

BUTLER COUNTY BOARD OF COMMISSIONERS
Monday, October 26, 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 Dan Woydziak, Commissioner Mike Wheeler, Administrator Will Johnson, Jr., and Clerk Recorder Ron Roberts.

APPROVAL OF MINUTES

Commissioner Wheeler motioned to approve the minutes of the Butler County Commission Meeting of Tuesday, October 20, 2009, as amended. Commissioner Harris seconded the motion. Motion carried 5-0.

The minutes of Tuesday, October 20, 2009, were amended by Commissioner Masterson to change Item #5 by striking "Park City and Kechi" to read, "Commission consensus was in favor of the concept of accepting out of County Waste at the Landfill from the City of Bel Aire".

PUBLIC COMMENTS

There were no public comments.

ITEM #1 – CONSIDER AND MAKE RECOMMENDATION TO THE CITY OF AUGUSTA REGARDING AN APPLICATION FOR A CUP WITHIN THE AUGUSTA EXTRATERRITORIAL ZONING AREA

Rod Compton, Director of Planning & Development, came before the Board to consider and make recommendation to the City of Augusta regarding an application by Kelly Freeman for a Bed and Breakfast within the Augusta Zoning Area.

Commissioner Woydziak motioned to find that the aforesaid Conditional Use Permit application would be in conformance with the Butler County Comprehensive Plan and authorize staff to send a letter to the Augusta City Planning Commission signifying the same. Commissioner Masterson seconded the motion. Motion carried 4-1. Commissioner Wheeler opposed.

ITEM #2 – WORK SESSION – REVIEW OPERATION OF THE BUTLER COUNTY ADULT DETENTION CENTER

Sheriff Craig Murphy and Dennis Phillips came before the Board to review the Detention Center Operations. The report showed that while there were some variances, the overall income was very close to 2008 with an overall increase of \$128,384 for 2009. The Commissioners discussed various aspects of the jail operations with the Sheriff and Mr. Phillips. The Sheriff then brought up the large number of trips his transporters are making to Osawatomie. The 5 ½ hour round trips were making him short of transport drivers to make his regular transfers. The Judges here were also still requesting all arraignments be in person rather than by video camera. He informed the Commissioners he needed two more transport drivers to cover all of the needed transports. The Sheriff said he could get one of those by eliminating the Dare Officer position. There was no action taken.

RECESS

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

RECONVENE

Commissioner Masterson reconvened the Board meeting at 10:15 a.m.

ITEM # 3 - CONSIDER APPROVAL TO AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS TO PURCHASE ASPALT MILLINGS FROM THE KANSAS TURNPIKE

Darryl C. Lutz, P.E., Director of Public Works, came before the Board for approval to authorize the Department of Public Works to purchase Asphalt Millings from the Kansas Turnpike.

Commissioner Waldorf motioned to authorize the Director of Public Works to purchase approximately 10,000 tons of Asphalt Millings from the Kansas Turnpike Authority for a not to exceed price of \$6.50 per ton. Commissioner Harris seconded the motion. Motion carried 5-0.

ITEM #4 – RECEIVE AND OPEN PROPOSALS FOR ENGINEERING SERVICES RELATED TO THE DAMAGED RAILROAD BRIDGE WEST OF AUGUSTA OVER THE WHITEWATER RIVER

Darryl C. Lutz, P.E., Director of Public Works, came before the Board to receive and open proposals for Engineering Services related to the damaged railroad bridge west of Augusta over the Whitewater River.

Commissioner Waldorf motioned to accept the proposals from the Engineering Consulting Firms, and have the Public Works and Economic Development Directors evaluate the proposals for engineering services for the demolition or repair of the Butler County railroad bridge located west of Augusta over the Whitewater River. Commissioner Masterson seconded the motion. Motion carried 5-0.

ITEM #5 - CONSIDER APPROVAL OF ACCEPTING A RIGHT-OF-WAY DEDICATION IN BRUNO TOWNSHIP FOR DRAINAGE CHANNEL WORK ALONG SW 110th STREET

Darryl C. Lutz, P.E., Director of Public Works, came before the Board for approval of accepting a right-of-way dedication in Bruno Township for drainage channel work along SW 110th Street.

Commissioner Masterson motioned to accept the right-of-way dedication for a tract of permanent right-of-way along SW 110th St. in Bruno Township related to Structure No. 1, Culvert Letting No. 64 from Mary Ellen Wright and William Doolin and authorize the Chair to sign. Commissioner Woydziak seconded the motion. Motion carried 5-0.

ITEM #6 - CONSIDER APPROVAL OF A PROPOSAL FOR STONE REPAIR WORK FOR THE BOIS D’ARC BRIDGE OVER THE LITTLE WALNUT RIVER ON SW 157TH STREET

Darryl C. Lutz, Director of Public Works, came before the Board for approval of a proposal for stone repair work for the Bois d’ Arc Bridge over the Little Walnut River on SW 157th Street.

Bids received:	McClure Restoration - Augusta	\$18,700.00
	Dwayne’s Masonry, Inc. - Wichita	\$84,100.00
	Lay’s Masonry - El Dorado	No Bid

Commissioner Woydziak motioned to approve a proposal from McClure Restoration for stone repair work for the Bois d' Arc Bridge over the Little Walnut River on SW 157th St.; in the amount of \$18,700.00. Commissioner Waldorf seconded the motion. Motion carried 5-0.

ITEM #7 - WORK SESSION - COMMUNICATION PLAN

9-1-1 Director Chris Davis and Jim Neese, Strategic Communications Director, informed the Commissioners that the internal repeater at the jail had failed and was not repairable. Rather than buy a temporary repeater, the Commission agreed to let Mr. Neese start acquiring and installing the new equipment that had been planned as part of the overall communications upgrades. Mr. Neese said he was able to get some reconditioned equipment that was like new for about half price. The Communications Project Budget has \$268,191.40 in it for the jail systems upgrade, but by buying the reconditioned equipment, he can complete the project for \$101,923.60. Mr. Neese also requested \$50,000 to replenish the money he is using to shop for discounted equipment when he finds it available for a total request of \$110,423.00.

Commissioner Woydziak motioned to approve purchasing like new reconditioned portable radios and a reconditioned 800 MHz repeater to get the jail radio system back in operation, in the amount of \$110,423. This amount includes money for continuing to purchase discounted priced equipment as it comes available. Motion seconded by Commissioner Waldorf. Motion carried 4-1. Commissioner Wheeler opposed.

Commissioners reviewed a draft of the proposed information mailer concerning the upcoming sales tax election.

APPROVAL OF VOUCHERS

Commissioner Wheeler motioned to approve the vouchers for October 26, 2009, in the amount of \$678,428.57. Commissioner Harris seconded the motion. Motion carried 5-0.

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

Administrator Johnson informed the Board that the inter-local agreement with El Dorado has been revised and is ready for Commission approval.

Administrator Johnson also informed the Board that Pro-Kleen had asked to perform an expansion under their existing CUP. But after reviewing the request with Counsel, Administrator Johnson stated he is going to request they go through the process of acquiring a new CUP. (Conditional Use Permit)

Administrator Johnson informed the Board he was talking with Wildscapes about bringing their golfing and fishing event to Butler County and El Dorado Lake. There would be a small amount of public and private support needed and we would try to get a three year commitment from them.

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 11:35 a.m. Commissioner Wheeler seconded the motion. Motion carried 5-0.