

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, March 11, 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 – GOVERNMENT DAY ACTIVITIES (9:30 - 12:30 P.M.)

Throughout the course of the Meeting, students from area Districts were welcomed to learn about different areas of county government. Those who spoke to the students were Administrator William Johnson, Susan Freed with Motor Vehicle, Sue Harsh from the Butler County Health Department, and the Board of Commissioners.

ITEM #3 – RECEIVE AND OPEN BIDS FOR LARGE LASER PRINTERS AND RETURN TO COMPUTER SERVICES FOR TABULATION AND VERIFICATION

Scott Stoskopf, Computer Services Director, came before the Board to receive and open bids for Large Laser Printers. Bids were received from CDWG for \$32,376.00 & from Florida Micro. Florida Micro submitted one bid for \$35,731.67 & another for \$32,756.87.

Commissioner Wheeler motioned to authorize Computer Services to tabulate and verify specifications and return to the Board with a recommendation. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #4 – CONSIDER APPROVAL OF BID FROM JOHN K. FISHER FOR TWO 2008 GMC 12-PASSENGER TRANSPORT VANS

Sheriff Craig Murphy, Butler County, came before the Board for approval of the bid received from John K. Fisher for two 2008 GMC 12-passenger transport vans. Sheriff Murphy noted that other bids were solicited, but John K. Fisher was the only one to respond.

Commissioner Masterson motioned to recommend approval of the bid of \$42,857.80 from John K. Fisher for the purchase of two GMC 12-passenger vans. Commissioner Woydziak seconded the motion. Motion carried 4-1. Commissioner Carpenter voted no.

ITEM #5 – CONSIDER APPROVAL TO ALLOW THE EMERGENCY COMMUNICATIONS DIRECTOR TO SIGN THE MEMO OF UNDERSTANDING FOR REVERSE911 OPERATIONS WITH THE EL DORADO CORRECTIONAL FACILITY

Chris Davis, 9-1-1 Director, came before the Board for approval for the Director of Emergency Communications to sign the Memo of Understanding with the El Dorado Correctional Facility for Reverse911 operations. Mr. Davis noted that no changes were being made, but merely putting down on paper the agreement with EDCF.

Commissioner Waldorf motioned to recommend approval of the Memo of Understanding with the El Dorado Correctional Facility for Reverse911 operations and authorize the Director of

Emergency Communications to sign. Commissioner Masterson seconded the motion. Motion carried 5-0.

Administrator Johnson addressed the Board concerning the sewer district issues at the Harms' residence. Mr. Johnson called the insurance company on March 10th. The company explained that there was some confusion over attorney's being involved. The company could not speak to the County until they had spoken to Mrs. Harms. Mrs. Harms stated that she had spoken with them again after yesterday's meeting so now they can speak with the County. Darryl Lutz, County Engineer, presented his status report of the situation. He stated that he is not prepared to make recommendations for improvements that need to be made at the Harms' home. He feels this would not be prudent. Mr. Lutz stated that he feels that the homeowner should step up and hire their own plumbers/professional people to suggest or make improvements at the house. If the County chooses to be party to that, then a decision could be made towards that at a later date. Mr. Lutz stated that the electrical components to the County's side of the system have been evaluated and the failure could not be reproduced. He informed the Board and Mrs. Harms that at this point, two decisions have been made towards helping to prevent future situations. The visual light alarm on the system will be moved closer to the road so that it may be seen more easily and an audible alarm will be installed at the pump station. This audible alarm will have its own set of controls and battery backup. The parts have been ordered for these two changes with a timeline of approximately 6 weeks. Another option that Mr. Lutz is studying is to allow for some type of gravity flow downstream to allow for overflow into a manhole. Elevations will need to be checked to see if this option would work. Mr. Lutz stated that there is documentation on file from 2004 advising the Harms to install an ejector pump and for raising the gravity discharge line. Administrator Johnson encouraged Mrs. Harms to go ahead and contact a plumber to find the cost of installing an ejector pump during this time period of studying out other options and having elevations verified.

Commissioner Woydziak dismissed himself to the front steps of the Courthouse to welcome the students for Government Day.

Commissioner Wheeler asked Mr. Lutz to make checking the elevation levels a priority and if he did not have the time to get it done, he asked Mr. Lutz to contact Goedecke's to hire it done. The Board inquired of Mr. Lutz about the possibility of Mrs. Harms disconnecting from the system. Mr. Lutz stated that Rod Giseler, KDHE, said that could be a possibility but it would require action from the Board to make that decision. Mr. Giseler stated that Mrs. Harms would have to remain on the line, but the overflow/bypass would be to a septic tank. Mr. Lutz strongly advised Mrs. Harms to seek her own professional advice before making the decision to disconnect if that is the avenue she chooses. The Board concurred that the elevation option could be the better option because of the use of gravity. Gravity is not mechanical so therefore, it does not fail. Commissioner Masterson stated that it was Mrs. Harms' responsibility to protect her home and the County would do what they could on their side. Administrator Johnson encouraged Mrs. Harms to also obtain an estimate on hooking up the old septic tank and moving the backflow preventer back during this time of researching options. Mr. Johnson stated that the Board supported the installation of a bypass on the County's side and whether or not the Board would help on the private side would be decision at a later date.

Commissioner Woydziak returned to the meeting.

