

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, October 21, 2008

CALL TO ORDER

Commission Chairman Dan Woydziak called the Butler County Board of Commissioners to order at 9:02 a.m. Present were Commissioner Will Carpenter, Commissioner Jeff Masterson, Commissioner Randy Waldorf, Commissioner Mike Wheeler, Administrator Will Johnson, Jr., and Executive Assistant Sandy Zieman.

APPROVAL OF MINUTES

Commissioner Waldorf motioned to approve the minutes of the Butler County Commission Meetings of Monday, October 13, 2008 as written and Tuesday, October 14, 2008 as amended. Commissioner Masterson seconded the motion. Motion carried 4-0-1. Commissioner Mike Wheeler abstained, as he was not present at these meetings.

ITEM #1 – CONSIDER APPROVAL OF AGREEMENT BETWEEN APEXUS/340B PRIME VENDOR AND THE BUTLER COUNTY HEALTH DEPARTMENT AND ALLOW THE CHAIR TO SIGN

Carol Borger, Health Department Director, came before the board for approval of an agreement between Apexus/340B Prime Vendor and the Butler County Health Department and allow the Chair to sign the agreement. The Butler County Health Department purchases supplies for the Family Planning Clinic through various vendors. As part of the Minnesota Multi-State Cooperative 340B plan, we will be able to access more supplies. By using the prime vendor system, we would save anywhere from \$2.00 to \$9.00 per cycle of name brand and generic supplies. About 80% of the women we serve in the Family Planning Clinic fall into the poverty guidelines published in the Federal Register each spring. We currently offer two generic and one name brand birth control pill. We would be able to offer at least three more name brands birth control pills.

Commissioner Carpenter motioned to approve the agreement between Apexus/340B Prime Vendor and the Butler County Health Department and allow the Chair to sign. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #2 – CONSIDER APPROVAL AN APPLICATION FOR A KDOT TRANSPORTATION REVOLVING FUND LOAN FOR FUNDING A PORTION OF THE COUNTY'S SHARE OF THE SW 210TH STREET PROJECT

Darryl Lutz, County Engineer, came before the board for approval of an application for a KDOT Transportation Revolving Fund Load for funding a portion of the County's share of the SW 210th Street Project west of Douglass. The 210th Street project is a federal aid road construction project in Butler County's 5-Year plan submitted to KDOT. In September and October of 2007, the Board of County Commissioners discussed options for financing or funding Butler County's share of the project cost. Due to size and cost of the proposed project, the project cost exceeds available federal funding and available local match. Several options were considered including borrowing ahead for federal funds or borrowing money from the Capital Projects Fund. The option most desirable to the BOCC at that time was to utilize KDOT's Transportation Revolving Fund to borrow low interest money for this project. The project is now scheduled for letting in March 2009.

It is proposed that Butler County borrows the amount of money exceeding the amount budgeted for local match. After right-of-way purchases and utility relocations are completed it is anticipated that approximately \$1,000,000 will be available from the 2008 Road & Bridge Fund. The total project cost including construction and construction engineering is expected to be \$5,500,000. Construction costs only are estimated at \$4.8 million and KDOT allows an additional 15% for construction administration, inspection and testing costs. The amount of federal aid funds available for the next 6 years is \$2.74 million. In order to fund this project, Butler County would need to borrow approximately \$1,760,000. The debt payment would be approximately \$300,000 per year.

Mark Detter, Assistant County Administrator/Finance Officer, expressed his concern about the term of repayment.

Commissioner Carpenter motioned to approve the application for KDOT Transportation Revolving Fund Loan in the amount not to exceed \$1,760,000 for a term of 7 years. Commissioner Wheeler seconded the motion. Motion carried 5-0.

ITEM #3 – CONSIDER APPROVAL OF THE SENIOR CENTER CONTRACTS FOR 2009

Crystal Noles, Department on Aging Director, came before the board for approval of the 2009 Senior Center Contracts. Butler County funds each of the 12 County Senior Centers through the mill levy each year. Each Center applies for funding yearly, and the Butler County Council on Aging and the Department on Aging Director makes recommendations to the Butler County Commission.

The contracts have been rewritten to include changes that reflect each Center's funding for 2009, according to the approved 2009 budget, took out wording restricting use of funds for meal programs, added language that requires quarterly reports be submitted before funding is dispersed, and outlined due dates for 2010 budget requests and quarterly report deadlines for 2010. Contracts are standardized to include the same language, and all content corresponds with the Current 2009 Senior Center Standards and each Center's current level and obligations within the Standards.

