contract shall not be given or received in exchange for the making of a campaign contribution. No part of the funds provided through this contract shall be used to influence or attempt to influence an officer or employee of any State of Kansas agency or a member of the Legislature regarding any pending legislation or the awarding, extension, continuation, renewal, amendment or modification of any government contract, grant, loan, or cooperative agreement.

STATION	SIDE	SIZE	TYPE
<i>56th Ave.</i>			
31+10	Lt.	18"	EP (PVCP,PEP,ACSP,CAP,RCP)
59+10	℄	48"	CRP (RCP)
66+80	Rt.	3.0 Sq. Ft.	EP (ACSMAC,CAMAC,RCPHE)
<i>Dean Rd.</i>			
100+40	℄	2-1.5 Sq. Ft.	CRP (ACSMAC,CAMAC,RCPHE)
106+65	℄	2-8' x 4'	RCB
110+60	℄	8' x 4'	RCB
117+30	℄	24"	CRP (PVCP,PEP,ACSP,CAP,RCP)
119+40	Lt.	18"	EP (PVCP,PEP,ACSP,CAP,RCP)
119+40	Rt.	18"	EP (PVCP,PEP,ACSP,CAP,RCP)
138+30	℄	24"	CRP (PVCP,PEP,ACSP,CAP,RCP)
144+60	Rt.	1.5 Sq. Ft.	EP (ACSMAC,CAMAC,RCPHE)
<i>82nd Ave.</i>			
40+95	Lt.	24"	EP (PVCP,PEP,ACSP,CAP,RCP)
61+00	Lt.	3.0 Sq. Ft.	EP (ACSMAC,CAMAC,RCPHE)
<i>95th Ave.</i>			
100+40	℄	2-3.0 Sq. Ft.	CRP (ACSMAC,CAMAC,RCPHE)
112+70	℄	30"	CRP (PVCP,PEP,ACSP,CAP,RCP)
124+00	℄	24"	CRP (PVCP,PEP,ACSP,CAP,RCP)
128+78	℄	4-8' x 5'	RFB 14-78-33.82 (4001)
131+00	℄	2-1.5 Sq. Ft.	CRP (ACSMAC,CAMAC,RCPHE)
145+70	℄	36"	CRP (PVCP,PEP,ACSP,CAP,RCP)
151+00	℄	24"	CRP (PVCP,PEP,ACSP,CAP,RCP)
<i>Nickerson Rd.</i>			
43+20	℄	2-8' x 7'	RCB
62+60	℄	3-10' x 6'	RFB 14-78-34.56 (4000)
<i>Riverton Rd.</i>			
474+95	Rt.	1.5 Sq. Ft.	EP (ACSMAC,CAMAC,RCPHE)

EP - Entrance Pipe
 CRP - Cross Road Pipe
 RCB - Reinforced Concrete Box
 RFB - Rigid Frame Box





AGENDA ITEM

AGENDA ITEM #7.A

AGENDA DATE: June 13, 2023

PRESENTED BY: Don Brittain, Public Works Director

AGENDA TOPIC:
Annual Report for Public Works



Public Works
600 Scott Boulevard
South Hutchinson, Kansas 67505
620-694-2976
Don Brittain, Director

May 23, 2023

Public Works Annual Report

County Crew Projects

County Asphalt Crew will asphalt overlay 30 miles of road this year.

Sterling Road – 4th Ave. North to 95th Ave. = 7 miles
101st Ave. - Peace Road East to Bone Springs Road = 1 mile
Peace Road – 95th Ave. North to 101st Ave. = ½ mile
95 Ave. – Salt Marsh Road East to Peace Road = 13 miles
Hodge Road – 4th Ave. North to K96 = 6 miles
Long View Road – Sylvia Road West to Netherland Road = 1 mile
Netherland Road – Long View Road North to US50 = 1.5 miles

County Bridge Crew is scheduled to build 3 bridges.

Maple Grove Road Bridge, 4.5 miles East of K11 on Maple Grove Road.
Olcott Road Bridge , 3.5 miles South of Sun City Road on Olcott Road.
Riverton Road Bridge, 1 mile North of Arlington Road on Riverton Road.

County Mowing / Sign Crew will start mowing the 1,100 miles of road right-of-way starting in April. The road right-of-way is mowed 4 times per year. The Sign Crew will make and replace signs as needed.

County Dirt Crew is in the process of replacing culverts under the 30 miles of road to be overlaid this year. After this is completed, the crew will return to cleaning ditches.

