

**BUTLER COUNTY BOARD OF COMMISSIONERS**  
**Tuesday, October 16, 2007**

**CALL TO ORDER**

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, Assistant Administrator/Finance Officer Mark Detter, and Clerk Recorder Paula Stoskopf. Administrator William Johnson, Jr. was absent due to being on vacation, and Commissioner Dan Woydziak was absent due to an illness in his family.

**APPROVAL OF MINUTES**

*Commissioner Carpenter motioned to approve the minutes of the Butler County Commission Meetings of Monday, October 8, 2007 and Tuesday, October 9, 2007 as written. Commissioner Masterson seconded the motion. Motion carried 4-0.*

**ITEM #1- PUBLIC HEARING – FIRE DISTRICT #3 BUDGET AMENDMENT – 9:00 A.M.**

Commissioner Waldorf opened the public hearing for FD #3 Budget Amendment. The floor was opened to anyone wishing to speak. No one present to speak. Commissioner Waldorf closed the public hearing for FD #3 Budget Amendment.

**ITEM #2 – CONSIDER APPROVAL OF FIRE DISTRICT #3 BUDGET AMENDMENT**

Dan Armstrong, District #3 Chief, came before the Board for approval of FD #3 Budget Amendment. FD#3 had some additional equipment purchases they wanted to execute and their carryover of approximately \$39,000 allowed the additional monies to make this purchase. The Fire District will spend \$18,000 more than originally budgeted. The Commission approved adding \$18,000 to FD #3's Budget last spring. The Budget Amendment is a requirement of the State to grant additional budget authority to the taxing jurisdiction.

*Commissioner Masterson motioned to approve the budget amendment for Fire District #3. Commissioner Carpenter seconded the motion. Motion carried 4-0.*

**ITEM #3 – CONSIDER APPROVAL OF MUTUAL AID AGREEMENTS BETWEEN FIRE DISTRICT #3 AND THE CITIES OF DERBY AND MULVANE**

Dan Armstrong, District #3 Chief, came before the Board for consideration of approval of mutual aid agreements between FD #3 and the Cities of Derby and Mulvane. Mr. Armstrong noted that it is nice to know that your neighbors are available to help when the need arises. Commissioner Carpenter requested Mark Detter to put on the list of objectives to ensure that mutual aid is going on throughout the entire County.

*Commissioner Masterson motioned to approve the Mutual Aid Agreements between Fire District #3 and the Cities of Derby and Mulvane. Commissioner Wheeler seconded the motion. Motion carried 4-0.*

Rod Compton, Planning & Zoning Director, came before the Board for guidance on an issue involving the possible violation of a CUP. Mr. Edson, quarry operator West of Towanda, was sent a letter dated 10-15-07 informing him of the allegations involving his CUP. This will come before the Board on Tuesday, October 23<sup>rd</sup>. Commissioner Waldorf stated that the Board would definitely take a look at the situation and determine if any violations have occurred. The Board will revoke the CUP if necessary.

#### **RECESS**

Commissioner Waldorf recessed the Board meeting at 9:25a.m. for 5 minutes.

#### **RECONVENE**

Commissioner Waldorf reconvened the Board meeting at 9:30a.m.

#### **ITEM #4 – PUBLIC HEARING – FLINT HILLS SERVICES CDBG GRANT – 9:30 A.M.**

Commissioner Waldorf opened the public hearing for Flint Hills Services CDBG Grant. The floor was opened to anyone wishing to speak. No one present to speak. Commissioner Waldorf closed the public hearing for Flint Hills Services CDBG Grant.

#### **ITEM #5 – CONSIDER APPROVAL OF FLINT HILLS SERVICES APPLICATION FOR CDBG GRANT**

Dana Korkki, Flint Hills Services, came before the Board for approval of Flint Hills Services application for a CDBG Grant. Flint Hills Services currently operates out of a building owned by the County at 2375 W. Central. The facility is really not adequate for their offices or day facility. Flint Hills is hoping to combine fund-raising through a tax credit program, a loan from USDA, and the CDBG grant to finance a new facility. FHS is requesting that the County apply for the Grant on their behalf. If successful, the County will maintain the files for the Grant with the aid of a grant administrator from SCKEDD.

*Commissioner Wheeler motioned to approve the CDBG grant application for the purpose of building new facilities for Flint Hills Services. Commissioner Masterson seconded the motion. Motion carried 3-0. Commissioner Carpenter abstained due to the fact that his wife is on the Board of Directors.*

Mark Detter, Assistant Administrator/Finance Officer, brought before the Board the need to pass a Resolution to give Butler County the legal authority to apply for the CDBG Grant on behalf of Flint Hills Services.

