

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, January 22, 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 Mike Wheeler, Commissioner Randy Waldorf, Assistant Administrator/Finance Officer Mark Detter, and Clerk Recorder Paula Stoskopf. Administrator Will Johnson, Jr. not present due to attending a meeting in Wichita.

APPROVAL OF MINUTES

Commissioner Wheeler motioned to approve the minutes of the Butler County Commission Meetings of Monday, January 14, 2008 and Tuesday, January 15, 2008 as written. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM #1 – CONSIDER AND MAKE RECOMMENDATION TO THE CITY OF AUGUSTA REGARDING WHETHER THE PROPOSED CONDITIONAL USE REQUEST BY ALAN COKELY TO ESTABLISH AN AUTO REPAIR, TIRE SALES AND REPAIR BUSINESS WOULD BE IN CONFORMANCE TO THE BUTLER COUNTY COMPREHENSIVE PLAN

Rod Compton, Director of Planning & Development, came before the Board to consider and make recommendation to the City of Augusta regarding whether the proposed Conditional Use of the aforementioned property would be in conformance to the Butler County Comprehensive Plan. Staff feels the use as proposed would conform with the County's Comprehensive Plan because it is very similar in nature to the types of uses that are located along U.S. Hwy 77 within the Augusta City Limits, and should not adversely affect adjacent properties. Especially if steps are taken to screen outside storage areas or if no outdoor storage is allowed.

Commissioner Waldorf motioned to recommend that the aforesaid Conditional Use Permit application would be in conformance with the Butler County Comprehensive Plan. Commissioner Masterson seconded the motion. Motion carried 5-0.

Commissioner Woydziak inquired of Mr. Compton about the possibility of alternative sewer systems versus public systems. Mr. Compton stated there are a number of alternative systems and they do work, but they require more maintenance. The Board requested further research on these systems. Mr. Compton will compile the information and schedule a work session with the Board.

ITEM #2 – CONSIDER APPROVING REQUESTS FOR KDOT CONSTRUCTION PROJECT NUMBERS FOR (3) PROJECTS APPROVED FOR HIGH RISK RURAL ROAD PROGRAM FUNDING

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider approving requests for KDOT construction project numbers for (3) projects approved for High Risk Rural Road Program funding. In 2007, KDOT announced a new federal program to fund projects on County road systems that mitigate or eliminate high accident locations. Butler County submitted several proposals and received approval for (3) projects. The intersections of SW 210th St. & SW Butler Rd. and SW 70th St. & SW Santa Fe Lake Rd. have received \$27,000 each for flashing

lights & signage improvements. The intersection of NW 30th St. & NW Butler Rd. was awarded \$210,000 to improve sight distance. These projects will be proposed for construction in 2009 & 2010. The County will be responsible for 100% of engineering and right-of-way costs and 10% of construction costs. KDOT will fund 90% of construction costs. These projects will be proposed for funding in the County Road & Bridge Project CIP.

Commissioner Masterson motioned to approve the Requests for Construction Projects for three (3) projects approved under KDOT's High Risk Rural Roads Program for safety improvements at the intersection of SW 210th St. & SW Butler Rd., the intersection of SW 70th St. & SW Santa Fe Lake Rd., and the intersection of NW Butler Rd. & NW 30th St. and authorize the Chair to sign. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM #3 – WORK SESSION – RECYCLE TASK FORCE

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to review a draft of the proposed recycling plan being prepared by the Butler County Recycle Task Force. Joining Mr. Lutz from the Landfill were Dianne Rollins, Linda Johnson, and Mike Craft. Mr. Lutz will schedule another work session with the Board to discuss the funding of this program.

RECESS

Commissioner Woydziak recessed the Board meeting at 10:05 a.m. for 5 minutes.

RECONVENE

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

Mark Detter took the opportunity to discuss with Mr. Lutz the fund balance in the Landfill Fund and future financial needs from this fund.

Commissioner Carpenter inquired of Mr. Lutz as to the status of the E-Waste Program. Mr. Lutz stated that they are getting ready to go out for bids on equipment/buildings that will be needed to implement this program. Commissioner Carpenter noted that with the new HD TV's coming out, those who will need to replace their TV's would add a lot to this program. Mike Craft also noted the amount of computers that will most likely be involved in this program. Commissioner Woydziak asked that the Board be kept apprised of the progress of the E-Waste Program.

