



BUTLER COUNTY

Board of County Commissioners

Tuesday, January 03, 2023

9:00 AM

205 W. Central Ave. 4th Floor

El Dorado, KS 67042

Agenda

- A. **CALL to ORDER**
- B. **INVOCATION and PLEDGE** - *Pastor Jered Williams, Connect Church, will present the invocation.*
- C. **COMMISSION MINUTES**
 - C.1. Commission Minutes
[December 27, 2022.pdf](#)
- D. **PUBLIC COMMENTS**
- E. **ITEMS of BUSINESS**
 - E.1. Bid Award for South Shop and North Shop Gates.
 - E.2. Bid Opening EMS Station 2 (Augusta) Remodel
- F. **VOUCHERS**
 - F.1. Vouchers Dated 01/03/2023
[2023-01-03 AP Packet - Public.pdf](#)
- G. **COMMISSION ADDS & ABATES**
- H. **OTHER ITEMS of BUSINESS**
- I. **ADJOURNMENT** - *The Commissioners will be hosting a Legislative Luncheon for Butler County's 2023 Delegation at 12 PM at the Point Events Center located at 2101 Dearborn St, Augusta, Kansas, 67010.*

Board of County Commissioners Agenda Item Report

Agenda Item No. 1

Submitted by: Jennifer Currier

Submitting Department: Clerk's Office, County

Meeting Date: January 3, 2023

SUBJECT

Commission Minutes

RECOMMENDATION

Approval of Minutes

ATTACHMENTS

- [December 27, 2022.pdf](#)

BACKGROUND

N/A

ANALYSIS

N/A

FINANCIAL CONSIDERATION

N/A

LEGAL CONSIDERATION

N/A

COMMISSIONER SIGNATURE REQUIRED

Yes

INFORMATION TECHNOLOGY PURCHASE OR SERVICES REVIEW REQUIRED

No

RECOMMENDED ACTION

Commissioner ____ motioned to approve the minutes from the December 27, 2022, Butler County Commission meeting as presented/amended.

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, December 27, 2022

(00:00:00)

CALL TO ORDER

Commission Chair Kelly Herzet called the Butler County Board of Commissioners meeting to order at 9:00 a.m. Present were Commissioner Mike Wheeler, Commissioner Marc Murphy, Commissioner Jeff Masterson, Commissioner Dan Woydziak, Assistant County Administrator/Finance Director Ryan Adkison and Clerk Recorder Jennifer Currier.

(00:00:04)

INVOCATION

Commissioner Masterson presented the invocation.

(00:01:01)

APPROVAL OF MINUTES

Commissioner Murphy motioned to approve the minutes from the December 20, 2022, Butler County Commission meeting as presented. Commissioner Wheeler seconded the motion. Motion carried 5-0.

(00:01:20)

PUBLIC COMMENTS

There were no public comments.

(00:01:30)

ITEM #1 – 2022 BUDGET AMENDMENTS

Ryan Adkison, Assistant County Administrator/Finance Director, came before the Board for a public hearing and approval of the 2022 Budget amendments. Since the annual operating budget is formulated well in advance of its execution, it is sometimes necessary to amend the budget. Kansas State Statute K.S.A. 79-2929(a) permits budget increases for previously un-budgeted increases through revenue other than ad valorem taxes. In order to amend a budget, the County must publish a notice of hearing to allow members of the public to provide comments, followed by a ten day waiting period. After the public hearing the County may formally amend the budget. If the amendment is approved, copies of the budget are filed with the County Clerk, who in turn files copies with the State of Kansas. Budget amendments for the General, Jail, Sheriff and EMS funds were necessary because of unanticipated expenditures and/or grants becoming available.

(00:02:29)

Commission Chair Herzet opened the Public Hearing concerning the 2022 Budget amendments.

There were no public comments.

(00:02:45)

Commissioner Chair Herzet closed the Public Hearing.

Commissioner Masterson motioned to approve the 2022 Budget amendments as presented. Commissioner Woydziak seconded. Motion carried 5-0.