*Commissioner Wheeler motioned to pass Resolution 07-41. Commissioner Masterson seconded the motion. Motion carried 3-0. Commissioner Carpenter abstained due to the fact that his wife is on the Board of Directors.*

**ITEM #6 – CONSIDER APPROVAL OF INTERLOCAL AGREEMENT BETWEEN BUTLER COUNTY AND FLINT HILLS SERVICES FOR CDBG GRANT RECORDS KEEPING AND ADMINISTRATION**

Michael West, SCKEDD, came before the Board for approval of Interlocal Agreement between Butler County and Flint Hills Services for CDBG Grant records keeping and administration. The agreement sets up the responsibilities of both the County and FHS should the Grant be awarded for the construction of a new administrative building for FHS. The County will be the party responsible for the Grant. FHS is agreeing to provide the necessary support to make sure the required information is provided to the County for the administration of the Grant. The agreement lists the responsibilities of each party.

*Commissioner Wheeler motioned to authorize the Chairman to sign the Interlocal Agreement between Flint Hills Services and Butler County for the purposes of dividing responsibilities for administration and record keeping of the Butler County's CDBG Grant application on behalf of Flint Hills Services. Commissioner Masterson seconded the motion. Motion carried 3-0. Commissioner Carpenter abstained due to the fact that his wife is on the Board of Directors.*

**ITEM #7 – CONSIDER APPROVAL OF A PROPOSAL FROM CELLULAR NETWORK PARTNERSHIP FOR MODIFICATIONS OF A COMMUNICATIONS TOWER FOR UTILIZATION OF EMERGENCY COMMUNICATION EQUIPMENT**

Chris Davis, 9-1-1 Director, came before the Board to consider conditions from Cellular Network Partnership. The contract is not yet complete. Requested Item #7 to be tabled.

*Commissioner Wheeler motioned to table Item #7 to Tuesday, October 30<sup>th</sup>. Commissioner Masterson seconded the motion. Motion carried 4-0.*

**ITEM #8 – CONSIDER APPROVAL OF AN AGREEMENT WITH LIEBERT GLOBAL SERVICES FOR MAINTENANCE ON THE BATTERY BACKUP SYSTEM FOR 9-1-1**

Chris Davis, 9-1-1 Director, came before the Board for consideration of the Maintenance Agreement with Liebert and authorize the Chair to sign. This battery backup (UPS) is located in the 9-1-1 Center in the East Annex. This unit maintains the flow of electricity to all electrical outlets in the Center when there is a loss of power. Entering into this Maintenance Agreement will insure the fastest response time from technicians, guaranteed 4 hours, and provide for annual preventative maintenance. Funds are available to cover the \$2,730.00 from the 9-1-1 operating budget.

*Commissioner Carpenter motioned to approve the annual Maintenance Agreement with Liebert for the 9-1-1 UPS in the amount of \$2,730.00 and authorize the Chair to sign. Commissioner Wheeler seconded the motion. Motion carried 4-0.*

**ITEM #9 – CONSIDER APPROVAL OF PROPOSAL FROM FAST SIGNS FOR 2X2 SIGNS TO BE PLACED AT EXTERNALLY FUNDED ORGANIZATIONS THROUGHOUT THE COUNTY AND DIRECT STAFF TO PREPARE AN AGREEMENT FOR SUCH SIGNAGE NOT TO EXCEED \$9,000 IN COST INCLUDING PERMIT FEES**

Mark Detter, Assistant Administrator/Finance Officer, came before the Board for approval of the proposal from Fast Signs for 2x2 signs. The signage proposal is an attempt to increase the County's visibility in communities around the County. Proposals from TriMark, Fast Signs, and George Lay were submitted for 2x2 signs.

Fast Signs Proposal - \$175.00 per sign plus permit fees/43 signs

TriMark's Proposal - \$5,040 for .063 Alum. grade plus permit fees/43 signs

George Lay's Proposal - \$225.00 per sign for .080 Alum. grade plus permit fees/42 signs

It is recommended to go with Fast Signs even though Trimark had low bid. Mark Detter expressed concern with TriMark's sensitivity to the needs of this project. After discussion, it was determined that only 30-35 signs may be needed, and some buildings may require a smaller sign or even a banner. Due to this, the cost should not exceed \$7,200.00. Commissioner Wheeler expressed that he felt these signs should be tastefully placed. The Board concurred. Mark Detter requested permission to start negotiations with Fast Signs. He will have them produce sample signs to bring before the Board to help in the decision process.