Noxious Weed Crew is in the process of spraying noxious weeds within the County right-of-way.

Contracted Projects

69th Avenue bridge over Cow Creek construction began in May. This bridge was awarded the 80-20 Off System Bridge Program Grant for approximately \$776,906.40. The construction and design cost of this bridge is \$1,044,133.00. County cost will be \$267,226.60

Willowbrook Bridge is located on the entrance into the City of Willowbrook and is scheduled to start construction this December. Construction and design cost is \$1,635,793.54. The County was awarded a Federal Fund Exchange Grant of \$308,473.28 that will be applied to this bridge, changing the total cost to \$1,327,320.26

Sylvia Road Bridge is located one mile south of the town of Sylvia, construction on this bridge started on April 3rd. The cost of this bridge, including design is \$1,140,009.75.

Woody Seat Bridge bid came in at \$1,580,749.91 and the design cost was \$69,450.00. The total cost of the project is \$1,650,199.91. A joint County and City grant was awarded for the County Woody Seat Bridge and the City Woody Seat Freeway located North of the bridge. The County will be reimbursed \$600,000.00 to pay on its bridge project. Our cost for the bridge rehab will be \$1,050,199.91

High Risk Rural Roads Project

We were awarded a grant of \$660,114.00 for sign replacement on 238 miles of county roads located in the Eastern one third of the county, at no cost to the County. That project should be completed within the next couple of months.

We were awarded a grant for sign replacement on 317 miles of county roads located for the Western two thirds of the county at no cost to the County. That project is in design and should start sometime in 2024.

Yoder Water District

Yoder Water District 101 is out of compliance with KDHE regarding nitrate levels within the water. We are studying the prospect of purchasing water from the City of Hutchinson. There is also a study of installing a water line from the City of Hutchinson to a future Industrial Park located on K96, two miles South of South Hutchinson. It is yet to be determined if the water district would construct a water line from the City of Hutchinson to Yoder or connect to a water trunk line, running to the Industrial Part. The County, City, and Chamber are involved in these meetings. I believe the Industrial Park water connection will take more time than will be allowed to resolve the Yoder Water District 101 water needs. I believe the best option for the Yoder Water District is to connect directly to the City of Hutchinson.

Yoder and HABIT Sewer Districts Rehabilitation

We have purchased property within the HABIT area, to create a joint sewer system joining the HABIT Sewer District 202 and Yoder Sewer District 201. We are now in the process of designing the sewer system and applying for grants.

KDOT Agreement (K14/96 Northwest Passage)

KDOT, and I have come to an agreement with regards to the County Special Maintenance Agreement. This agreement spells out what the County will maintain or not maintain within the KDOT right-of-way on the K14/96 Northwest Passage. KDOT finished writing the agreement for my review and agreement. I presented it to the County Commission and it was approved.

The Turn Back Mile agreement pertaining to the current K14/96 has not been completed. I believe we will have the roadway and structures transferred to us by the fall of 2024.


Public Works Director



AGENDA ITEM

AGENDA ITEM #8.A

AGENDA DATE: June 13, 2023

PRESENTED BY: Randy Partington, County Administrator

AGENDA TOPIC:
Monthly Department Reports

SUMMARY & BACKGROUND OF TOPIC:

Every month, departments have been asked to provide an update on the previous month's major activities. The reports are intended to keep the county commission informed about the appointed and elected departments. Attached are reports for Aging-Public Transit, Appraiser, Automotive, Clerk, Community Corrections, Communications, District Attorney, and Emergency Management.



120 W. Avenue B, Hutchinson, KS 67501

(620)694-2911 Fax: (620)694-2767

Monthly Report for May 2023
Submitted by
Barbara Lilyhorn
Director- Department of Aging and Public Transportation

Rcat Staff

Rcat has 2 driver positions open, and we are currently advertising these jobs.

Budget

Aging Services has spent 27% and Public Transit has spent 24% of the Department budgets respectively – a composite total of 25% of the entire 002 expenditure budget as of 05/18/2023. Composite revenue is 18 %.

I resubmitted the FY 2024 Departmental budget and the Capital Request budget to Cleargov in mid-May.

This was due to not receiving the KDOT Award letter until late April and the significant reduction in the award amount compared to previous years. It was necessary to refigure and adjust the 2024 budget. What we anticipated as temporary service changes in July of 2022 will likely be permanent and three vacant positions will not be filled. Although the 2024 county budget is effective on January 1, 2024 – the KDOT Award operates on the State fiscal year and the reduction is effective July 1, 2023.