(00:03:20)

ITEM #2 – REQUEST FOR CHANGE IN ZONING FROM AG-40 TO RR AS SUBMITTED BY DUANE KNAPP

David Alfaro, Community Development Director, came before the Board for approval of a request for a change in zoning from AG-40 to RR. Duane Knapp owns a tract of land located at 11175 SW Walnut Valley Rd. Mr. Knapp requested to change the current zoning classification from AG-40 to RR which will allow him the opportunity to sell a small tract of land to a family member who would then construct a new single-family residence. The property, though located in an AG-40 area, is in close proximity to RR zoning and the new tract created would be similar in size to other tracts located in the area. State Statute required all landowners within a 1,000' radius be notified of the request and Staff did not receive any comments against the requested change. The Planning Commission approved the request by a vote of 4-0 and Staff supports the recommendation as well.

Commissioner Murphy motioned to approve the request for a change in Zoning from AG-40 to RR as submitted by Duane Knapp and direct the Chairman to sign Resolution No. 22-46. Commissioner Wheeler seconded. Motion carried 5-0.

(00:05:54)

ITEM #3 – REQUEST FOR A 10 ACRE HOMESTEAD LOT SPLIT AS SUBMITTED BY TOEVS ENTERPRISE LLC

David Alfaro, Community Development Director, came before the Board for approval of a request for a 10 Acre Homestead Lot Split with a 70 Acre APO. Toevs Enterprises LLC owns a tract of land that contains 138+/- acres located at 14075 NW 110th St, Whitewater. The applicant is proposing to split a 10+/- acre tract of land with placement of a 70+/- acre APO on a portion of the remaining property. The property is primarily used for farming activities; Staff feels the request meets the criteria for such a split and believes it is appropriate to place an APO on the 70+/- acres. State Statute required all landowners within a 1,000' radius of the property be notified of the request; Staff did not receive any comments against the request. The Planning Commission approved the request by a vote of 4-0 and Staff supports that motion.

Commissioner Masterson motioned to approve the request for a Homestead Lot Split with APO on property located at 14075 NW 110th St. and direct the Chairman to sign the APO Agreement. Commission Chair Herzet seconded. Motion carried 5-0.

Commissioner Woydziak and Mr. Alfaro discussed the recent sale of some land located in Commissioner Woydziak's district.

(00:10:04)

ITEM #4 – OPENING BIDS FOR SOUTH AND NORTH SHOP GATES

Travis Cornell, Facilities Management Director, came before the Board to open bids for the South Shop and North Shop gates. The County Shops are closed after hours so it is hard for Sheriff and EMS to fuel up employees vehicles during non-business hours. The new gates will make it easier for employees to fuel the vehicles after hours. Staff will have a key card to swipe and the gate will automatically open, verses using a key and having to get out of the vehicle to open the gates manually. Facilities Management presented the bids to the Board for opening and proposed allowing Staff to prepare a detailed tabulation of bids received. In addition, Staff proposed preparing a recommendation to be submitted at a later date regarding the bid award for the new gates and fence. The bids are as follows:

Wichita Fence Co. - Wichita, Kansas	\$27,310.77
Kansas Fence Co. - Wichita, Kansas	\$42,975.00

Commissioner Masterson motioned to approve the bids for the new gates and fence for the North and South Shop and to authorize the Department of Facilities Management to tabulate the bids and return at a later time with recommendations for actions regarding the gates. Commissioner Wheeler seconded. Motion carried 5-0.

