

BUTLER COUNTY BOARD OF COMMISSIONERS
Monday, March 26, 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 Woydziak motioned to approve the minutes of the Butler County Commission Meetings of Monday, March 19, 2007 and Tuesday, March 20, 2007 as amended.

Commissioner Waldorf noted that on Monday, March 19th, Commissioner Carpenter was in charge of the meeting; therefore he would have recessed and reconvened the meeting.

Commissioner Carpenter seconded the motion. Motion carried 4-0. Commissioner Waldorf abstained because he was out of town during these meetings.

ITEM #1 – PROCLAMATION FOR CHILD ABUSE PREVENTION MONTH 2007

Commissioner Randy Waldorf presented to the Board a Proclamation proclaiming April as Child Abuse Prevention Month in Butler County. In reading the Proclamation, he called upon all citizens, community agencies, religious organizations, medical facilities, and businesses to increase their participation in our efforts to prevent child abuse, thereby strengthening the communities in which we live.

Commissioner Waldorf motioned to proclaim April 2007 as Child Abuse Prevention Month. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM #2 – FAIR HOUSING PROCLAMATION

Mark Detter, Assistant Administrator/Finance Director, came before the Board to present a Fair Housing Proclamation. This Proclamation demonstrates Butler County's commitment to Fair Housing. This Proclamation will be published in the Augusta Gazette and the El Dorado Times.

Commissioner Waldorf motioned to designate April 2007 as Fair Housing Month. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM #3 – CONSIDER APPROVAL OF FAIR HOUSING POLICY

Mark Detter, Assistant Administrator/Finance Director, came before the Board for approval of Fair Housing Policy. The Fair Housing Policy will give citizens a procedure for filing Fair Housing complaints in Butler County. This Policy designates the County Clerk as the chief contact for fair housing complaints in the unincorporated areas of the County.

Commissioner Woydziak motioned to approve the Butler County Fair Housing Policy. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #4 – CONSIDER APPROVAL OF SELECTION OF APPRAISER/REVIEW APPRAISER FOR THE NEW MENTAL HEALTH CENTER IN AUGUSTA

Mark Detter, Assistant Administrator/Finance Director, came before the Board for approval of contracts for the Appraiser/Review Appraiser for the New Mental Health Center in Augusta. These contracts are necessary to meet Community Development Block Grant requirements.

Commissioner Masterson motioned to approve contracts with Appraiser & Review Appraiser for the New Mental Health Center in Augusta in order to meet CDBG grant requirements. Commissioner Wheeler seconded the motion. Motion carried 5-0.

ITEM #5 – RECEIVE AND OPEN PROPOSALS FOR CRUSHING AND SCREENING ASPHALT MILLINGS AT 2 STOCKPILE LOCATIONS TO BE USED FOR ROAD MAINTENANCE

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to receive and open proposals for crushing and screening asphalt millings at two stockpile locations to be used for making a cold mix asphalt material. Butler County solicited proposals from at least 3 vendors that can process asphalt millings. The proposals are for approximately 9,000 tons of millings for SW 170th Street (Pirtle Stockpile) and approximately 3,500 tons of millings for SW Butler Road (Rose Hill Stockpile). The following bids were received:

| | Heartstone, Inc. Wichita, KS | Brown & Brown Salina, KS | Koss Construction Topeka, KS |
|---------------------|---------------------------------|-----------------------------|---------------------------------|
| Pirtle Stockpile | \$37,060.00 | \$44,250.00 | \$ 94,000.00 |
| Rose Hill Stockpile | \$17,350.00 | \$18,125.00 | \$ 39,000.00 |
| Total Bid | \$54,410.00 | \$62,375.00 | \$133,000.00 |

Commissioner Woydziak motioned to receive the proposals for crushing and screening asphalt millings and to direct the Director of Public Works to review the proposals and to return with a recommendation for action. Commissioner Masterson seconded the motion. Motion carried 5-0.

Mr. Lutz stated that he would bring the review with his recommendation before the Board on Tuesday, March 27, 2007.

Commissioner Woydziak informed Mr. Lutz that he had been contacted by Ed Grey, Walnut Township Trustee, concerning 150th and the verbal agreement with Venture to rock this road. Mr. Lutz said that he had followed up on this situation two years ago and that he had informed Walnut Township then that if they wanted to pursue this matter it would have to be through legal action. Mr. Lutz noted that at this point, he did not feel there was any recourse that could be taken. Commissioner Woydziak said that he would report back to Mr. Grey concerning this matter.

ITEM #6 – WORK SESSION – FACILITIES REVIEW

It was agreed that the Board would complete their business and after adjournment Administrator Johnson would take them on a tour of the Courthouse to review the facility.