Commissioner Woydziak motioned to approve the 12 Senior Center Contracts for 2009 and allow the Chair to sign. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #4 – CONSIDER APPROVAL TO ALLOW STAFF TO REQUEST BIDS FOR THE PURCHASE OF PASSENGER VEHICLES

Administration Johnson came before the board for approval to allow Staff to request bids for the purchase of passenger vehicles. Annually the County solicits bids for the replacement/purchase of County vehicles. The County has recently begun purchasing lease program vehicles with less than 36,000 miles to fulfill this purpose. These vehicles are those that are budgeted for replacement or which have experienced mechanical problems which prevent them from continued service.

The vehicles scheduled for purchase this year include replacement vehicles for Planning & Zoning, Community Corrections and the County Health Department. The Vehicles include two 4

door passenger vehicles and a mid-size SUV. Bids will be solicited from various dealerships in the County.

Commissioner Carpenter motioned to approve Staff to request bids for the purchase of passenger vehicles. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #5 – WORK SESSION – CORONER’S CONTRACT

Administrator Johnson came before the Board to discuss the Coroner’s Contract. Dr. Varner contacted Commissioner Waldorf regarding his contract and salary as the Butler County Coroner. As of now, Dr. Varner receives \$1,000 per month. Administrator Johnson stated he would be meeting with Dr. Varner on Thursday of this week to discuss his needs and desires.

Administrator Johnson stated he has surveyed different counties and they range in the amount of \$8,000 to \$32,000 per year. Saline County is comparable to Butler County and they pay \$28,800 per year. Leavenworth County has the same type of contract we do at \$12,000 annually. The main issue he has expressed is his time and mileage while acting as the Coroner. Dr. Varner has two deputies who help cover Elk and Greenwood County.

The Coroner is responsible for ordering autopsies, reviewing the reports, and the necessary paperwork. In 2001, there were 149 coroner inquires, 52 of them required autopsies. In 2007, there were 215 coroner inquiries, 61 of them required autopsies. Through September 24, 2008, there has been the need for 46 autopsies out of the 185 cases handled.

Sheriff Craig Murphy stated the Coroner handles all deaths for the County and the 13 cities within Butler County. The Coroner is on call 24 hours per day/ 7 days a week.

APPROVAL OF VOUCHERS

Commissioner Waldorf motioned to approve the vouchers for October 21, 2008 in the amount of \$223,933.62. Commissioner Masterson seconded the motion. Motion carried 5-0.

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

Commissioner Waldorf will be speaking tonight to the Augusta Lions Club. The topics he will be discussing are the Communications Plan and Recycling.

Commissioner Carpenter inquired about the easement from the City of Potwin for a water line.

Commissioner Wheeler questioned who would be contacting the Donges regarding their complaint. Administrator Johnson informed him Mr. Rod Compton would be contacting them.

Commissioner Masterson stated he received a phone call from the Topeka Capital Journal inquiring about our overpayment from the Motor Fuel Tax. Commissioner Masterson contacted Administrator Johnson and after some investigation, Butler County has been underpaid by the State of Kansas in the amount of \$262,000. Administrator Johnson stated there was a computer

glitch which caused the error. He will be staying on top of this to make sure that we receive the funds due to Butler County.

Commissioner Waldorf inquired about the Marion County agreement. Darryl Lutz, County Engineer, stated he had met with Norman Manley, County Counsel. He is working on the contract.

Commissioner Woydziak applauded all Staff who helped make the Employee Appreciation Breakfast a success. He felt the turnout was up from the previous years.

He also stated there were approximately 30 people who attended the SW Butler Corridor Study presentation in Rose Hill last Thursday night.

Administrator Johnson informed the Commission he would be placing on the agenda a Work Session in two weeks regarding delinquent Personal Property taxes.

Administrator Johnson stated there were some modifications being done to the Lightning Strike Agreement. He will be bringing this to the Commission in the near future.

Administrator Johnson informed the Commission that College Acres Annexation was completed last night by the City of El Dorado.

Administrator Johnson stated Riley Walters and Rod Compton's mothers have passed away this past week.

Administrator Johnson spoke to Dr. Kuhns regarding the release from his contract.

Commissioner Wheeler stated he would be attending a program being presented by Colonel Tafanelli tonight at the Civic Center.

Administrator Johnson attended the Wastewater Open House in Benton last night.

Administrator Johnson informed the Commission he would be taking off Friday as a vacation day.

ADJOURNMENT

Commissioner Waldorf motioned to adjourn the meeting of the Board at 10:24 a.m.

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