(00:13:54)

ITEM #5 – EMERGENCY MEDICAL SERVICES (EMS) BILLING – REVENUE WORK SESSION

Frank Williams, Emergency Medical Services (EMS) Director, came before the Board to discuss information related to the EMS billing process. In addition to tax funding, EMS generates fee funded revenue as approved by the County Commission. This EMS income makes up over 40% of the overall EMS line item budget. EMS is held to Federal and State ambulance reimbursement rules set by Medicare and Medicaid as required by contract. Under these rules, reimbursement only occurs when EMS transports a patient(s). Other payers for EMS services are commercial health insurance providers, auto insurance, workman's compensation, government insurance (VA Administration, TriCare) and self-pay (individual patients, guardians, and/or families). Each of them have a set of requirements to allow reimbursement. EMS contracts with only three of these payers, Medicare, Medicaid and recently Centurion Health. EMS is considered "out of network", instead of "in-network" by most payers. EMS utilizes two FTE's (billing specialists) and specific EMS billing software to process charges and payment for the fees. EMS reimbursement for charges is influenced by multiple factors including: payers, transport volume and speed of claim submittal. Reimbursement in healthcare has been trending down over the last three years due to decisions surrounding the pandemic and inflation. Hospitals, who also rely on health insurance reimbursement to operate, have seen significant reimbursement shortages, even to the point of failure/closing. Many of these gaps were not filled by federal funding programs. The ability to maximize reimbursement from commercial and government payers continues to become more complex and difficult. In late 2021, the County had a third-party EMS billing consultant review Butler County EMS' process and make recommendations. EMS implemented a majority of these recommended changes in 2022. Changing billing software vendors caused a delay in filing EMS claims, which has caused a gap in receiving payments. EMS has seen an increase in Self Pay, which is being sent to the State of Kansas set-off program (collections agency). Mr. Williams met with Administrator Johnson and Ryan Adkison, Finance Director, to address options to

overcome these shortfalls. Mr. Williams has consulted outside EMS services, hospitals, and billing experts. EMS has some changes that have already been initiated to increase reimbursement and would like to brainstorm other options with the Commissioners.

No action was taken.

(01:05:10)

VOUCHERS

Commissioner Wheeler motioned to approve vouchers dated December 27, 2022, in the amount of \$54,586.29. Commissioner Murphy seconded the motion. Motion carried 5-0.

(01:06:10)

ADDS AND ABATES

Commissioner Woydziak motioned to approve Adds in the amount of \$191.32 and Abates in the amount of \$2,355.66. Commissioner Masterson seconded. Motion carried 5-0.

(01:06:27)

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

Commissioner Masterson wished everyone a Happy New Year.

Mr. Adkison reminded the Board that County offices will be closed January 2, 2023 and the next Commission meeting will be held on January 3, 2023.

The upcoming Legislative Agenda luncheon will be January 3, 2022.

Mr. Adkison is hoping to have bid openings for the Historic Courthouse fourth floor and Augusta EMS remodel in a couple weeks.

(01:08:08)

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 10:08 a.m. Commissioner Wheeler seconded the motion. Motion carried 5-0.

Board of County Commissioners Agenda Item Report

Agenda Item No. 1

Submitted by: Travis Cornell

Submitting Department: Facilities Management

Meeting Date: January 3, 2023

SUBJECT

Bid Award for South Shop and North Shop Gates.

RECOMMENDATION

Consider approving the award of bid for the South Shop and North Shop Gates.

ATTACHMENTS

BACKGROUND

The County Shops are closed after hours so it is harder for Sheriffs and EMS to fuel up there vehicles. With the new big gates it would make it easier, they would have a card to swipe and the gate will automatically open, vs using a key and having to get out of their vehicle to open the gates manually.

ANALYSIS

The Department of Facilities Management presented the bids to the Board of County Commissioners on 12-27-2022. Staff prepared a detailed tabulation of bids received for the gates and fence.

FINANCIAL CONSIDERATION

Cost of \$27,310.77 from fund 85.

LEGAL CONSIDERATION

None.

COMMISSIONER SIGNATURE REQUIRED

Yes

INFORMATION TECHNOLOGY PURCHASE OR SERVICES REVIEW REQUIRED

No

RECOMMENDED ACTION

I Commissioner _____, move to award the bid for the new gates and fence for the North and South Shop as recommended by the Department of Facilities Management to Wichita Fence in the amount of \$27,310.77.

