

BUTLER COUNTY BOARD OF COMMISSIONERS
Monday, June 15, 2009

CALL TO ORDER

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

APPROVAL OF MINUTES

Commissioner Woydziak motioned to approve the minutes of the Butler County Commission Meeting of Monday June 8, 2009 and Tuesday, June 9, 2009 as written. Commissioner Harris seconded the motion. Motion carried 4-0.

ITEM #1 – PRESENT MELODY GAULT AND BRENDA LOUTHAN, DEPARTMENT ON AGING, WITH THE SPOTLIGHT AWARD AND GIFT CERTIFICATE

Will Johnson, County Administrator, came before the Board to present Melody Gault and Brenda Louthan, Department on Aging, with the Spotlight Award and \$20.00 gift certificate to a local merchant. Crystal Noles, Department on Aging Director, nominated these two individuals for this award for their outstanding coordination of the 2009 Spring Fling Senior Resource Fair held on May 6, 2009. The Board noted the efforts of these two ladies and voiced their appreciation for the effort put into planning this event. Commissioner Wheeler stated that it was a remarkable event and seniors from the entire County attended, not just from the El Dorado area.

ITEM #2 – CONSIDER APPROVING AN AUTHORIZATION FOR BURNS & MCDONNELL ENGINEERING COMPANY TO PROVIDE PROJECT MANAGEMENT AND CONSTRUCTION QUALITY ASSURANCE SERVICES RELATED TO THE CONSTRUCTION OF AREA 2B AT THE LANDFILL

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider approving an authorization for Burns & McDonnell Engineering Company to provide project management and construction quality assurance services related to the construction of Area 2B at the landfill. Mr. Lutz stated that he has reviewed the detailed breakdown of the project scope and cost and found the estimated hours and associated costs to not be unreasonable. The agreement is an actual cost agreement with a not to exceed amount and is not a lump sum fee agreement. The project has been planned and budgeted for through the Landfill Capital Improvement Plan.

Commissioner Waldorf motioned to approve the engineering agreement with Burns & McDonnell Engineering Company for soils testing, construction project oversight, construction documentation and construction quality assurance services related to the construction of Area 2B at the landfill in the estimated not to exceed amount of \$176,616 and authorize the Chair to sign. Commissioner Woydziak seconded the motion. Motion carried 4-0.

ITEM #3 – CONSIDER APPROVING CONTRACTS FOR CULVERT LETTING NO. 64

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider approving contracts for Culvert Letting No. 64. The Board of County Commissioners received and opened bids for Culvert Letting No. 64 on May 26, 2009, at 10:00 a.m. and awarded the bid to Malm Construction the following week. Contract documents have been executed by Malm Construction

and the appropriate bonds and insurance have been provided. The contracts are ready to be approved and signed by the Board of County Commissioners.

Commissioner Waldorf motioned to approve the contract with Malm Construction Company, Inc. for Culvert Letting No. 64, the construction of 9 reinforced box culverts throughout Butler County, in the total amount of \$286,650.50 and authorize the Chair to sign. Commissioner Harris seconded the motion. Motion carried 4-0.

ITEM #4 – CONSIDER APPROVING A PROJECT AGREEMENT WITH KDOT RELATED TO THE ARRA STIMULUS PROJECT TO REPLACE THE WHITEWATER CREEK BRIDGE ON SW BUTLER ROAD

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to consider approving a project agreement with KDOT related to the ARRA stimulus project to replace the Whitewater Creek Bridge on SW Butler Road. The project agreement sets forth the standard arrangements and duties regarding this type of project. Essentially, KDOT administers the project and the County provides necessary matching funds, design, right-of-way acquisition, utility relocation, and construction engineering services. The total cost is estimated to be \$1,100,000.00, including design and right-of-way. Approximately \$687,750.00 in Federal stimulus money is being applied toward this project and the County will pay the rest. The project has been added to the County's CIP and is being funded with a combination of Federal stimulus funds and Butler County Road & Bridge Capital Funds.

