

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, January 30, 2007

Commission Chairman Randy Waldorf called the Butler County Board of Commissioners to order at 9:00 a.m. Present were Commissioner Will Carpenter, Commissioner Jeff Masterson, Commissioner Mike Wheeler, Commissioner Dan Woydziak, Administrator Will Johnson, Jr., and Clerk Reporter Paula Stoskopf.

APPROVAL OF MINUTES

Commissioner Wheeler motioned to approve the minutes of the Butler County Commission Meeting of Monday, January 22, 2007 and Tuesday, January 23, 2007 as written. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #1 – CONSIDER APPROVAL TO THE FY06 REVISION PRESENTED BY CENTRAL PLAINS AREA AGENCY ON AGING (CPAAA), AND AUTHORIZE THE CHAIRPERSON OF THE SEDGWICK COUNTY BOARD OF COMMISSIONERS TO SIGN AS PRESENTED BY ANNETTE GRAHAM, DIRECTOR OF CPAAA

Connie Rausch, Butler County Department on Aging (DOA), introduced Ray Vail, Senior Accountant for CPAAA, who came before the Board for approval of the FY06 Revision as presented by Central Plains Area Agency on Aging (CPAAA). Kansas Department on Aging requires that each Area Agency on Aging provide to them an Area Plan Revision, if the plan is to be amended. The revisions require that the Commissioners of each county in the AAA (Butler, Harvey, and Sedgwick for CPAAA) give their sanction to the revision. If they approve the revisions, the three Boards of County Commission authorize the Sedgwick County Commission Chairperson to sign.

Commissioner Masterson motioned to approve that the Butler County Board of Commission approve the revisions to Central Plains Area Agency on Aging's Fiscal Year 2007 Area Plan, and authorize the Chairperson of the Sedgwick County Board of Commission to sign. Commissioner Woydziak seconded the motion. Motion carried 5-0.

ITEM # 2 – CONSIDER APPROVAL OF LETTER OF AGREEMENT BETWEEN MID-KANSAS CAP HEAD START AND THE BUTLER COUNTY HEALTH DEPARTMENT AND ALLOW THE CHAIR TO SIGN

Sue Harsh, Butler County Health Department, came before the Board for approval of the Letter of Agreement between Mid-Kansas CAP Head Start and the Butler County Health Department. This Letter of Agreement provides KanBeHealthy physicals on children entering Head Start who do not have health insurance or who have a medical card. Children are also provided rechecks on hemoglobin, vision and hearing screenings, TB skin tests and childhood immunizations needed to enter Head Start. The Health Department does between 25 and 35 Head Start physicals each year. Mid-Kansas CAP pays the Health Department \$30.00 for each physical and \$5.00 for each recheck done. Mid-Kansas CAP Head Start is adding three additional counties to their area of service. In order that all the counties included in their service area have the same contracts, Mid-Kansas CAP is asking for our Letter of Agreement to be updated.

Commissioner Woydziak motioned to approve the Letter of Agreement between Mid-Kansas CAP Head Start and the Butler County Health Department and authorize the Chair to sign. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM # 3 – CONSIDER THE TABLED ITEM FOR CONSIDERATION OF ADDING 3 NEW NUVOX COMMUNICATIONS NPN CONNECTIONS TO THE EXISTING NUVOX ACCOUNTS TO PROVIDE REMOTE ACCESS TO THE COUNTY’S SERVER FOR THE NORTH SHOP, THE SOUTH SHOP, AND LANDFILL

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to present the additional documentation requested by the Board on January 22, 2007, to support the need for adding 3 new Nu Vox Communications NPN connections to the existing Nu Vox accounts to provide remote access to the County’s server for the North Shop, the South Shop and the Landfill. Information was presented that showed the considerable amount of time to be saved by employees using this system, thus a considerable amount of money to be saved through better use of the employees’ time. This is a budgeted item in the Road & Bridge Fund.

Commissioner Woydziak motioned to approve adding 3 new Nu Vox Communications NPN connections to the existing Nu Vox accounts to provide remote access to the County’s server for the North Shop, the South Shop and the Landfill. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM #4 – CONSIDER APPROVING THE PURCHASE OF A PLASMA CUTTER FOR THE COUNTY HIGHWAY SHOP AT EL DORADO

Darryl C. Lutz, P.E., Director of Public Works, came before the Board for approval of the purchase of a plasma cutter for the County Highway Shop at El Dorado requested in 2005. The Shop provided research for the size needed and the approximate cost for purchasing a cutter. This shop equipment was planned and budgeted for in the 2007 budget. Price quotes were obtained from 3 welding supply vendors. Hoyt Supply, LLC, El Dorado, KS - \$2,855.00, Lampton Welding Supply, Wichita, KS - \$2,960.59. The best price quote for the requested equipment is from Young Welders Supply in the amount of \$2,694.

