

**BUTLER COUNTY BOARD OF COMMISSIONERS**  
**Tuesday, December 9, 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, Jr., and Clerk Recorder Paula Stoskopf.

**ITEM #1 – CONSIDER APPROVAL OF 2009 CEREAL MALT BEVERAGE LICENSES FOR AMERICAN LEGION POST 406; COOK’S TAVERN; COUNTRY CORNER STORE, LLC; KEIGHLEY BARN; KISTLER SERVICE, INC.; SHADY CREEK MARINA; TRIPLE S RANCH SUPPLY**

Will Johnson, Administrator, came before the Board for approval of the 2009 Cereal Malt Beverage Licenses for American Legion Post 406, Cook’s Tavern, Country Corner Store, LLC, Keighley Barn, Kistler Service, Inc., Shady Creek Marina, and Triple S Ranch Supply.

*Commissioner Wheeler motioned to approve the 2009 Cereal Malt Beverage Licenses for American Legion Post 406, Cook’s Tavern, Country Corner Store, LLC, Keighley Barn, Kistler Service, Inc., Shady Creek Marina, and Triple S Ranch Supply. Commissioner Carpenter seconded the motion. Motion carried 5-0.*

**ITEM #2 – CONSIDER APPROVAL TO ALLOW THE COUNTY APPRAISER TO CONTRACT WITH MANATRON FOR APPRAISAL SERVICES IN-LIEU-OF HAVING A DEPUTY APPRAISER ON STAFF**

Elysa Lovelady, Butler County Appraiser, came before the Board for approval of a contract with Manatron for Appraisal Services in-lieu-of having a Deputy Appraiser on staff. This contract is for \$5,156 per month including expenses. The funds are available within the County Appraiser’s budget to support this request since a Deputy Appraiser salary has been budgeted but not paid in 2008. Norm Manley, Legal Counsel, has approved the Manatron Professional Services Agreement. The Board requested Ms. Lovelady to verify the intent and final cost of the proposed agreement with Manatron and return to them with the details at a later date.

**ITEM #3 – CONSIDER APPROVING AN AGREEMENT WITH MARION COUNTY TO ACCEPT OUT-OF-COUNTY SOLID WASTE AT THE BUTLER COUNTY LANDFILL**

Darryl Lutz, P. E., Director of Public Works, came before the Board for approval of an agreement with Marion County to accept out-of-county solid waste at the Butler County Landfill.

*Commissioner Wheeler motioned to approve the agreement between Butler County and Marion County to accept Marion County solid waste at the Butler County Landfill for an initial charge of \$31.50 per ton and authorize the Chair to sign. Commissioner Carpenter seconded the motion. Motion carried 5-0.*

**ITEM #5 – CONSIDER APPROVAL TO ALLOW THE GIS/MAPPING DIRECTOR TO GO OUT FOR AN RFP TO PROCURE UPDATED DIGITAL ORTHO PHOTOS AND GROUND CONTROL OF BUTLER COUNTY**

Pamela Dunham, GIS Director, came before the Board for approval to submit an RFP to procure updated digital ortho photos and ground control of Butler County. GIS budgeted \$60,000 for digital ortho photo procurement in the amount of \$20,000 in 2007, \$20,000 in 2008, and \$20,000 in 2009. In addition, GIS budgeted \$10,000 for additional ground control in the amount of \$5,000 in 2008 and \$5,000 in 2009.

*Commissioner Masterson motioned to allow the GIS Director to send out an RFP to procure county-wide digital ortho photography and updated ground control. Commissioner Waldorf seconded the motion. Motion carried 5-0.*

#### **RECESS**

Commissioner Woydziak recessed the Board meeting at 9:58 a.m. for 5 minutes.

#### **RECONVENE**

Commissioner Woydziak reconvened the Board meeting at 10:03 a.m.

#### **ITEM #4 – CONSIDER TABLED REQUEST FROM THE COUNTY ENGINEER TO SEEK PROPOSALS FOR AERIAL PHOTOGRAPHY AND TOPOGRAPHIC MAPPING WORK RELATED TO PROPOSED CURRENT AND FUTURE BRIDGE REPLACEMENT PROJECT SITES**

Darryl Lutz, P. E., Director of Public Works, came before the Board for approval to obtain proposals for required aerial photography and topographic mapping services for several future bridge replacement project sites in the County. Mr. Lutz suggested that, while in the air, it would be beneficial to obtain the aerial photos of the SW Butler Road Corridor and the Haverhill Road Economic Development Project Sites. The Board concurred.