Board of County Commissioners Agenda Item Report

Agenda Item No. 2

Submitted by: Will Johnson

Submitting Department: Emergency Medical Services

Meeting Date: January 3, 2023

SUBJECT

Bid Opening EMS Station 2 (Augusta) Remodel

RECOMMENDATION

Consider opening of bids for the EMS Station 2 (Augusta) remodel and directing staff to review and return at a later date for award and contract.

ATTACHMENTS

BACKGROUND

The County Commission approved the addition of an EMS crew to be located at Station 2 in Augusta as part of the FY22 budget. With the expansion of staff the Commission further approved a CIP project to remodel bunking, the day room and additional storage/relocation for Augusta Public Safety as the remodel took up some of there storage space. The County budgeted \$125,000 in the 2022 CIP plan for the project.

ANALYSIS

Gravity Works was contracted with for design and assistance in bidding the remodel work at Station 2. Bidders were prequalified by Gravity Works and four (4) companies obtained bid packets. Bids were due on December 22, and two (2) bids were received by Gravity Works. Staff is requesting the Commission to receive and open the bids and direct staff to review and return at later date with recommendations.

FINANCIAL CONSIDERATION

\$125,000 budgeted for in the FY 2022 CIP

LEGAL CONSIDERATION

None

COMMISSIONER SIGNATURE REQUIRED

No

INFORMATION TECHNOLOGY PURCHASE OR SERVICES REVIEW REQUIRED

No

RECOMMENDED ACTION

I Commissioner _____ move to approve acceptance of the bids for the EMS Station 2 (Augusta) remodel and direct staff to review and return at a later date for award and contract.

Board of County Commissioners Agenda Item Report

Agenda Item No. 1

Submitted by: Anna Wealand

Submitting Department: Administration

Meeting Date: January 3, 2023

SUBJECT

Vouchers Dated 01/03/2023

RECOMMENDATION

Approval of Vouchers

ATTACHMENTS

- [2023-01-03 AP Packet - Public.pdf](#)

BACKGROUND

N/A

ANALYSIS

N/A

FINANCIAL CONSIDERATION

Total warrants \$238,617.77.

LEGAL CONSIDERATION

N/A

COMMISSIONER SIGNATURE REQUIRED

Yes

INFORMATION TECHNOLOGY PURCHASE OR SERVICES REVIEW REQUIRED

No

RECOMMENDED ACTION

Commissioner _____ motioned to approve vouchers dated January 3, 2023, in the amount of \$238,617.77.

**ACCOUNTS PAYABLE VOUCHERS
APPROVED BY
BOARD OF COUNTY COMMISSIONERS**

VOUCHERS DISAPPROVED:

CHECK NO:

BY:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

VOUCHERS APPROVED EXCEPT AS INDICATED:

COMMISSION CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

01/03/23

TOTAL REGULAR VOUCHERS APPROVED:	<u>\$ 238,617.77</u>
TOTAL WIRES APPROVED:	<u>\$ -</u>
TOTAL HANDCHECKS APPROVED:	<u>\$ -</u>
TOTAL PURCHASE CARD CHARGES APPROVED:	<u>\$ -</u>
TOTAL ENCUMBRANCE/PO PAYMENTS APPROVED:	<u>\$ -</u>
TOTAL SPECIAL CHECKS APPROVED:	<u>\$ -</u>
TOTAL WARRANTS APPROVED:	<u>\$ 238,617.77</u>
TOTAL INSURANCE CLAIMS	<u>\$ 69,719.00</u>

Invoice	Inv Date	Due Date	Description	Invoice Amt
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Fund Totals		
Fund	Fund Name	Fund Total
0001	General Fund	\$54,235.01
0020	E.M.S.- Operating	\$15,877.54
0041	Pub Wrks- Road & Bridge	\$56,902.96
0042	Pub Wrks-Bridge Bldg	\$833.90
0045	Pub Wrks-Landfill	\$18,861.15
0051	Co.Sheriff-Admin	\$5,461.93
0052	Co.Sheriff-Jail	\$78,656.00
0066	Butler County 911 Fund	\$647.66
0077	Motor Vehicle Operating	\$77.34
0080	Health Dept-Admin	\$288.07
0120	Fire Dist #02 General	\$425.72
0206	Sewer Dist #09 Maint	\$50.00
0245	Community Corr-Adult Isp	\$284.38
0262	Child Support Enforcement	\$5,455.01
1103	Transportation Federal	\$27.20
1104	Transportation State	\$6.80
1202	SCMR	\$6.19
1203	Bio-Terrorism	\$28.95
1207	Family Planning	\$477.10

