

BUTLER COUNTY BOARD OF COMMISSIONERS
Monday, December 10, 2007

CALL TO ORDER – LATE START DUE TO R.E.A.P.

Commission Chairman Randy Waldorf called the Butler County Board of Commissioners to order at 10:00 a.m. Present were Commissioner Jeff Masterson, Commissioner Mike Wheeler, Commissioner Dan Woydziak, Administrator Will Johnson, Jr., and Clerk Recorder Paula Stoskopf. Commissioner Will Carpenter not present at opening of meeting due to his attendance of the R.E.A.P. Meeting.

APPROVAL OF MINUTES

Commissioner Woydziak motioned to approve the minutes of the Butler County Commission Meeting of Monday, December 3, 2007 as written. Commissioner Wheeler seconded the motion. Motion carried 4-0.

ITEM #1 – CONSIDER APPROVAL OF THE HOME RESOLUTION FOR PURPOSE OF PROCEEDING WITH BENTON PAVING PROJECT

Kim Bell, Gilmore & Bell, came before the Board for approval of the Home Resolution for the purpose of proceeding with the Benton Paving Project. The County Commission has received input on a paving project outside Benton using County debt issuance authority and special assessment financing. The Commission agreed to consider this project if a large landowner in the benefit district with agricultural land with unplatted agricultural land was not burdened immediately with an excessive special payment as a result of the project. The Home Rule Resolution will allow the County wider latitude to issue spread special assessments in a manner that will avoid immediately impacting unplatted agricultural land.

Commissioner Woydziak motioned to approve Charter Resolution No. HR 07-01. Commissioner Masterson seconded the motion. Motion carried 4-0.

ITEM #2 – CONSIDER APPROVAL OF THE PURCHASE OF ONE 2004 FORD CROWN VICTORIA FROM THE STATE OF KANSAS IN THE AMOUNT OF \$11,000.00

Craig Murphy, Butler County Sheriff, came before the Board for approval to purchase one 2004 Ford Crown Victoria from the State of Kansas. With the addition of one new deputy, the Sheriff's Office will be one vehicle short. The benefits of purchasing this vehicle are that it is less expensive than a new one, it can be placed into the rotation, and possession can be taken immediately.

Commissioner Wheeler motioned to approve the purchase of one 2004 Ford Crown Victoria from the State of Kansas for \$11,000.00. Commissioner Masterson seconded the motion. Motion carried 4-0.

Commissioner Carpenter joined the Meeting at 10:15 a.m.

The Board took the opportunity to address different jail issues with the Sheriff. The Sheriff informed the Board that the new position at the jail to help manage & support the jail count would start 1-2-08. It will require a 6-month training period and a possible 1-year time frame to

determine if this position will be beneficial to the Sheriff's Office. The Board expressed concern over the lengthy time frame to determine success. Commissioner Carpenter stated again that he felt that this position should be that of a Jail Administrator to ensure the success of this endeavor. Sheriff Murphy stated that he felt the position determined would help solve the problems involved, in time, giving this person the proper time and training. The Board concurred that Staff should take the time to put together a report for the Board showing headcount/revenue/waste flow. The Sheriff stated that if this position does not work out to meet the goals of both the Board and the Sheriff's Office, then he would come to the Board to discuss an administrator for this position. Commissioner Carpenter stated that he would hold Sheriff Murphy to this comment.

ITEM #3 – CONSIDER APPROVAL OF 2008 CEREAL MALT BEVERAGE LICENSE FOR: AMERICAN LEGION POST 406; B & J KWIK TOTE; COOK'S TAVERN; KEIGHLEY BARN; KISTLER SERVICE, INC.; SHADY CREEK MARINA; THE OLD HAT; AND TRIPLE S RANCH SUPPLY

Ron Roberts, Butler County Clerk, came before the Board for review and approval of the 2008 Cereal Malt Beverage Licenses for: American Legion Post 406; B & J Kwik Tote; Cook's Tavern; Keighley Barn; Kistler Service, Inc.; Shady Creek Marina; The Old Hat; and Triple S Ranch Supply. These CMB applicants are currently licensed in Butler County. The CMB for Beaumont Hotel was not issued because it was not necessary to do so. They already hold a State Liquor License; therefore a CMB is not needed. Administrator Johnson will send a letter to the Beaumont Hotel concerning this matter.