Commissioner Wheeler motioned to approve the purchase of an ASAB 1250 Plasma Cutter for the County Highway Shop in El Dorado from Young Welders Supply, El Dorado, KS in the amount of \$2,694. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #5 – RECEIVE AND DISCUSS THE PROPOSED SCOPE OF WORK AND FEES RELATED TO THE SW BUTLER ROAD CORRIDOR STUDY PROJECT

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to discuss the proposed scope of work and fees related to the SW Butler Road Corridor Study project. The fee for the corridor from SW 170th St. to Harry St. is \$102,849 and the fee for the corridor from SW 190th St. to SW 170th St. is \$28,441. This proposal is also being forwarded to the City of Rose Hill and the City of Andover for their review. Butler County’s share of the cost of this study will be programmed in the Road & Bridge CIP. A contract with this scope and fee will be submitted to the Board within 2 weeks for approval and execution.

It was the consensus of the Board to give preliminary approval of the proposed scope and fees related to the SW Butler Road Corridor Study project and that a contract would be submitted to the Board within 2 weeks for approval and execution.

ITEM #6 – CONSIDER APPROVAL OF FLINT HILLS BOARD RECOMMENDED APPOINTMENTS AND RESIGNATIONS

Mark Detter, Assistant Administrator/Finance Director, came before the Board for approval of recommended appointments and resignations due to the resignation of Kathy Guy from the 1st District position.

Commissioner Wheeler motioned to accept Mark Detter’s resignation as an at large Board member for Flint Hills Services and to appoint Drew Wilson to fill the vacant at large position on the Flint Hills Services Board. Commissioner Carpenter seconded the motion. Motion carried 5-0.

Commissioner Masterson motioned to appoint Mark Detter to the Flint Hills Board representing the 1st District of Butler County. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #7 – TERMINATE CURRENT CITY OF DOUGLASS AGREEMENT WITH BUTLER COUNTY AND AUTHORIZE THE CHAIRMAN TO SIGN A NEW AGREEMENT WITH THE CITY OF DOUGLASS ON THE NEIGHBORHOOD REVITALIZATION PROGRAM

Mark Detter, Assistant Administrator/Finance Director, came before the Board to terminate the current agreement with Butler County and to sign a new agreement with the City of Douglass on the Neighborhood Revitalization Program. This agreement would include all of the entities within Douglass and expand the designated area of this program.

Commissioner Carpenter motioned to accept the City of Douglass request to terminate their current Neighborhood Revitalization Agreement with the County and to approve the new Neighborhood Revitalization Program proposed by the City. Commissioner Masterson seconded the motion. Motion carried 4-1. Commissioner Woydziak voted no due to the fact that he is generally opposed to the NRP.

APPROVAL OF VOUCHERS

Commissioner Carpenter motioned to approve the vouchers for January 30, 2007 in the amount of \$400,521.16. Commissioner Woydziak seconded the motion. Motion carried 5-0.

APPROVAL OF ADDS AND ABATES

Commissioner Woydziak motioned to approve Adds & Abates #2291 dated January 30, 2007. Abates in the amount of \$96,866.98 and Adds in the amount of \$15,113.62. Commissioner Carpenter seconded the motion. Motion carried 5-0.

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

Commissioner Carpenter stated he attended an interesting meeting on sustaining grocery stores in Salina on Monday, January 29th. Leon and Whitewater were mentioned at the meeting. Encouraged them to think outside of the box and they agreed to meet again.

Commissioner Woydziak noted that due to being out of town next week, he would not be in attendance at the meetings of February 5th and 6th.

Commissioner Wheeler stated that after the last fatality on K254, he e-mailed the Department of Transportation to see if they have been paying attention and received a response from Mike Lawhornka. He said that an Accident History Report would be done by the State Traffic Engineer to see if there is a trend. He was encouraged to receive a response to his e-mail.

Commissioner Masterson motioned to appoint Duane O'Hara as Benton Township Clerk. Commissioner Woydziak seconded the motion. Motion carried 5-0.

Commissioner Masterson motioned to appoint Roger Powers to the Butler County Economic Development Board. Commissioner Carpenter seconded the motion. Motion carried 5-0.

Commissioner Masterson announced that he would be attending the Introduction to the Commissioner's Job Conference in Topeka on February 1st & 2nd, 2007.