APPROVAL OF VOUCHERS

Commissioner Carpenter motioned to approve the vouchers for March 26, 2007 in the amount of \$115,960.86. Commissioner Waldorf seconded the motion. Motion carried 5-0.

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

Commissioner Carpenter stated that he, David Alfaro, and Dr. Courey Gregg from BCC attended a very informative meeting with the Whitewater Chamber on Wednesday, March 21st, concerning the HTE Program. This program educates people in the wealth available in their communities and in hometown competitiveness.

Commissioner Carpenter inquired if the Board had received their Turkey Hunt tickets. The Hunt is held April 12, 13, & 14th. They should be receiving them in the mail.

Commissioner Carpenter received notification that Alan Claassen has submitted a permit application with plans to the KDHE for review for construction of a new 270 head Gestation Barn, 48 head Farrowing House, & 864 head Nursery located in the NW/4 32-23-4E of Butler County.

Commissioner Woydziak inquired about the Board Meeting in Latham. It is to be held Tuesday, April 10th @ 6 p.m. Administrator Johnson will verify that the City of Latham has been notified. There will not be a meeting of the Board that morning at the Courthouse. It was also noted that the next meeting at the El Dorado Senior Center would be Monday, April 16th @ 11:30 a.m.

Commissioner Masterson noted the Disaster Responsibility Meeting to be held this Thursday, March 29th. Administrator Johnson said that he would be able to devote a ½ day to the meeting. Mr. Waldorf stated that we are fortunate to have a quality Emergency Management Staff that stays informed with these issues and also a County Manager/Administrator form of government to handle these responsibilities for the County.

Commissioner Masterson inquired about the status of the property located by Frontier and the appraisal process being taken. Administrator Johnson said he had visited with Elysa Lovelady, County Appraiser, last week and that the process is moving along and the Refinery has been both very helpful and understanding of the necessity of this appraisal.

Commissioner Wheeler said he had received an e-mail from John Grange concerning a complaint from Harold Cooper. Mr. Wheeler suggested inviting Jan Satterfield to come before the Board to explain Mr. Cooper's concern. It was the consensus of the remaining Board to have Administrator Johnson visit with Staff concerning this matter and bring an update back to the Board.

Commissioner Wheeler brought to the Board a matter concerning the conduct of an off duty State Trooper conducting personal business while wearing an officer's sweatshirt and carrying a gun. Commissioner Waldorf asked Mr. Johnson to visit with Sheriff Murphy regarding the correct conduct in this matter.

Commissioner Waldorf asked for clarification of a letter sent to John Schlagel concerning WAMPO. Mr. Johnson said it was a letter written by him at the request of Jeff Bridges, City of Andover, regarding the Wichita Area Metro Planning Organization and the growth of the City of Andover.

Commissioner Woydziak attended a meeting of the Recycling Task Force on Thursday, March 22nd. The Committee is working hard on a plan to present to the Board regarding countywide

recycling. At the meeting, Jeff Bridges, City of Andover, commented that if countywide recycling became mandated, the City of Andover would be willing to follow suit.

Administrator Johnson noted that he needed to add an Agenda Item concerning Reversed 911 Customer Advisory Council Membership & Non-disclosure Agreements. Chris Davis has been asked to serve on the Advisory Council for Reversed 911. This will be a very good opportunity for the County. Mr. Johnson said that he would e-mail this Item to the Board.

Administrator Johnson received a phone call from the City of Benton informing him that they are looking at annexing the Benton Airport area.

Administrator Johnson notified the Board of upcoming meetings:

Thursday, March 29th – Butler County Outlook Breakfast in Augusta @ 7:30 a.m.

BCD Board Meeting @ Andover Lodge @ 6:30 p.m.

Friday, March 30th – Mr. Johnson will be in Topeka for a KAC Meeting

Administrator Johnson notified the Board of two Executive Session Items for the meeting of Tuesday, March 27th. They concern Fire District #7 property acquisition and his evaluation coming up in April.

Commissioner Carpenter reported the Farm Bureau Meeting was good and informative.

Commissioner Wheeler reported that Restoration Farms has been nominated as one of the Top Ten Businesses. Restoration Farms includes Prairie Rose Chuckwagon, Wild West World, and Hop Along Cassidy Museum. Mr. Wheeler stated that he felt there was a very good chance for them to win this award. The dinner/ceremony for this award is May 22, 2007.

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 10:00 a.m.

Commissioner Wheeler seconded the motion. Motion carried 5-0.

*After adjournment, the Board went on a tour of the Courthouse facility led by Administrator Johnson.