Commissioner Woydziak motioned to approve the 2008 Cereal Malt Beverage Licenses for American Legion Post 406; B & J Kwik Tote; Cook's Tavern; Keighley Barn; Kistler Service, Inc.; Shady Creek Marina; The Old Hat; and Triple S Ranch Supply. Commissioner Carpenter seconded the motion. Motion carried 5-0.

APPROVAL OF VOUCHERS

Commissioner Woydziak motioned to approve the vouchers for December 10, 2007 in the amount of \$260,126.47. Commissioner Waldorf seconded the motion. Motion carried 5-0.

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

The Board concurred to due business with Tuesday's Agenda because of the impending weather forecast. They addressed Item's #2-5. Item #1, a property annexation, will be moved to next week's agenda. The Board agreed not meet on Tuesday, December 11th.

Tuesday, December 11th Agenda:

ITEM #2 – CONSIDER APPROVAL OF THE LEASE AGREEMENT WITH CELLULAR NETWORK PARTNERSHIP AND AUTHORIZE THE CHAIR TO SIGN

Chris Davis, 9-1-1 Director, came before the Board for approval of a contract with Cellular Network Partnership and authorize the Chair to sign. The Board discussed the terms of this contract in October of 2007. CNP has proceeded with construction based on our promise to reimburse them for meeting the specifications provided by CSC.

Financial considerations:

1. Reimburse CNP \$4,400 for the difference in materials cost within 60 days of receiving the invoice.

2. Monthly electric bills estimated to be \$300/month.
3. Generator - \$20,000

Total Estimated Cost for 2008 - \$28,000

Commissioner Woydziak motioned to recommend approval of the lease agreement with Cellular Network Partnership for tower use and authorize the Chair to sign. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM #3 – CONSIDER APPROVAL TO PURCHASE LOCKABLE PORTABLE STORAGE UNITS FOR THE IVO VOTING MACHINES

Ron Roberts, Butler County Clerk, came before the Board for approval to purchase lockable portable storage units for the iVo voting machines. Currently, the voting machines are stored and delivered individually. The machines are not standing up very well to all of this handling. The County Clerk has researched several companies and is recommending the Security-Storage-Transportation (SST) carts. SST Systems offers a 4-machine cart for \$666 and a 6-machine cart for \$995. SST also offers an 8-machine cart, but the Clerk recommended a mix of the two smaller sized carts to make them easier to handle. Thirty 4-machine carts and (18) 6-machine carts would cost \$38,000 plus shipping. The purchase of these units would also meet the new HAVA and Secretary of State security requirements.

Commissioner Masterson motioned to allow the Clerk to purchase Storage-Security-Transportation carts from SST for a cost of \$38,000 plus shipping to be paid from the 2007 election funds. Commissioner Woydziak seconded the motion. Motion carried 4-1. Commissioner Wheeler voted no on the matter of principle.

ITEM #4 – CONSIDER APPROVAL TO ALLOW THE CLERK TO DIGITIZE AND MICROFILM THE COMMISSION JOURNALS, LAND TRANSFER RECORDS, DEATH AND BIRTH RECORDS, AND BRANDS

Ron Roberts, Butler County Clerk, came before the Board for approval to digitize and microfilm all of the Land Transfer Records, the Commission Journals, Birth and Death records, and Brand records. These records date back to the late 1850's. They are in large canvas and leather bound books and are in various stages of deterioration. These records are accessed on a daily basis by staff, the public and various businesses. The microfilm would be stored in the salt mines for an archiving in case of disaster and the digitized copies would be on DVD's allowing easier searches by staff and the public. Estimates to have this done range from \$27,000 to \$46,000. It would cost approximately \$24,000 from the ROD tech fund and \$4,000 from the Clerk's budget.

Commissioner Wheeler motioned to allow the Clerk to digitize and microfilm the Commission Journals, Land Transfer Records, Death and Birth records, and Brands. Land Records to be paid from the ROD Tech Fund, the balance from the Clerk's 2007 budgeted funds. This project shall be done through Imaging Office Solutions. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM #5 – CONSIDER APPROVAL OF 2008 LEGISLATIVE AGENDA

Administrator Johnson presented the 2008 Legislative Agenda to the Board for final approval.

Commissioner Wheeler motioned to approve the 2008 Legislative Agenda. Commissioner Masterson seconded the motion. Motion carried 5-0.

RECESS

Commissioner Waldorf recessed the Board meeting at 11:26 a.m. for 5 minutes.

RECONVENE

Commissioner Waldorf reconvened the Board meeting at 11:31 a.m.

