

BUTLER COUNTY BOARD OF COMMISSIONERS
Monday, May 18, 2009

CALL TO ORDER

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

APPROVAL OF MINUTES

Commissioner Wheeler clarified why he voted no on Item #2, in the minutes of May 12, 2009, pertaining to the NSP Grant Agreement and stimulus money. Commissioner Wheeler said because the money was to be given to the County, he was concerned that if we didn't accept it, we might not be eligible for future stimulus money.

Commissioner Wheeler motioned to approve the minutes of the Butler County Commission Meeting of Tuesday, May 12, 2009 as written. Commissioner Harris seconded the motion. Motion carried 5-0.

ITEM #1 – RECEIVE PETER ARMESTO FROM THE STATE DEPARTMENT OF ENERGY TO CONSIDER CONTRACTING WITH THE STATE FOR ENERGY AUDIT

Mr. Peter Armesto was not able to attend the meeting and Mark Detter, Finance Director, came before the Board to discuss the contract with the State for an Energy Audit. The County is eligible for a grant worth approximately \$250,000 to improve energy efficiency in County facilities. Mr. Detter presented a program sponsored by the State Energy Department that allows contractors to perform a preliminary energy audit on County facilities and make recommendations on what energy savings the County can achieve thru certain construction upgrades. Mr. Detter said the preliminary audit is at no cost to the County. It was the consensus of the Board to direct staff to fill out the original application for the Preliminary Energy Audit. No action was taken.

ITEM #2 – CONSIDER APPROVAL TO ACCEPT PROPOSALS FOR DELINQUENT PERSONAL PROPERTY TAX COLLECTIONS AND REQUEST STAFF TO COME BACK IN ONE WEEK WITH RECOMMENDATIONS

Mark Detter, Finance Director, came before the Board for approval to accept proposals for delinquent personal property tax collections. Commissioner Waldorf, County Treasurer, County Administrator, and Finance Director will review the proposals and return with a recommendation. One proposal was received from the Kelly Law Firm in Tonganoxie, KS.

Commissioner Waldorf motioned to accept the proposal for delinquent personal property tax collections and request staff to return at a later date with a recommendation. Commissioner Woydziak seconded the motion. Motion carried 5-0.

ITEM #3 – RECEIVE AND OPEN BIDS FOR AN ELEVATING SCRAPER FOR THE LANDFILL

Darryl Lutz, P.E., Director of Public Works, came before the Board to receive and open bids for an elevating scraper for the landfill. Bids were received from:

Equipment Link, Inc.	\$190,389 – 2006 Cat 615c w/1,721 hours
G. W. VanKeppel	No Bid
Murphy Tractor & Eqpt.	\$199,975 – 2006 Cat 615c w/1,850 hours
Murphy Tractor & Eqpt.	\$ 79,500 – 1997 Cat 615c w/6,600 hours
Murphy Tractor & Eqpt	\$208,585 – 2007 John Deere 9520 Tractor Scraper for \$162,598 w/1,850 hours plus an 1810E Scraper for \$44,987
Foley	\$225,000 – 2005 Cat 615c w/2500 hours
Foley	\$300,000 – 2006 Cat 615c w/1,500 hours
Foley	\$417,000 – for a new scraper

Commissioner Waldorf motioned to receive the bids for the purchase of an elevating scraper for the Landfill and to direct the Director of Public Works to review the bids and equipment and return at a later date with a recommendation for purchase. Commissioner Woydziak seconded the motion. Motion carried 5-0.

ITEM #4 – CONSIDER APPROVAL OF PURCHASE AND ACCEPTANCE OF RIGHT-OF-WAY DEDICATIONS RELATED TO THE SW 210TH STREET RECONSTRUCTION PROJECT WEST OF DOUGLASS

Darryl Lutz, P.E., Director of Public Works, came before the Board for approval of purchase and acceptance of right-of-way dedications related to the SW 210th St. reconstruction project west of Douglass for Jeff Herod, Sandra Williamson, Herbie House, and Billy & Kathryn Pickens.

Commissioner Woydziak motioned to approve the purchase and acceptance of right-of-way dedications for tracts of permanent right-of-way as presented for KDOT Project No. 8 C-3687-01, the SW 210th St. road reconstruction project west of Douglass and authorize the Chair to sign the associated documents. Commissioner Harris seconded the motion. Motion carried 5-0.

COMMISSION ADDS & ABATES

Commissioner Waldorf motioned to approve Adds & Abates #2393 dated May 18, 2009; Adds in the amount of \$882.86 and Abates in the amount of \$2,756.08. Commissioner Masterson seconded the motion. Motion carried 5-0.

APPROVAL OF VOUCHERS

Commissioner Wheeler motioned to approve the vouchers for May 18, 2009 in the amount of \$411,257.05. Commissioner Harris seconded the motion. Motion carried 5-0.

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

Commissioner Wheeler commented that he attended both graduation ceremonies at Butler Community College on Saturday.

Commissioner Harris informed the Board that he would be attending Frontier Refinery’s community meeting tonight and will be attending the monthly El Dorado, Inc. Board meeting on

Thursday, May 21. Administrator Johnson stated the El Dorado, Inc. luncheon on May 26 will be at the Country Club.

Commissioner Masterson commented that the Benton Mayor called to express gratitude to the County workers and Sheriff's Department for all they did after the storm of May 8.

Commissioner Masterson noted a meeting he will be attending with Darryl Lutz, Bruno Township, and Wagon Wheel residents on Friday, May 22, at 4:30 p.m. to discuss options pertaining to the road.

Commissioner Masterson noted an article about inmate labor and closing the North Detention Facility. Commissioner Wheeler spoke about the cost to the County. There was discussion about exploring the possibility of housing the inmates from the North Detention Facility at the Jail.

Commissioner Waldorf reminded the Board of the Atomic Veterans Highway dedication on Friday, May 22, at 10:00 a.m. at Bluestem High School.

Commissioner Waldorf initiated discussion regarding Pro Kleen relocating. Commissioner Wheeler feels the best solution would be for Pro Kleen to stay where they are and build a building for sandblasting and painting.

ITEM #5 – RECEIVE AND OPEN SEALED BIDS FOR PAVING SW 30TH STREET IN BENTON TOWNSHIP TO SERVE DOUBLE K ESTATES AND STEARMAN ESTATES – 10:00 A.M.

Darryl Lutz, P.E., Director of Public Works, came before the Board to receive and open sealed bids for paving SW 30th St. in Benton Township to serve Double K Estates and Stearman Estates. The Engineer's estimate is \$322,634.30. Bids were received from:

APAC-Kansas, Inc., Wichita	\$284,172.05
Cornejo Construction, Wichita	\$346,403.23
LaFarge, Wichita	\$344,172.90

Commissioner Woydziak motioned to accept the bids opened and read for the SW Prairie Creek Rd. project, authorize the Director of Public Works to tabulate and evaluate the bids, and return with a recommendation for action. Commissioner Harris seconded the motion. Motion carried 5-0.

Administrator Johnson said Pro Kleen sprayed on Friday, May 15, with 35 mph wind gusts and oversprayed the employees' vehicles again. Administrator Johnson said he would be writing a letter to Pro Kleen's attorney stating the Commissioners are ready to take further action in court.

ADJOURNMENT

Commissioner Waldorf motioned to adjourn the meeting of the Board at 10:20 a.m. Commissioner Woydziak seconded the motion. Motion carried 5-0.

*****Commissioners will be attending lunch with the Potwin Senior Group at The Station, 9602 NW Hwy 196 at 11:45 a.m.*****