Public Transportation Operations

I am continuing to work through the bus ordering process with KDOT and the vendor. I have ordered 5 cutaways from Diamond Coach located in Oswego, Kansas. Two buses were awarded in the FY 22 grant and 3 were awarded in the FY 23 grant. I will be ordering one more also from Diamon Coach by the middle of May. Most of the Rcat cutaway fleet are Eldorado's manufactured in Salina. Eldorado was bought out by a large bus company located in the northeast and the ability to get parts is very difficult.. We have been waiting for a repair for 18 months. I hope working with a local Kansas company again will be an advantage.

Aging Staff

The Department of Aging has accepted the resignation due to the retirement of one of our Social and Human Service Assistants effective June 23.



RENO COUNTY
125 West First Ave.
Hutchinson, Kansas 67501
(620) 694-2915
Fax: (620) 694-2987

Re: Monthly report for end of May 2023

To: Randy Partington, County Administrator

Staffing changes or issues

The Appraiser's Office will post for either a Commercial Appraiser position or a Residential Appraiser sometime in the next couple of weeks.

Financial summary

As of 5/18/23, the Appraiser will have spent approximately 36% of the year-to-date budget, with the majority of it being payroll. The remaining expenses were primarily regular or seasonal/monthly expenses.

Projects/Issues/Challenges/Concerns

Residential/Commercial Department

- Appeals processing was completed well ahead of the statutory deadline. Final numbers: 849 residential appeals scheduled, 84 no shows, 21 cancellations, 744 hearings, 337 no changes, 407 adjustments. Compare to 2022: 589 scheduled, 40 no shows, 18 cancels, 531 hearings, 251 no change, 280 adjusted.
- Staff has begun field work (sales review, permits, 17% review) for the 2024 valuation.
- Staff is finalizing the 2023 tax roll in preparation for certification to the County Clerk on June 1.

Personal Property

- Appeals are complete and staff is finalizing the 2023 roll in preparation for certification to the Clerk.

Support Staff

- Staff continues to process deeds and update records accordingly.
- Staff continues to work with IT regarding the GlobalSearch (Square9) transition.
- Staff is doing preparatory work for Splits/Combos to be updated once the valuation system is rolled over to the next year.



120 W. Avenue B, Hutchinson, KS 67501
620-694-2585
Fax: 620-694-2767

Budget YTD Summary

As of May 15th, 2023, we are at 37% of our overall budget of \$200,483. The internal services fund (fuel and parts) stands at 24% out of the budget of \$330,846.

Projects/Issues

We will be scheduling another Purple Wave auction to dispose of a couple more vehicles in the next month or two. Other than that, it has been routine maintenance and repair. We are starting to see some parts becoming available for warranty repairs on patrol vehicles so these will be getting scheduled as necessary.

As far as patrol vehicle replacement we are waiting for the order banks to open up in the fall to see where costs will be.

April fuel expenses came in at \$15,917.56.



Donna Patton
County Clerk

RENO COUNTY
125 West 1st Ave.
Hutchinson, Kansas 67501
(620) 694-2934
Fax: (620) 694-2534
TDD: Kansas Relay Center 1-800-766-3777

Clerk/Election Monthly Report for May

In the Election's Office we just finished up the Special Bond Elections for USD 309 & USD 311. We will have both of their canvasses on May 23rd at 8:00 a.m. With the filing deadline of June 1st at 12pm approaching, we haven't received enough filings to have a City/School Primary in August, so we will be getting ready for the City/School General Election on November 7th.

In the Clerk's Office we should have our valuation numbers from the Appraiser's Office by the end of May so we can begin getting the Revenue Neutral Rates and estimated valuation sent out to the taxing entities.

By the end of April, 32% of the year-to-date budget has been used in the Clerk's Office with the majority of that for payroll and 37% in the Election's Office has been used, with the majority of that for payroll and software maintenance.

Donna Patton



COMMUNITY CORRECTIONS

115 West 1st
Hutchinson, Ks. 67501
Phone 620-665-7042
Fax 620-662-8613

County Commission Report

May 2023

Staffing

There are currently no open positions at Community Corrections. The part-time receptionist/secretary position has been held open since Toni Marcus retired in December. This was done in hopes of receiving an increase in grant funds for FY'24. This position may be opened but repurposed for FY'24.