Mrs. Harms verified with the Board exactly what estimates they wanted her to obtain. Mrs. Harms informed the Board that she had visited with the insurance company before coming to the meeting. They apologized to her for the miscommunication yesterday regarding the involvement of the attorneys and the closing of the file. They were operating from an old file from 2002 or 2004. Mr. Johnson verified again that the company had visited with her so now he can make contact with them. Mrs. Harms agreed. Mr. Johnson stated that he would call the insurance company and find out what is going on and then update the Board. He also stated that Mrs. Harms could call him for an update regarding the insurance company. Mrs. Harms and the Board concurred to not redo the basement until this issue is solved.

David Alfaro came before the Board to introduce Brian Riley and Jason Smith with IT Global Surplus, LLC. IT Global is an E-Waste Recycling/Reclamation Facility located in the Industrial Park in El Dorado. Mr. Riley explained that his company is applying to the State of Kansas to be a certified downstream vendor for e-waste. He stated that he was not asking the Board to endorse his company, but that the application for this certification requires the signature of a County Commissioner and that of Planning & Zoning. The Board concurred that this type of company would be good for economic development.

Commissioner Wheeler motioned that IT Global Surplus, LLC, is consistent with the Solid Waste Management Plan, it is just not addressed in the Solid Waste Management Plan. Commissioner Carpenter seconded the motion. Motion carried 5-0.

ITEM #2 – CONSIDER AN ORDER FOR VACATING A PORTION OF THE OLD K-196 ROAD RIGHT-OF-WAY NEAR HOPKINS SWITCH IN EL DORADO TOWNSHIP

William Johnson, County Administrator, came before the Board to give Staff's recommendation in considering an order for vacation of a portion of the old K-196 road right-of-way near Hopkins Switch in El Dorado Township. Richard Chase, a non-resident property owner of Glencoe Township, submitted a petition requesting the vacating of approximately 1 mile of the old K-196 Highway between NW 30th St. & NW 40th St. The road is no longer in use and the property owners on both sides of the road have requested to vacate the road. Commissioners Woydziak, Carpenter, and Wheeler met at the site of the road on Tuesday, March 11th @ 7:30 a.m. to view the road & receive comments for or against the closing of said road. Mr. Johnson stated that it is Staff's recommendation to approve vacation with the condition of establishing an easement for a waterline already in place for the cities of Potwin and Whitewater. Staff will bring this Item back at a later date for action.

Scott Stoskopf, Director of Computer Services, brought before the Board the tabulated bids for Large Laser Printers. Mr. Stoskopf recommended accepting the low bid from CDWG. He further noted that the warranty would not be necessary for this purchase, lowering the cost to \$24,558.00.

Commissioner Waldorf motioned to approve the low bid from CDWG for Large Laser Printers for \$24,558.00. Commissioner Carpenter seconded the motion. Motion carried 5-0.

William Johnson, County Administrator presented to the Board the tabulated bids for 2008 liquid asphalt materials. Bids received from SEM Materials & Vance Brothers were almost identical. Mr. Johnson stated that Staff is recommending SEM Materials due to the fact that Vance Brothers would need to go to Kansas City for the materials and SEM Materials have a terminal located in El Dorado.

Commissioner Masterson motioned to approve the bid from SEM Materials for liquid asphalt materials for 2008. Commissioner Carpenter seconded the motion. Motion carried 5-0.

APPROVAL OF ADDS AND ABATES

Commissioner Waldorf motioned to approve Adds & Abates #2339 dated March 11, 2008. Adds in the amount of \$763.34 and Abates in the amount of \$36,516.76. Commissioner Masterson seconded the motion. Motion carried 5-0.

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

Administrator Johnson noted the following calendar dates:

Tuesday, March 25th @ 6:30 p.m. – Farm Bureau Meeting

Monday, March 17th – No Commission Meeting

Monday, March 17th @ 11:45 – QUAD Counties to be held in Haven, KS

Attending: Administrator Johnson, Commissioner's Carpenter & Woydziak, & Rod Compton

Tuesday, March 18th – Annual Township Meeting

Administrator Johnson brought before the Board a request to lower the special assessment placed on Betty Squire's property because of a property cleanup. The Board asked Mr. Johnson to obtain the details of the assessment before making a decision.

Administrator Johnson answered voucher questions from the Board.

Administrator Johnson presented to the Board a request from Buildings & Grounds to install a fountain between the Courthouse & the East Annex. Commissioner Waldorf suggested maintaining a Veteran's theme. Commissioner Carpenter noted the maintenance issues with a fountain. The Board concurred to look into this further before decisions were made.

Commissioner Waldorf stated he is planning on attending the Economic Development Meeting on April 3rd @ 6:30 p.m. in Augusta.

Commissioner Waldorf asked Administrator Johnson to follow-up with the Appraiser on a letter he had received from a constituent regarding his experience with the Appraiser's Office.

Commissioner Masterson inquired if, when a citizen wins the appeal in a tax protest, is the County in the habit of appealing that decision and taking the citizen to Topeka before the Board of Tax Appeals. The Board concurred that this type of action could be considered a little heavy handed. Administrator Johnson will look into this question.

Commissioner Woydziak noted that the trip to Washington, D.C. went very well. The Board concurred that the time & money spent to visit with the Legislators is well spent. It is worth the benefits that come back to the County. He also noted that the meeting with Representative Tiaht went well.

Commissioner Woydziak stated that he had invited David Alfaro to give a report next Tuesday to the Board concerning the Prairie Rose/City of Wichita issue.

Administrator Johnson noted his schedule for the week:

Wednesday, March 12th – traveling to Topeka to meet with KDOT on the Communication’s Plan

Friday, March 14th – Testifying in front of the House Taxation Committee

ADJOURNMENT

Commissioner Wheeler motioned to adjourn the meeting of the Board at 12:49 p.m.

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