

BUTLER COUNTY BOARD OF COMMISSIONERS
Monday, August 25, 2008

CALL TO ORDER

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

APPROVAL OF MINUTES

Commissioner Wheeler requested that Item #2 from the Minutes of Monday, August 18th be amended from "No action was taken" to read "The Board agreed to have Public Works send a letter to our smaller neighboring counties (Greenwood, Cowley, Elk, Chase, & Marion)."

Commissioner Carpenter motioned to approve the minutes of the Butler County Commission meeting of Monday, August 18, 2008 as amended, and Tuesday, August 19, 2008 as written. Commissioner Wheeler seconded the motion. Motion carried 5-0.

ITEM #1 – PUBLIC HEARING ON 2009 BUTLER COUNTY BUDGET

Will Johnson, County Administrator, presented an overview of the proposed 2009 Butler County Budget with a proposed mill levy of 36.294. The 2009 Budget encompasses net expenditures of \$36,996,668 up from an estimated \$35,981,575 in 2008 for an increase of 2.8%. Taxes levied for the 2009 Budget are \$21,230,979 up from the 2008 amount of \$20,818,997. The 2009 Budget does not include a COLA for the personnel pay plan. Commissioner Woydziak opened the floor to the audience for public comments. The following citizens spoke:

John Montgomery; 967 SE Spires Rd.; El Dorado; El Dorado Senior Center President. Stated his opposition to the lowering of the age limit to 50+. Mr. Montgomery thanked the Board for the support given to the Center from the Board.

Connie Darnell; 6505 SW Hwy 77; Leon; Leon Senior Center Director. Stated her support for the 50+ membership. Lowering the age is helping the membership in the smaller community of Leon. Ms. Darnell voiced her appreciation to the Board for their assistance to the Center.

Carol Musick; 427 Renee Dr.; Andover; Andover Senior Citizens Club Secretary. Expressed her appreciation for funds received from the County. Ms. Musick stated that the age 50+ has also helped the membership in Andover.

Ruth Watkins; 326 S. Race; El Dorado; El Dorado Senior Center Board Trustee. Ms. Watkins stated that she is definitely in favor of the 50+ age requirement.

Ruth Fechter; 312 S. Summit; El Dorado. Ms. Fechter expressed her disappointment to hear that the 2009 proposed budget does not include a COLA for employees. Since the employees are the most valuable assets the County has, Ms. Fechter requested that something be given to at least the non-exempt (hourly wage) employee. Commissioner Woydziak stated that the Board will review the year-end carryover funds in December and hopefully there will be funds for a COLA. Commissioner Masterson noted that the Board is trying to maintain a good level of insurance care

to the employee and due to the rising cost of health insurance this has become increasingly expensive. He noted that the cost of this benefit is where a lot of the funds are being used.

Gail O'Hara; 14129 SW 50th; Benton; Rose Hill Senior Center Secretary. Ms. O'Hara thanked the Board for their assistance to the Center. She stated that they use fundraisers to help support their Center as much as their smaller community can support and will allow.

Commissioner Woydziak thanked the audience for their comments and closed the public hearing at 9:20 a.m.

ITEM #2 – CONSIDER APPROVAL OF THE 2009 BUTLER COUNTY BUDGET

Will Johnson, County Administrator, came before the Board for consideration of adopting the 2009 Operating Budget. The 2009 Budget encompasses net expenditures of \$36,996,668 up from an estimated \$35,981,575 in 2008 for an increase of 2.8%. Taxes levied for the 2009 Budget are \$21,230,979 up from the 2008 amount of \$20,818,997. The 2009 Budget does not include a COLA for the personnel pay plan, as that issue will be revisited in December to see if funds are available. The 2009 Budget is based upon a mill levy of 36.294 mills. Commissioner Masterson requested to be put on record that he was opposed to going above 36 mills. He expressed the Board should have come in at the 35's to maintain a level mill. Commissioner Masterson commented that just because we didn't get a big valuation increase, he felt a way should be found to stay level. Commissioner Masterson stated that even though it isn't much, every little bit counts.

Commissioner Carpenter motioned to recommend approval to adopt the 2009 Butler County Operating Budget at 36.294 mills as published. Commissioner Wheeler seconded the motion. Motion carried 4-1. Commissioner Masterson voted no.

Commissioner Waldorf motioned to approve the 2009 Budgets as published for Fire Districts 1 through 9. Commissioner Masterson seconded the motion. Motion carried 5-0.

