

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, February 16, 2021

CALL TO ORDER

Commission Vice Chair Mike Wheeler called the Butler County Board of Commissioners meeting to order at 9:00 a.m. Present were Commissioner Marc Murphy, Commissioner Dan Woydziak, Commissioner Kelly Herzet, County Administrator Will Johnson, and Clerk Recorder Koleen Laney. Commission Chair Masterson was absent.

(00:00:05)

INVOCATION

Ryan Adkison presented the invocation.

(00:00:56)

APPROVAL OF MINUTES

Commissioner Woydziak motioned to approve the minutes from the February 9, 2021, Butler County Commission meeting as presented. Commissioner Herzet seconded the motion. Motion carried 4-0.

(00:01:33)

PUBLIC COMMENTS

Jamie Downs, Director Butler County Health Department, came before the board for to provide update on the COVID-19 clinics. A total of 2,485 Butler County residents have received their first dose and 198 have received a second dose. There are three new first and second dose clinics each week; Ms. Downs stated this week The Health Department could potentially administer 1,200 doses. Ms. Downs noted the County's target group at this point is individuals aged sixty-five (65) and older target groups at this point. There is an 80 and older closed clinic; anyone 80 and older can call The Department on Aging and be put on a list to be personally called and scheduled for a clinic. The Health Department is also administering to school personnel grades Pre-K thru 12, which includes teachers, paraeducators, cooks or others that have contact with students. Some vaccine doses are being reallocated to other facilities, and those facilities have agreed to follow the Health Department guidelines for those sixty-five (65) and over as well as school personnel if there is extra doses. The Board discussed the sign up system to obtain an appointment, Ms. Downs stated the time slots fill up quickly and she encouraged those wanting the vaccine to please be patient as everyone who wants a vaccine will receive one.

(00:14:45)

ITEM #1 – 2021 Severe Weather Awareness Week Proclamation

Keri Korthals, Emergency Management Director, came before the Board to recommend the Board allow the Chair to sign a proclamation declaring March 1st through March 5th, 2021, as Severe Weather Awareness Week in Butler County. Each year the National Weather Service, in conjunction with the State of Kansas and local jurisdictions, designates a week in March as "Severe Weather Awareness Week." This public outreach event is used to raise citizens' awareness of the dangers associated with the annual severe weather season. During that week, a statewide tornado drill is also conducted, utilizing tools such as the NOAA Weather Radios and

local storm sirens. By proclaiming Severe Weather Awareness Week locally, county leadership affirms its support of this public outreach and awareness initiative and stresses the importance of preparing for the dangers associated with the annual storm season.

Commissioner Woydziak motioned to sign the proclamation declaring March 1st through March 5th, 2021 as Severe Weather Awareness week in Butler County. Commissioner Herzet seconded the motion. Motion Carried 4-0.

(00:31:35)

ITEM #2 – Annual Subscription Renewal For Champ Softwear for 8 Nightengale Notes

Jamie Downs, Director Butler County Health Department, came before the board for approval of the Electronic Health Record annual subscription renewal for 8 Nightingale Notes Gold concurrent licenses in the amount of \$20,413.00. The Health Department entered into a three year agreement in November 2013 with Champ Software for the purchase of five concurrent user licenses to Nightingale Notes, an electronic health record database and clinic management software. The subscription annually to retain the software for five concurrent users with upgrades such as the interface with the Kansas Immunization Registry and Kansas Information Exchange. With the renewal for 4/1/21 - 3/31/22, the Health Department would like to increase the user accessibility from five to eight, because of the volume of COVID19 vaccinations being given to Butler County residents and for a number of other beneficial upgrades, that will be available to the Health Department. It is recommended the Board approve the Invoice of \$20,413.00 for the annual subscription fee for eight Nightingale Notes concurrent licenses with Champ Software from 4/1/2021 to 3/31/2022 which includes the Health Information Exchange and Electronic Health Records along with the Kansas Immunization Registry for the Butler County Health Department.

Commissioner Herzet motioned to approve the renewal subscription for Champ Software and 8 Nightengale Notes from 4/01/2021-3/31/2022. Commissioner Woydziak seconded the motion. Motion carried 4-0.