Projects/Concerns

The idea of using a kiosk for clients to check-in for appointments was discussed with staff. Due to their positive feedback the director and office manager met with Information Services staff to start the process. The goal will be to increase efficiency by reducing the time officers and front office staff spent checking people in for appointments. Repurposing the receptionist/secretary position into a case manager assistant position will also take some data entry duties away from officers. This will allow officers to spend more time focuses on risk-reduction with people assigned to supervision.

Nearing the end of FY'23 the agency has a 77% success rate. This is just above the Department of Corrections' goal of 75% success for agencies. The statewide average success rate for FY'22 was 69.2% according to the Department of Corrections. Absconding from supervision is a primary factor in revocations. Thirty six percent of all clients terminated this year had a period of absconding which resulted in court action and absconding was a factor in 70% of the revocations to prison. When people on supervision fail to report and can't be located the courts issue a warrant for absconding. Once the person is located the courts will typically reinstate the person to supervision after a jail sanction. Often this includes assessments while the person is in custody followed by treatment once released. Seventy percent of the people revoked to prison had a new crime included in their list of violations. If the new crime is a felony offense a plea agreement for the person to go to prison is not unusual.

Financial

The Kansas Community Corrections Association will be meeting in May to plan for advocating for additional funding for FY'25. The Community Corrections Advisory Committee submitted its report to the Secretary of Corrections in April recommending an increase in funding of \$14.2 million. The report was submitted several months earlier than the due date to influence the Secretary's budget submission to the Governor.

Communications Monthly Report - May 2023

Press Releases: Burn Permit Press Release and Informational Flyer with directions on how to apply for permits.

Graphic Design: Job-recruiting graphics for Youth Services, graphic for Early In-Person voting for USD 309 and USD 311 Special Elections, graphics for Veterans Room video promo, WIC program new income guidelines, a series of #KSpprepared graphics for Emergency Preparedness Director Julie Kallas, graphics for link to USD 309 and USD 311 Special Election voting results.

Website:

Two retirements in the Sheriff's Office: Sgt. Don Evans and Sgt. Rick Newton, Community Candlelighting Ceremony for National Crime Victims Week, Local pilot Bill Garrison brings another tanker plane into his fleet to fight wildfires, Road back open in the county, Video featuring Before and After renovation photos in the Veterans Room, New WIC guidelines approved, Burn Permit registration numbers required starting June 1st, Planning Commission develops draft Commercial Solar Regulations, National Peace Officers Memorial Day Observance, Reno County Health Educator Seth Dewey attends bill signing by Governor Kelly to decriminalize fentanyl test strips, Ballot totals for USD 309 and for USD 311 Special Elections, Open House at Maintenance and Purchasing Department.

Videos/Photos: Videos: Posted a video showing the renovation of the Veterans Room before and after photos, video of Bill Garrison bringing a new air tanker to Hutchinson, video of Sheriff Sgt. Rick Newton's final 10-7 call during his retirement. **Photos:** Community Candlelighting Ceremony for National Crime Victims Week, Sgt. Don Evans retirement, Sgt. Rick Newton retirement, Local pilot Bill Garrison brings another tanker plane into his fleet to fight wildfires, Assortment of photos of locations that the Maintenance Dept. maintains to be displayed in Matt Elliott's PowerPoint during their Open House, County Commission meeting, Peace Officers Memorial Day event, Maintenance and Purchasing's Open House, and photos of ongoing renovations inside the courthouse.

Social Media: April 25 through May 17, 2023

- Facebook Reno County: 3,752 followers (+10), 26 posts
 - Top Post: Sgt. Don Evans retirement (04.28.23)
 - 9,714 reach, 2,336 engagements, 16 shares, 483 reactions, 93 comments
- Twitter: 868 followers (+3), 25 tweets
 - Top Tweet: Veterans Room's New Look (05.08.23)
 - 87 impressions, 9 total media engagements
- YouTube: 329 subscribers (+8)
 - Top video: Bill Garrison adds new tanker to fleet (05.03.23)
 - 1,290 views
- LinkedIn: 104 followers (+1), 1 new post
- Instagram: 18 followers (+1), 14 posts.

Committee Meetings: Employee Engagement Committee, Reno Recovery Collaborative Meeting, Hutchinson Community Foundation Strategic Impact Committee.

Other: Post for Hepatitis Awareness Month, training to run Granicus live media manager for BOCC meetings, a post with information about the upcoming Law Enforcement Torch Run and Splash at Third Thursday event.