Commissioner Waldorf motioned to approve Resolutions 08-17; 08-18; 08-19; 08-20; & 08-21 expressing Property Taxation Policy for Fire Districts 3,6,7,8, & 9; respectively. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #3 – CONSIDER APPROVING A RESOLUTION AUTHORIZING THE PUBLICATION OF NOTICE OF HEARING ON THE ESTABLISHMENT OF BENEFITS DISTRICT FOR THE PAVING OF PRAIRIE CREEK ROAD OUTSIDE BENTON AND OF THE CUL-DE-SACS IN DOUBLE K ESTATES OUTSIDE OF BENTON

Mark Detter, Finance Director, came before the Board for approval of a resolution authorizing the publication of notice of hearing on the establishment of benefits district for the paving of Prairie Creek Road outside Benton and of the cul-de-sacs in Double K Estates outside Benton. A petition has been presented by a property owner in Double K Estates for the paving of the cul-de-sacs and the paving of Prairie Creek Road from SW 30th to the entrance of Stearman Estates. The County Commission needs to pass a resolution setting a public hearing on the resolution of advisability to pave said areas. It is to be noted that each lot in Stearman Estates and Double K Estates will pay the same share of the Prairie Creek Road project – 1/51st. Previously, it had been reported that the two subdivisions would split the costs, leaving Double K residents with a higher per lot cost. The circulated petition will divide up the costs equally per all 51 lots in the benefit district. The City

of Benton has approved an Interlocal Agreement and resolution authorizing the County to create the benefit districts for the paving projects. Mr. Detter noted that the hearing would be held September 8th.

Commissioner Masterson motioned to approve Resolution No. 08-22 calling and providing for the giving of notice of a public hearing on the advisability of the making of a certain internal improvement in Butler County, Kansas, under the provision of Charter Resolution No. HR-98-02; and providing for the giving of notice of said hearing (Prairie Creek Road/Double K Estates paving). Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #4 – Tabled until Jim Schmidt could join the Meeting.

ITEM #5 – WORK SESSION – SENIOR CENTER CONTRACTS

Crystal Noles, Director, Department on Aging, came before the Board to discuss changes to the 2009 Senior Center Contracts. Commissioner Woydziak directed Ms. Noles to make the discussed changes and bring the contracts back to the Board as an action item.

ITEM #6 – CONSIDER APPROVAL OF COMPREHENSIVE INMATE MEDICAL SERVICES AT THE BUTLER COUNTY JAIL

Sheriff Murphy, Butler County, came before the Board to discuss the proposals submitted by HP Health Professionals, LTD. (HP) and Advanced Correctional Health Care, Inc. (ACH). The Sheriff's Department has found both companies to be comparable and acceptable regarding cost, effectiveness, and quality of care. The yearly quote for HP is \$337,284 with an annual cap of \$30,000 for off site services. The ACH quote was submitted at \$374,827.05; however, based on their formula, it is estimated the actual cost from ACH to be closer to \$351,778 which includes a \$20,000 higher cap for outside services than offered from HP.

Commissioner Masterson motioned that the Butler County Board of Commissioners allow the Butler County Sheriff's Department to pursue a contract with ACH to be submitted for approval to the Butler County Board of Commissioners. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #4 – CONSIDER APPROVAL TO ALLOW THE EMERGENCY MANAGEMENT DEPARTMENT TO ACT AS THE PROJECT MANAGER FOR THE PUBLIC SAFETY INTEROPERABLE COMMUNICATIONS GRANT FOR THE SOUTH CENTRAL REGIONAL HOMELAND SECURITY INITIATIVE

Jim Schmidt, Department of Emergency Management, came before the Board for approval to allow the Emergency Management Department to act as the Project Manager for the PSIC Grant for the South Central Regional Homeland Security Initiative. The PSIC Grant is a one time 100% funding communications grant administered by the Department of Homeland Security. Butler County was specifically asked to perform this service based upon our history of administering DHS grants locally and the expertise within our county to do so.

Commissioner Wheeler motioned to approve Butler County and its Department of Emergency Management to render its services as Project Manager of the 2008 Regional PSIC grant of 1.8 million dollars. In return, Butler County is to receive \$100,000 as an additional equipment supplement over and above its base grant allocation of \$114,899.98. Commissioner Carpenter seconded the motion. Motion carried 5-0.

RECESS

Commissioner Woydziak recessed the Board meeting at 10:19 a.m. for 5 minutes.

RECONVENE

Commissioner Woydziak reconvened the Board meeting at 10:25 a.m.

ITEM #7 – CONSIDER AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO OBTAIN BIDS FOR 2 SMALL EQUIPMENT TRAILERS

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider authorizing the Department of Public Works to obtain bids for 2 small equipment trailers. The proposed trailers will be 83” x 20’ trailers with tandem axles, single wheels and folding ramps. One trailer would be stationed at Augusta and the other would be stationed at El Dorado. The expected cost is to be less than \$4,000 each.