(00:34:59)

ITEM #3 – Dozer Undercarriage Repair Approval- Landfill Dozer

Darryl Lutz, Director of Public Works, came before the Board for approval of a cost proposal for additional undercarriage repair work on the Caterpillar D6 dozer in operation at the landfill. Foley is in the process of updating a repair cost estimate to remove all repeated costs from the original track repair work. Mr. Lutz presented a cost repair proposal. In addition to the repair estimate to rebuild the track carrier frame, County staff is requesting a cost estimate to repair or rebuild the blade lift cylinders, which are leaking. Major maintenance and repair to equipment is anticipated each year in the annual budget process. This cost will be paid for out of the landfill operating fund.

Commissioner Wyodziak motioned to approve the cost proposal for additional undercarriage and lift cylinder repair on the Caterpillar D6 dozer, not to exceed \$33,557.75 . Commissioner Herzet seconded the motion. Motion carried 4-0.

(00:44:51)

ITEM #4 – Annual Noxious Weed Eradication Report

Ryan Lee, Noxious Weed Department Supervisor, came before the board for acceptance and approval of the 2020 Noxious Weed Eradication Report. Per K3A2-1316 (d) Counties are required to report to the Secretary of Agriculture each year an annual noxious weed eradication progress report. The weed department keeps a database of the chemicals used, the type of weeds treated, the acres of each type of weed treated, and whether the weeds treated were noxious weeds or non-noxious weeds. A summary of this information is included in the annual report.

Commissioner Woydziak motioned to accept and approve the 2020 Annual Noxious Weed Eradication progress report for Butler County and directed the report be submitted to the Secretary of Agriculture. Commissioner Murphy seconded the motion. Motion carried 4-0.

(00:51:59)

ITEM #5 – Engineering Service Agreements-Butler County Landfill

Darryl Lutz, Director of Public Works, came before the Board for approval of separate letter agreements for engineering services for semi-annual groundwater monitoring work, for annual on-call general engineering services, and facility improvement planning work at the landfill.

Public Works staff is in discussion with a person interested in a landfill gas project. Butler County has worked with Burns & McDonnell Engineering Co for several years for annual engineering services as well as specific individual CIP projects. Staff desires to continue working with Burns & McDonnell on landfill projects due to their intimate knowledge of current landfill operations and operating permit requirements. In addition, related to the proposed on site building projects, Burns & McDonnell will be able to provide beneficial assistance to the County for site layout and planning work for proposed scale house and scale improvements and for a proposed landfill equipment maintenance facility. On January 26, 2021, the County Commission authorized the Director of Public Works to proceed with negotiating scope and fee proposals with Burns & McDonnell Engineering Co for the requested work.

2021 Miscellaneous Professional Services in the amount of \$35,000. This work typically costs \$30,000 -\$35,000 each year. This years proposal includes additional work to annual performance reporting for the new lysimeters to The Kansas Department of Health and Environment and for preparing an equipment proposal for an atomizer at the leachate pond.

2021 - 2023 Groundwater Monitoring services in the amount of \$132,939. This is a three year agreement to conduct bi-annual sampling, testing, statistical analysis and reporting of results for the Landfill's groundwater monitoring well network. This proposal, includes additional work to perform required leak detection testing at the new waste water lagoon at the Augusta County Highway Shop.

Landfill Facility Infrastructure Upgrade Master Planning in the amount of \$43,765. The services will assess current and future operations to determine appropriate facility improvement needs for front area operations to include a new scale house and scales as well as other Landfill operations in order to identify the best options for a planned equipment maintenance facility. The plan will include an assessment of converting part of the existing E-Waste building into an equipment maintenance facility vs. construction of a standalone structure.

The proposed fees are all considered as the estimated upper limit of cost based upon time and expenses. Fees paid will be based upon actual time, equipment and services provided. Separate fee proposals will be presented at a later time for required work for expansion of the landfill leachate recirculation system and for a potential methane gas project.