Invoices Selected for Payment (APLT33)

Butler County

Invoice	Inv Date	Due Date	Description	Invoice Amt
	1213		Cities Readiness Initiative	\$12.38
	1217		Medical Reserve	\$2.48
			Grand Total:	<u>\$238,617.77</u>

Ck Date	Check #	Vendor Name	Check Total
1/3/2023	234518	2nd Chance Beginnings	\$110
1/3/2023	234519	360 Document Solutions	\$205
1/3/2023	234520	Advanced Correctional Healthcare	\$54,190
1/3/2023	234521	Advantage Computer Enterprises Inc	\$375
1/3/2023	234522	AT&T Mobility	\$148
1/3/2023	234523	AT&T, Inc.	\$119
1/3/2023	234524	Augusta Saw & Mower	\$65
1/3/2023	234525	Auto Parts of El Dorado	\$24
1/3/2023	234526	Bauer, Tony	\$77
1/3/2023	234527	Baysinger Police Supply, Inc.	\$42
1/3/2023	234528	Berry Tractor & Equip Co	\$479
1/3/2023	234529	Bound Tree Medical, LLC	\$2,169
1/3/2023	234530	Bowlin, Helen	\$788
1/3/2023	234531	Brady Industries of Kansas	\$4,612
1/3/2023	234532	Broadstroke Inc.	\$998
1/3/2023	234533	Bumper to Bumper	\$22
1/3/2023	234534	Burns & McDonnell	\$15,432
1/3/2023	234535	Butler & Associates, P.A.	\$147
1/3/2023	234536	Butler Co Administration	\$45
1/3/2023	234537	Butler Electric Cooperative	\$375
1/3/2023	234538	Carolina Software, Inc.	\$515
1/3/2023	234539	Central Sand Company, Inc.	\$479
1/3/2023	234540	Cheney Door Co., Inc.	\$346
1/3/2023	234541	Cintas Corporation No. 2	\$160
1/3/2023	234542	City of Augusta	\$147
1/3/2023	234543	City of Newton	\$300
1/3/2023	234544	City Wide of Wichita	\$892
1/3/2023	234545	Clerk of District Court of Pawnee County	\$780
1/3/2023	234546	ComplianceOne	\$724
1/3/2023	234547	Cool, Angela	\$75
1/3/2023	234548	Cooper Law Offices, LLC	\$1,344
1/3/2023	234549	Culligan of Wichita	\$10
1/3/2023	234550	Cummins Sales & Service	\$1,056
1/3/2023	234551	Darren Patterson, Chtd.	\$4,800
1/3/2023	234552	Doonan Truck & Equipment of Wichita Inc.	\$262
1/3/2023	234553	Dr. Martin Sellberg	\$1,000
1/3/2023	234554	Drisco, LLC	\$11,061
1/3/2023	234555	Emergency Services Supply	\$36
1/3/2023	234556	Epp's Service, Inc.	\$131
1/3/2023	234557	F5 Imprint	\$8,199
1/3/2023	234558	Favre Law Firm	\$952
1/3/2023	234559	Flint Hills Fire & Rescue	\$765
1/3/2023	234560	FORVIS, LLP	\$169
1/3/2023	234561	Galls LLC	\$1,855
1/3/2023	234562	Galls LLC	\$158
1/3/2023	234563	Galls LLC	\$254
1/3/2023	234564	Galls LLC	\$307