*Commissioner Carpenter motioned to select Fast Signs for production of 2x2 signage to be placed at externally funded organizations throughout the County and direct Staff to prepare an agreement for such signage not to exceed \$7,200.00 in cost including permit fees. Commissioner Masterson seconded the motion. Motion carried 4-0.*

**ITEM #10 – CONSIDER APPROVAL OF A CONTRACT RENEWAL WITH ALLEN, GIBBS AND HOULIK (AGH) FOR FLEX PLAN ADMINISTRATIVE SERVICES**

Mark Detter, Assistant Administrator/Finance Officer, came before the Board For approval of a contract renewal with Allen, Gibbs, and Houlik (AGH) for flex plan administrative services.

*Commissioner Masterson motioned to approve the contract renewal with Allen, Gibbs, and Houlik (AGH) for flex plan administrative Services. Commissioner Carpenter seconded the motion. Motion carried 4-0.*

**COMMISSION ADDS & ABATES**

*Commissioner Carpenter motioned to approve Adds & Abates #2322 dated October 16, 2007. Adds in the amount of \$1,591.00 and Abates in the amount of \$2,470.20.*

*Commissioner Masterson seconded the motion. Motion carried 4-0.*

## **VOUCHERS**

*Commissioner Carpenter motioned to approve the vouchers for October 15, 2007, in the amount of \$526,516.32. Commissioner Wheeler seconded the motion. Motion carried 4-0.*

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

Darryl Lutz, County Engineer, came before the Board to inform them of a ½ mile paving project on Prairie Creek Rd. near the City of Benton. The West side of the road is undeveloped at this point. Legally, since the West side will benefit from the paving, the East side should not have to pay 100% of the cost. There are several options available in assessing how the West side should participate in the cost. Mr. Lutz was seeking guidance from the Board as to developing policy in this type of situation. The consensus of the Board was that no one involved would suffer undo hardship.

Mr. Lutz also discussed with the Board a possible resolution for the dust problem on part of the roads down at Beaumont due to the increased wind farm traffic. There is one area that seems to be more affected with the weekend traffic.

## **RECESS**

Commissioner Waldorf recessed the Board meeting at 10:35a.m. for 3 minutes.

## **RECONVENE**

Commissioner Waldorf reconvened the Board meeting at 10:38a.m.

Administrative Assistant/Finance Office Mark Detter addressed the conflict of two luncheons. Lunch at the Whitewater Senior Center and the Board of Realtor's Lunch are both scheduled for Tuesday, November 13<sup>th</sup>. It was agreed that Commissioner's Carpenter and Masterson would attend at Whitewater and Commissioner's Waldorf and Wheeler would attend the Realtor's lunch. The Board will visit with Commissioner Woydziak about attending at Whitewater.

Commissioner Wheeler brought to the attention of the Board the e-mail received on the recent credit card fraud. Mark Detter encouraged everyone to look closely at their statements to verify charges. He is also planning on meeting with Commerce Bank to discuss the matter.

Commissioner Wheeler announced 4-H Achievement Night on Saturday, November 3<sup>rd</sup> and reminded everyone of the retirement reception for Connie Rausch on Friday, November 2<sup>nd</sup> from 2 to 4. Justice is Served is scheduled for Friday, November 2<sup>nd</sup>.

Commissioner Masterson inquired as to who would be attending the Disaster Response to be held at the Sedgwick County Zoo on Thursday, October 18<sup>th</sup>. Commissioner's Woydziak and Masterson will be attending along with Administrator Will Johnson.

Commissioner Masterson announced that he would be attending the Andover Economic Council on Friday, October 19<sup>th</sup>. Mark Detter noted that Matt Lawn and David Alfaro would also be attending.

Commissioner Waldorf brought forth the matter of taxing and transferring of ownership of mobile homes. He had received a letter from one of his constituents concerning this matter. This is a confusing matter to the taxpayers and the people need to be educated in how this process works. This matter, however, needs to be addressed at the State level. Commissioner Waldorf is going to contact David Crum and John Grange concerning this issue.

Commissioner Carpenter announced the REAP Annual Summit on Friday, October 19<sup>th</sup>. Reception will be held for REAP's 10 year anniversary. He also announced the South Central Kansas Policy Summit coming up in November.

Commissioner Carpenter expressed his concern regarding the condition of the compressor's in the Judicial Building and the Augusta Building. These units are too new to be having these kinds of problems. Mr. Carpenter stated he felt a plan should be developed to ensure a timely, routine maintenance of the heating and cooling systems. Mark Detter noted that there had been a lot of vacancy and turnover in the maintenance department. He feels encouraged by the new staff and feels very optimistic about how issues and needs will be responded to in the future. Commissioner Carpenter stated that he felt it would be a good thing to sit down with the new staff and discuss these needs. The Board concurred.

#### **ADJOURNMENT**

*Commissioner Wheeler motioned to adjourn the meeting at 11:05 a.m. Commissioner Masterson seconded the motion. Motion carried 4-0.*