Commissioner Murphy motioned to approve separate agreements for engineering services at the Landfill with Burns & McDonnell Engineer Company, Kansas City, MO and to authorize the Chair to sign said agreements as described: 2021 Miscellaneous Professional Services in the not to exceed cost of \$35,000, 2021 - 2023 Groundwater Monitoring Services in the not to exceed cost of \$132,939; and, Landfill Facility Infrastructure Upgrades Planning in the not to exceed amount of \$43,765. Commissioner Woydziak seconded the motion. Motion Carried 4-0

(01:03:35)

ITEM #6 – Kansas Department Of Transportation (KDOT)Federal Funds Exchange

Darryl Lutz, Director of Public Works, came before the board for approval of a request to KDOT related to Butler County’s participation in the Federal Funds Exchange Program to receive available funds for the current federal fiscal year.

In 2011, KDOT ended the five-year plan process for federal aid funding of county road and bridge projects that utilize Surface Transportation Program (STP) funds. In lieu of submitting projects to KDOT for federal aid funding, KDOT instituted a new program that allows KDOT to purchase the federal aid from Counties for ninety cents for every \$1 of available funds. This program allows the Counties to build their own projects utilizing their own design standards and administrative requirements and be reimbursed from KDOT with state funds. This has been a great program for Counties that has benefited Butler County financially. Last year was the seventh year that Butler County had a positive balance for which the County received approximately \$319,314.73 based on an exchange rate of ninety cents for every dollar of federal funds.

The County has a balance of federal aid STP funds this federal fiscal year in the amount of \$355,606.16. Staff is proposing to request this balance to be reimbursed to the County as state funds. Based upon the exchange rate ninety cents for \$1, the County can receive up to \$320,045.54 to be applied toward a project or projects this year. This money is programmed as revenue in the adopted 2020-24 CIP. The entire amount is allocated to fund road and bridge improvement projects in 2021. The money will be forwarded to Butler County as a reimbursement against any projects completed this year. Available money from the Federal Funds Exchange program is budgeted as revenue to fund 2021 road and bridge projects in the County's adopted CIP.

Commissioner Woydziak moved to approve the KDOT Request to Exchange Federal Funds form for Butler County to utilize available FFY 2021 federal aid funds in the estimated amount of \$320,045.54 for road and bridge construction projects and to authorize the Chair to sign. Commissioner Murphy seconded the motion. Motion carried 4-0

(01:07:41)

VOUCHERS

Commissioner Wheeler motioned to approve vouchers dated February 16, 2021, in the amount of \$929,016.13. Commissioner Herzet seconded the motion. Motion carried 4-0.

(01:08:00)

ADDS & ABATES.

Commissioner Woydziak motioned to approve the Adds in the amount of \$0.00 and the Abates in the amount of \$640,928.60. Commissioner Murphy seconded the motion. Motion carried 4-0.

(01:08:34)

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

Commissioner Herzet commented on the interviews for the new County Medical Director , stating that the process had been completed, four applicants had been interviewed. He shared that he learned a lot about EMS and the avenues they take to get tasks accomplished.

Commissioner Woydziak reported he presided over his last WAMPO (Wichita Area Metropolitan Planning Organization) meeting as Chairman and has moved to a position on the Executive Board. Commissioner Woydziak relayed the new WAMPO Chairman is Commissioner Dennis from Sedgwick County and the Vice Chairman will be Becky Tuttle. WAMPO is currently working on their 150th project, Commissioner Woydziak noted WAMPO would soon be starting some new projects in Andover.

Administrator Johnson stated he received a call from KDOT's District Engineer Brent Tearstrip inquiring what the county's choice would be for a grade separated interchange, if there were one in Butler County, Administrator Johnson stated he discussed the subject with Darryl Lutz, Director of Public Works and both agreed the interchange at Hwy 254 and Ohio St Road by design is the worst in the county. Local Consult is also planning on a modification at River Valley Rd and Hwy 254, adding a right turning lane, and shifting traffic off of Hwy 254 so there is a better sight angle.

The Commissioners, as well as Administrator Johnson expressed their gratitude for those working on the road this week to keep them safe and clear as well as the Sheriffs Office, Public Works and EMS.

(01:18:00)

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 11:18 AM, Commissioner Herzet seconded the motion. Motion carried 4-0.