ITEM #4 – WORK SESSION - ECONOMIC DEVELOPMENT UPDATE

David A. Alfaro, Director Butler County Economic Development, came before the Board to present a review of the year 2007 and the possibilities that lie ahead for the County in 2008. Mr. Alfaro stated that he felt very good about the projects that were completed in 2007. He brought to the Board's attention the upcoming changes with the BCED Board. It has become the consensus of the BCED Board to disband. In lieu of this Board, it is felt that representatives from the (13) surrounding communities will give better representation and be more successful. This group will meet quarterly beginning in late February. Butler Community College has agreed to host this meeting. Mr. Alfaro invited the Board of Commissioners to attend the kick-off meeting. Commissioner Masterson requested information concerning who was in favor of this change and who is not. Mr. Alfaro stated he would obtain that information for the Board. He noted that it is necessary to have the signature of Mr. Gary Hamilton, BCED Chairman, to officially complete this business. He has been sent (3) letters requesting his signature without success. Commissioner Woydziak recommended contacting him one more time via certified letter and if he does not

respond to send the request to the Vice Chair, Leon Cain. The Board concurred. The Board also agreed that it would be nice to invite the BCED Board to a meeting to thank them for their service and present them with an appropriate plaque.

Commissioner Carpenter requested an update on the Whitewater cell tower situation. Mr. Alfaro stated that he has not been able to make contact with the gentleman from Oklahoma. He has not returned his calls. Commissioner Woydziak suggested contacting Brad Murray or Dave Yearout as another resource in this area. The Board also suggested obtaining an inventory of towers in this area. It was noted that Rod Compton and Chris Davis should have this information. Commissioner Waldorf stated that there should also be maps of the coverage areas from the cell providers in this area.

Commissioner Wheeler inquired about the transfer of the RR Property to the Cities of Augusta and Andover. Mr. Alfaro noted that it is going well. The only concern at this point from the Cities is the assumption of liability. The next step is for the Cities themselves to actually submit to STB a request for their own NITU's. When this is done, then the County can submit a request of revocation giving them the ability to assume the property. Attorney Carl Morrell has agreed to write the NITU's for the Cities at the County's expense. This is a benefit to us at a very minimal cost. Mr. Bridges in Andover and Mr. Keefer in Augusta will present the liability concerns to the city councils. Mr. Alfaro stated that he is expecting a very positive response in the next month.

ITEM #5 – WORK SESSION - SW BUTLER ROAD IMPROVEMENTS

The Board, along with Mr. Lutz, discussed the recent meeting regarding the SW Butler Road Improvement Project. The matter of determining whether the County or the Cities will be responsible for curb and guttering within certain stretches of this road will be a high priority in the cost of this project. Mr. Lutz will research further the cost of this road and bring the results back to the Board.

Mr. Lutz brought before the Board a request to make a sign purchase. Quotes were received from three companies:

Newman Sign Co.	- \$6,615.45
National Sign Co.	- \$7,249.20
Lyle Signs	- \$6,671.80

Commissioner Waldorf motioned to accept low bid for the purchase of signs from Newman Sign Co. for \$6,615.45. Commissioner Masterson seconded the motion. Motion carried 5-0.

APPROVAL OF VOUCHERS

Commissioner Masterson motioned to approve the vouchers for January 22, 2008 in the amount of \$493,465.46. Commissioner Waldorf seconded the motion. Motion carried 5-0.

APPROVAL OF ADDS AND ABATES

Commissioner Waldorf motioned to approve Adds & Abates #2333 dated January 22, 2008. Adds in the amount of \$428.92 and Abates in the amount of \$54,359.10. Commissioner Masterson seconded the motion. Motion carried 5-0.

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

Commissioner Wheeler inquired about the Recognition Program the Board has discussed implementing. The Board agreed that this needed to be pursued.

Mark Detter reminded the Board of the following upcoming dates:

Lunch at the Rose Hill Senior Center on Monday, January 28th @ 11:45 a.m.

Legislative Dinner on February 5th in Topeka

Mayor's Dinner on February 7th @ the El Dorado Country Club

Centennial Planning kick-off on January 31st @ 9:00 a.m.

ADJOURNMENT

Commissioner Waldorf motioned to adjourn the meeting of the Board at 11:11 a.m.

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