Commissioner Wheeler motioned to authorize the Department of Public Works to go out for bids for the purchase of 2 small equipment trailers. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #8 – CONSIDER AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO SOLICIT ENGINEERING PROPOSALS FOR THE COUNTY’S BIENNIAL BRIDGE INSPECTION PROGRAM

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider authorization of the Department of Public Works to obtain engineering proposals for the biennial bridge inspection work for Butler County. Butler County utilizes an engineering consultant for this work due to the amount of time and certified personnel required for performing this work. A detailed scope of work and request for proposals and statements of qualifications will be sent to a minimum of 3 consulting engineering firms.

Commissioner Masterson motioned to authorize the Director of Public Works to solicit Requests for Proposals and Statements of Qualifications from engineering firms for the purpose of conducting required biennial inspection work on Butler County’s bridges located on County and Township roads. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #9 – CONSIDER AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO OBTAIN COST PROPOSAL FROM THE COUNTY’S COPY MACHINE VENDOR FOR A COLOR COPIER/PRINTER FOR THE EAST ANNEX BUILDING

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider authorization of the Director of Public Works to obtain a price proposal from the County’s copy machine vendor for a color copier/printer for the East Annex Building. The proposed copier/printer would be used primarily by Economic Development, Planning & Zoning, and Public Works. The cost of this purchase is expected to be under \$9,000. The cost will be split 1/3 Road & Bridge, 1/3 Planning & Zoning, and 1/3 Landfill & Economic Development.

Commissioner Waldorf motioned to authorize the Director of Public Works to obtain pricing for a color copier/printer for use in the East Annex Building. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #10 – CONSIDER AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO SOLICIT ENGINEERING PROPOSALS FOR THE PROPOSED BENEFIT DISTRICT STREET PAVING WORK ON SW PRAIRIE CREEK ROAD AND FOR DOUBLE K ESTATES

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider authorization of the Director or Public Works to solicit engineering proposals for the proposed paving of a portion of SW Prairie Creek Road south of SW 30th St. and for the proposed paving of Double K Estates. While the County has not yet determined the advisability of proceeding with these projects, it would be prudent to proceed with soliciting proposals for engineering work. The agreement for engineering work, if approved, would be made contingent upon the County proceeding with the paving projects. Proposals would be submitted to the County for evaluation. The cost of this project, including professional services, will be paid 100% by the benefit district.

Commissioner Masterson motioned to authorize the Director of Public Works to solicit engineering proposals related to the proposed paving of Double K Estates and a portion of SW Prairie Creek Road south of SW 30th near Benton. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #11 – WORK SESSION – SALES TAX

The Board shared feedback received from constituents regarding the sales tax issue. Commissioner Waldorf asked to clarify his comment concerning the City of Augusta. He stated that someone had misinterpreted his comments and wanted to clarify that the City of Augusta is open to the idea of a shared sales tax. Commissioner Carpenter noted that it would be best to have a 1% tax, but it would be better to share with the cities than to have nothing. Commissioner Woydziak requested Administrator Johnson to check with the Sedgwick County Manager to see if they would be seeking special legislation in the next session on this matter.

ITEM #12 – WORK SESSION – COMMISSION CALENDARS

September 15th & 16th – No Meetings.
September 22nd – Lunch at the Cassoday Senior Center
September 27th – Guided tours of the Courthouse to coincide with the Walnut River Festival
September 30th – Government Day
October 2nd – Centennial Celebration
October 14th – Lunch at the Whitewater Senior Center
October 17th – Employee Appreciation Breakfast

APPROVAL OF VOUCHERS

Commissioner Waldorf motioned to approve the vouchers for August 25, 2008 in the amount of \$389,701.12. Commissioner Carpenter seconded the motion. Motion carried 5-0.

APPROVAL OF ADDS AND ABATES

Commissioner Masterson motioned to approve Adds & Abates #2362 dated August 25, 2008. Adds in the amount of \$0.00 and Abates in the amount of \$322.62. Commissioner Waldorf seconded the motion. Motion carried 5-0.

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

Commissioner Masterson clarified a statement he made in the Minutes of Monday, July 28th.

He stated that the Andover Historical Society had contacted him, when in fact the Chamber Director on behalf of the Andover Historical Society contacted him. He had commented that the roof was leaking causing the artifacts to be ruined. The roof had leaked, but no artifacts were ruined. Commissioner Masterson wanted to offer this clarification in the Minutes.

Administrator Johnson noted that a Resolution was also needed for Fire District #2.

Commissioner Waldorf motioned to approve Resolution No. 08-23 expressing Property Taxation Policy for Fire District #2. Commissioner Masterson seconded the motion. Motion carried 5-0.

Administrator Johnson informed the Board that an order from KDHE was received for Sewer District #8 and that the City of El Dorado passed a resolution for annexation last Wednesday at a special meeting.

Administrator Johnson updated the Board on the Centennial Celebration.

ADJOURNMENT

Commissioner Waldorf motioned to adjourn the meeting of the Board at 11:26 a.m. Commissioner Masterson seconded the motion. Motion carried 5-0.