Commissioner Woydziak motioned to approve the project agreement between Butler County and the Kansas Department of Transportation related to Project No. 8 C-4558-01, the Whitewater Creek Bridge replacement project on SW Butler Road near SW 10th Street and authorize the Chair to sign. Commissioner Harris seconded the motion. Motion carried 4-0.

The Board requested Mr. Lutz to schedule a meeting with the Prairie Rose regarding the work on the Whitewater Creek Bridge. The closing of this bridge for replacement will block the main access to their business. The Board expressed their desire to work closely with the Prairie Rose to make this improvement as convenient as possible for all involved. Mr. Lutz concurred.

APPROVAL OF VOUCHERS

Commissioner Harris motioned to approve the vouchers for June 15, 2009 in the amount of \$508,777.19. Commissioner Woydziak seconded the motion. Motion carried 4-0.

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

Commissioner Waldorf stated that he and David Alfaro will be having lunch with Ryan McCune tomorrow to discuss railspur options in Augusta.

Commissioner Waldorf & Administrator Johnson gave an update regarding ProKleen. They are looking at other properties to relocate their business to. If they remain at their current location, they will build a building to take their work inside.

Commissioner Woydziak asked Administrator Johnson if the Board could be updated on any pending lawsuits. Mr. Johnson stated that it would be addressed in tomorrow's meeting during executive session.

Commissioner Woydziak requested a status report from Jim Neese on the current communication system.

Commissioner Woydziak reported that the Fire Chief from Douglass had informed him that they would like to hire a part-time staff to help with paperwork. He will be talking with them regarding this matter.

Commissioner Harris noted the recycling meeting to be held at Remington High School tonight at 7:00 p.m. Mr. Harris will be attending along with Darryl Lutz, County Engineer and Administrator Johnson. This meeting is for the NW part of the County – Whitewater, Potwin, & Elbing. Administrator Johnson noted that Cassoday was invited to attend this meeting also.

Commissioner Harris informed Commissioner Woydziak that Pete Ferrell would like to meet with them at 1:00 p.m. at Applebee's in Andover on June 17th.

Commissioner Wheeler noted that announcement of the H1N1 case reported in Butler County. Administrator Johnson stated that this case was the 98th case in the State. Mr. Johnson and the Board concurred that the outbreak has been minimal compared to what was originally anticipated.

Commissioner Wheeler reported that he had attended the Symphony in the Flinthills. He stated that this was an excellent program and very well attended. There were approximately 5,000 people in attendance. Mr. Wheeler expressed that Tour Butler should focus on this program as an opportunity to showcase Butler County. He contacted Jean Plummer to make that suggestion.

Commissioner Wheeler stated that he had business to attend in Newton at 1:00 p.m. today. He will try to be in attendance at Quad County in Andover later today if possible.

Administrator Johnson reminded the Board of the Augusta Senior Center lunch next Monday, June 22nd.

Administrator Johnson stated that he will be meeting with Clifford Neese to look at a method called discount cash flow for developments. This is a program that is offered by Wichita & Sedgwick County, and he feels that we need to look at this program to remain competitive.

Administrator Johnson updated the Board regarding the Appraiser's Office during this interim period.

Administrator Johnson gave an update on the status of the agreement for transporting the inmates from Winfield.

Commissioner Waldorf informed the Board that a banker in Butler County had approached him to let him know that he was pleased that the Board of Commissioners had declined the NSP monies to buy foreclosed homes. Commissioner Waldorf stated that he checked with David Alfaro, and Butler County was not the only county who chose not to participate with this program. Mr. Waldorf commented that he thought it was interesting that a banker felt this way about the program.

ADJOURNMENT

*Commissioner Woydziak motioned to adjourn the meeting of the Board at 9:59 a.m.
Commissioner Waldorf seconded the motion. Motion carried 4-0.*

***Commissioners will be attending Quad County meeting at the
Andover YMCA starting at 11:45 a.m.***