Ck Date	Check #	Vendor Name	Check Total
1/3/2023	234565	Grainger, Inc.	\$4,284
1/3/2023	234566	Graphic Concepts, Inc.	\$56
1/3/2023	234567	Harshman Construction LLC	\$9,697
1/3/2023	234568	Holmes, Kurt A., Atty	\$50
1/3/2023	234569	Innovative Industries, Inc.	\$1,224
1/3/2023	234570	Interlingual Interpreting Services LLC	\$440
1/3/2023	234571	James I. Murfin, Atty.	\$3,636
1/3/2023	234572	James R Watts, L.L.C.	\$712
1/3/2023	234573	Jim's Propane, Inc.	\$220
1/3/2023	234574	Kansas Gas Service	\$1,064
1/3/2023	234575	Kansas Payment Center	\$946
1/3/2023	234576	Kansas Secretary of State	\$25
1/3/2023	234577	Lawski, Katie	\$477
1/3/2023	234578	Life-Assist, Inc.	\$897
1/3/2023	234579	Matheson Tri-Gas Inc	\$323
1/3/2023	234580	Max's Breathe Easy	\$180
1/3/2023	234581	McConnell & Associates	\$812
1/3/2023	234582	McKenzie, Danny	\$174
1/3/2023	234583	MissionSquare Retirement	\$750
1/3/2023	234584	Navrat's Office Products	\$1,411
1/3/2023	234585	Noll, Geri Ann	\$428
1/3/2023	234586	Office of Judicial Administration	\$6,321
1/3/2023	234587	Oklahoma Cent. Support Reg.	\$170
1/3/2023	234588	Pate & Paugh LLC	\$1,874
1/3/2023	234589	Paytient Technologies, Inc.	\$2,837
1/3/2023	234590	PB Hoidale Co., Inc.	\$463
1/3/2023	234591	Personnel Evaluation Inc.	\$100
1/3/2023	234592	Pletcher, Kelly	\$50
1/3/2023	234593	Professional Engineering Consultants, PA	\$834
1/3/2023	234594	Proxyclick Inc.	\$9,000
1/3/2023	234595	Pye Barker Fire & Safety, LLC	\$144
1/3/2023	234596	Quadient Finance USA, Inc.	\$764
1/3/2023	234597	R.K. Black, Inc.	\$59
1/3/2023	234598	Reddi Industries, Inc.	\$2,981
1/3/2023	234599	Sanders, John	\$300
1/3/2023	234600	Schindler Elevator Corporation	\$1,805
1/3/2023	234601	Security Oil LLC	\$22,144
1/3/2023	234602	Seven K Co	\$30
1/3/2023	234603	Sharps Compliance, Inc.	\$150
1/3/2023	234604	Shaw's Pest Control	\$310
1/3/2023	234605	South Central Mental Health	\$100
1/3/2023	234606	Southwind Oil Corp	\$2,049
1/3/2023	234607	Staples Business Advantage	\$3,132
1/3/2023	234608	Stephany L Hughes LLC	\$6,531
1/3/2023	234609	Summit Food Service, LLC	\$9,064
1/3/2023	234610	T & D Tire & Auto Repair	\$87
1/3/2023	234611	The Eureka Herald	\$57

Ck Date	Check #	Vendor Name	Check Total
1/3/2023	234612	Thomson Reuters-West	\$1,627
1/3/2023	234613	Traveler's Insurance Center Inc.	\$90
1/3/2023	234614	Truck Center Companies Nebraska/Iowa/KS	\$563
1/3/2023	234615	U.S. Department of the Treasury	\$324
1/3/2023	234616	Underground Vaults & Storage, Inc	\$3,866
1/3/2023	234617	Validity Screening Solutions	\$185
1/3/2023	234618	Vanderbilt's #3, Unt 1 & 2	\$214
1/3/2023	234619	Verizon Wireless	\$2,824
1/3/2023	234620	Visionary Enterprises, LLC	\$700
1/3/2023	234621	Voyager Fleet Systems, Inc	\$5,954
1/3/2023	234622	WAMPO	\$215
1/3/2023	234623	WAXIE Sanitary Supply	\$2,278
1/3/2023	234624	White Star Machinery	\$518
1/3/2023	234625	ZOLL Medical Corporation	\$2,904