*Commissioner Wheeler motioned to authorize the Director of Public Works to obtain proposals for required aerial photography and topographic mapping services for the Walnut River Bridge site on SW 137<sup>th</sup> St., the Rock Creek Bridge site on SE Cedar Ford Rd., the Bird Creek bridge site on SE Bluestem Rd., the tributary to the West Branch Whitewater River Bridge site on NW 50<sup>th</sup> St., the tributary to the Walnut River Bridge site on SW Shumway Rd. just north of the US-400 Bridge, the Four-Mile Creek Bridge site on SW Butler Rd, the SW Butler Road Corridor, and the Haverhill Road Economic Development Project Sites. Commissioner Carpenter seconded the motion. Motion carried 5-0.*

#### **ITEM #6 – RECESS TO EXECUTIVE SESSION TO DISCUSS MATTERS OF NON-ELECTED PERSONNEL**

*Commissioner Wheeler motioned to recess the Board to Executive Session at 10:10 a.m. for 20 minutes, with the public session resuming at 10:30 a.m., to discuss personnel matters of non-elected personnel to protect the privacy of an individual/employee who is non-elected.*

*Commissioner Carpenter seconded the motion. Motion carried 5-0. Those in attendance were Commissioners Carpenter, Masterson, Waldorf, Wheeler, Woydziak, Administrator Johnson, and Jim Neese, applicant for Radio Communications Director per speakerphone.*

#### **RECONVENE**

Commissioner Woydziak reconvened the Board meeting at 10:37 a.m. No action was taken as a result of Executive Session.

## **COMMISSION ADDS & ABATES**

*Commissioner Waldorf motioned to approve Adds & Abates #2372 dated December 9, 2008. Adds in the amount of \$5,577.10 and Abates in the amount of \$44,138.66. Commissioner Carpenter seconded the motion. Motion carried 5-0.*

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

Commissioner Masterson inquired as to the status of the project at DeGraff. Commissioner Carpenter stated that the Planning Commission had voted the project down and that the Board would address the matter on December 23<sup>rd</sup>. If the Board chooses to not uphold the decision of the Planning Commission, it will take a vote of at least 4 to 1 to overturn their decision.

Commissioner Carpenter dismissed himself from the Meeting at 10:43 a.m.

Commissioner Wheeler called attention to the savings experienced by those Butler County residents who have participated in the NACO Drug Card Program. Residents have saved almost \$175,000. Butler County was one of the early entrants/participants in this program. Commissioner Wheeler stated that he felt this kind of savings spoke well of the program and for the Board for implementing the program.

Administrator Johnson noted the NACO Convention to be held in DC March 7 – 10, 2009. He requested to be notified by the end of the day as to who would be attending this convention.

Administrator Johnson reminded Commissioner Wheeler of the work session on recycling with the City of El Dorado to be held at 3:30 p.m. on Wednesday, December 10th.

Administrator Johnson informed the Board of a small voting district that Ron Roberts, County Clerk, is requesting to clean up. It is a short strip of houses in W3P3. He is requesting to attach it to W1P2. The Board concurred with the change. This will be presented as an agenda item for action.

Administrator Johnson spoke to the Board regarding the roof problems at the jail. For approximately 3 years the roof has leaked and is getting progressively worse. An insurance claim for hail damage has been filed. The adjuster went out December 8<sup>th</sup>, but Mr. Johnson had not had the opportunity to visit with him for the report. Administrator Johnson stated that he wanted the Board to be aware of the situation and to be prepared to take steps in the future to rectify the issue.

Administrator Johnson brought to the Board's attention the retirement parties this coming Friday, December 12<sup>th</sup>, to recognize Clarence Daggett and Roy Raines.

## **ADJOURNMENT**

*Commissioner Wheeler motioned to adjourn the meeting of the Board at 11:03 a.m. Commissioner Masterson seconded the motion. Motion carried 4-0.*

**\*\*Commissioners will be attending a luncheon at the Benton Senior Center at 11:45 a.m.\*\***