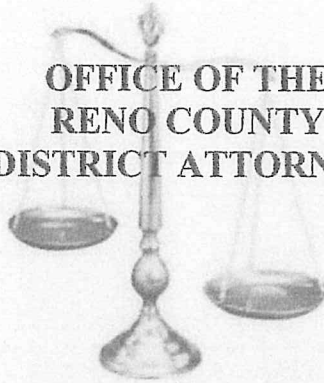
DISTRICT ATTORNEY
Thomas R. Stanton

DEPUTY DISTRICT ATTORNEY
Andrew R. Davidson

SENIOR ASSISTANT DISTRICT
ATTORNEY
Kimberly Rodebaugh

ASSISTANT DISTRICT ATTORNEYS
Brian Koch
Jamie Karasek
Sierra Logan
S. Kyle Byfield

OFFICE OF THE
RENO COUNTY
DISTRICT ATTORNEY



The 27th Judicial District of Kansas
206 West First Avenue, 5th Floor
Hutchinson, KS 67501-5204

Telephone: (620) 694-2715
Fax: (620) 694-2711

Victim-Witness Service
Jody Bryant
(620) 694-2773

Investigator
Daniel Nowlan
Telephone: (620) 694-2765
Fax: (620) 694-2762

May 2023 BOCC Update

Staffing Changes or Issues: As of May 28, 2023, the Reno County District Attorney's Office will employ 19 people: seven attorney/prosecutors; one investigator/coroner assistant; one part-time assistant coroner; one office manager; one victim/witness coordinator; one diversion coordinator; and seven office legal support staff. Brenda Stubbs, a very competent member of the legal support staff, is leaving the office to begin a family. While we wish her the best, we are sad to see her go. We have begun the process of advertising for her replacement.

There was one graduation from Drug Court in the month of April 2023. Graduation ceremonies are held when Drug Court participants complete the requirements of the program, so it is not unusual to have no graduations in a specific month.

Budget Summary: FY2023 expenditures to date are at 32% of budget as of May 18, 2022. Our budget has expanded by the acquisition of several line items previously found under the purview of Administration. The budget obligations for the coroner, with the exception of his salary, were transferred to my budget, but the amount budgeted for those line items have not been transferred to the budget performance report, resulting in an inaccurate representation that we have expended 2,012% of the allocated budget for line items in the 6200 account listings. However, when the budgeted amounts for those items are added to the budget, we have currently expended only 10.4% of the budgeted coroner's expenses. It is my understanding that those figures will be transferred soon, and that a more accurate analysis will be reflected in the budget performance report at that point.

Projects-Issues-Challenges-Concerns: My office awaits the remodel of the fifth floor of the courthouse. I remain in planning mode regarding what projects/programs I am initiating in fiscal year 2024.

I am continuing to plan for an expansion of our diversion program according to the provisions of HB 2026, and I hope to include some mental health diversion in that process. This process will involve coordination between my office and Community Corrections, and some funding from the

Commission may be required. Mr. Regehr and I will be requesting time with the Commission soon to discuss this endeavor.

The courts recently changed software from what we had been working with for many years to a new program called Odyssey. We now have an operating prosecutor portal available for my office to access the system, but our access to our cases remains below the access we enjoyed under our prior operating system. I appreciate the assistance of Mike Mathews and the IT department in proceeding with this process.

We have purchased a prosecutor software program by Karpel that will be compatible with Odyssey. Once in place (the scheduled implementation date is October 2023) this program should assist in our discovery process as well as dissemination of documents from our case files. We have now scheduled several sessions with the Karpel staff to begin bringing us up to speed on the operation of the system.

Thomas R. Stanton
Thomas R. Stanton
Reno County District Attorney



Emergency Management

Reno County
206 W 1st Ave
Hutchinson, KS 67501
620-694-2974

5/15/2023

Staffing changes or issues (if any)

There are no staffing changes to report.

Budget YTD summary

Emergency Management has used 33% of its year-to-date budget.

Projects/Issues/Challenges/Concerns

Activities:

- The Kansas Forrest Service provided a wildland class to the fire districts at the end of April.
- The county's Emergency Operations Plan (EOP) has been sent to the state for review; we met with the state in May to discuss the EOP.
- Provided weather safety and notification training at 2 private organizations.
- Arson investigation class in Hays
- Purple Wave auction- the fire departments' excess property was sold on Purple Wave.
- The burn permit is live on the county's website and June 1, 2023, a permit will be required to burn. We have completed a press release, talked about it live on KWBW morning show, and delivered flyers to some of the Co-Ops.
- Attended weekly meetings on Lexipol policies for fire districts.
- District 4 (Arlington, Abbyville, Partridge, Plevna) received their firefighting UTV, it has been outfitted and put in service.