APPROVAL OF ADDS AND ABATES

Commissioner Wheeler motioned to approve Adds & Abates #2328 dated December 10, 2007. Adds in the amount of \$8,934.28 and Abates in the amount of \$163,038.60. Commissioner Masterson seconded the motion. Motion carried 5-0.

Administrator Johnson presented to the Board an aerial video clip of the Johnson property located in Rosalia, Ks., and photos taken last week. There appears to be approximately 70 vehicles on the property with an additional 30 more located in the trees. Administrative action will be started to initiate the clean up of this property. Norm Manley, County Counsel, is involved in the handling of this matter.

Administrator Johnson presented to the Board a Proclamation of a State of Local Disaster Emergency for Butler County, Kansas, due to the impending weather forecast.

Commissioner Woydziak motioned to approve Resolution No. 07-44 proclaiming that the threat of a significant ice storm event is imminent which may cause widespread power outages and other related conditions. Commissioner Carpenter seconded the motion. Motion carried 5-0.

Administrator Johnson requested permission from the Board to go out on bids for a 4 Door Sedan for JJA/Community Corrections. The Board concurred.

Administrator Johnson reminded the Board of Christmas with Tour Butler on December 12th. Commissioner Waldorf stated that he would be representing the Board.

Administrator Johnson inquired if the Board had received his e-mail concerning the El Dorado Senior Center's budget issues. Commissioner Wheeler stated that he felt communication with Herb Lewellen on this matter would be beneficial. Mr. Johnson noted that he would be in contact with the City regarding this matter.

Administrator Johnson informed the Board that there would be a Work Session on next week's agenda with the County Clerk, Treasurer, and Appraiser regarding the tax software.

Administrator Johnson reminded the Board of the Christmas Party this Friday, December 14th at the El Dorado Civic Center. The party will start @ 6:00 p.m. with welcome and prayer and the meal will be served @ 6:30 p.m.

Administrator Johnson noted the fence viewing scheduled for next Tuesday, December 18th. He also announced that the Service Awards would be presented on Monday, December 17th.

Administrator Johnson noted that he had received positive feedback on the decision to make Christmas Eve a holiday this year. Commissioner Wheeler stated that at least 10 people had stopped to thank him for the decision. Commissioner Woydziak noted that even though it was an

expensive thing to do, the boost in moral would pay huge dividends in the coming year. Commissioner Waldorf stated that it was the “right thing” to do.

Administrator Johnson presented Matt Lawn, County Intern, to the Board. He presented to the Board the preliminary paperwork regarding the special day to be set aside for the Butler football team. Commissioner Carpenter stated that he had visited with Dr. Vietti and she said to name the day and the whole team would be here. The Board discussed the possibility of taking a photo on the front steps of the Courthouse with the team. This will be scheduled to take place in January.

Commissioner Carpenter stated that he wanted Administrator Johnson to be involved in the process of putting together the cost analysis for the jail.

Commissioner Carpenter reported that he attended the W.I.R.E.D. Kickoff last Friday, December 7th at the Workforce Alliance. Also in attendance were the Governor and the Secretary of Commerce/Labor. It was a good, informative meeting.

Commissioner Carpenter inquired about the discussion of the Elected Official’s salaries. Administrator Johnson stated that he would pass along the recommendation of the Board of 4%. This is the same increase that the average employee will receive in 2008.

Commissioner Woydziak stated he attended the reception for Jim Sterling on December 9th. He was an EMS Volunteer for 26 years down at Rose Hill. It was very well attended by both EMS and the community.

Commissioner Woydziak reported that the tour of the Emergency Dispatch System and Emergency Management Facility at the Quad Counties Meeting on December 3rd was informative.

Commissioner Waldorf informed the Board of the invitations they would be receiving to attend the El Dorado Mayor’s Dinner to be held February 7, 2008. He asked the Board to put this event on their calendars.

Commissioner Waldorf commented on a copy of a letter he received from the Kansas Department of Commerce. It stated that the County did not need to re-pay the balance on the CDBG Award.

Commissioner Waldorf verified with Mr. Johnson that the Media, Dept. Heads, and the City of El Dorado would be notified of the cancellation of tomorrow’s meeting.

ADJOURNMENT

***Commissioner Woydziak motioned to adjourn the meeting of the Board at 12:15 p.m.
Commissioner Wheeler seconded the motion. Motion carried 5-0.***

****Commissioners did not attend the luncheon at the Towanda Senior Center at 11:45 a.m.
Cancelled due to the weather.****