Commissioner Waldorf noted that attending the Legislative Dinner and Hearing regarding the Codes Court on Wednesday, January 24th was very positive and productive. The dinner provided a good opportunity for one on one time with certain Legislators. Mr. Waldorf stated that he testified on behalf of the County and that Administrator Johnson answered some questions. Administrator Johnson added that the very next morning he received an e-mail from Judy Mohler stating that Peggy Palmer had caught her between sessions to say that she would be supporting the Codes Court Bill on behalf of Butler County and that she trusts the County Commissioners. Also in attendance at this hearing were Sedgwick, Harvey, & Leavenworth Counties, and KAC. Mr. Waldorf commented that there was a good representation present all speaking in favor of this Bill.

Commissioner Waldorf addressed an article in the Wichita Eagle stating that Butler County was supporting gambling along with 4 or 5 other Counties. He noted that Administrator Johnson sent out an e-mail addressing this matter articulating clearly that at this point this is not a County decision but a State/Legislative decision. Mr. Waldorf commended Mr. Johnson for responding appropriately and with good timing. He is not, however, looking for a correction to be printed in the Eagle concerning their statement.

Commissioner Waldorf brought to the attention of the Board another article in the Wichita Eagle regarding what appears to be an exodus of people from Butler County over into Sedgwick County over the last 5 years. The article stated that 7,148 people had been lost to Sedgwick County. No reasons were given for these moves. Mr. Wheeler noted that he had received an e-mail from a constituent regarding this article. The Board directed Staff to research this article to determine the basis for these numbers and if anything could be done to prevent this in the future.

Commissioner Waldorf announced the Tiahr Luncheon to be held at the County Club in El Dorado on Tuesday, February 20, 2007.

Administrator Johnson noted the Farm Bureau Dinner to be held on Tuesday, March 20th, 7:00 p.m. at the Farm Bureau Office in El Dorado.

ITEM #8 – RECESS TO EXECUTIVE SESSION REGARDING CONFIDENTIAL DATA RELATING TO FINANCIAL AFFAIRS OF TRADE SECRETS OF CORPORATIONS,

PARTNERSHIPS, TRUSTS, AND INDIVIDUAL PROPRIETORSHIPS, TO PROTECT DATA CONFIDENTIAL IN NATURE TO A BUSINESS – 10:30 A.M.

Commissioner Woydziak motioned to recess the Board to Executive Session at 10:30 a.m. for 30 minutes, with the public session resuming at 11:00 a.m., regarding confidential data relating to financial affairs of trade secrets of corporations, partnerships, trusts, and individual proprietorships, to protect data confidential in nature to a business. Commissioner Carpenter seconded the motion. Motion carried 5-0. Those in attendance were Commissioners Carpenter, Masterson, Waldorf, Wheeler, Woydziak, Administrator Johnson, and County Counsel Norm Manley.

RECONVENE

Commissioner Waldorf reconvened the Board meeting at 11:05 a.m.

Commissioner Carpenter moved to pay the City of El Dorado for the 9-1-1 contract in the amount of \$75,00.00. Commissioner Wheeler seconded the motion. Motioned carried 3-2. Commissioner Waldorf stated that he was glad that it passed, but he voted no due to the principle issue involved. Commissioner Woydziak stated that even though he realizes the contract needs to be paid, he voted no because he believes it is fundamentally unfair to the rest of the citizens of Butler County to subsidize one city over the other cities.

Commissioner Waldorf and the Board discussed the Strategic Plan Objective for 2007.

Commissioner Waldorf received an invitation to an open house from BI Incorporated regarding the idea of “day reporting” instead of incarceration. Mr. Waldorf will pass this information along to Sheriff Craig Murphy for his information.

Administrator Johnson was contacted by Baughman & Associates on behalf of their client to bring to the Board a plan for a new housing development in Benton. The Board concurred that this developer should go through normal channels and procedures to develop this plan.

Commissioner Woydziak announced that he received a letter from the Department of Commerce stating that it was pleased to award a Community Improvement Grant for the Mental Health & Counseling Center in Augusta.

Administrator Johnson reminded Commissioners Carpenter and Wheeler they would be attending the Chamber Dinner next Tuesday, February 6th.

Commissioner Waldorf inquired as to how Miss Kansas, Michelle Walthers, performed in the Miss America Pageant. The Board agreed that they should extend an invitation to her to come before the Board to be recognized.

The Board will be Bowling For Kid’s Sake on Sunday, March 11, 2007, in El Dorado at 2:00 p.m.

The County Board attended a luncheon meeting with the Butler Community College Board of Trustees at noon following their meeting.

ADJOURNMENT

Commissioner Wheeler motioned to adjourn the meeting at 11:25 a.m. Commissioner Woydziak seconded the motion. Motion carried 5-0.