

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, March 2, 2021

CALL TO ORDER

Commission Chair Jeff Masterson 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, Commissioner Mike Wheeler and County Administrator Will Johnson, and Clerk Recorder Koleen Laney.

(00:01:00)

INVOCATION

Pastor Ed Friesen, Trinity United Methodist Church, presented the invocation.

(00:02:39)

APPROVAL OF MINUTES

Commissioner Murphy motioned to approve the minutes from the February 23rd, 2021, Butler County Commission meeting as presented. Commissioner Wheeler seconded the motion. Motion carried 5-0.

(00:03:03)

PUBLIC COMMENTS

There were no public comments

(00:03:18)

ITEM #1 – Modifications to the Student Mask Exception (Modified Quarantine)

Jamie Downs, Director Butler County Health Department, came before the Board to present modifications to the modified student mask exception (modified quarantine) procedures in Butler County schools. The proposed guidelines are in line with the Mask Exception Policy adopted in November. There are two differences. The current policy allows students to remain in school but does not allow participation in any activities. The new policy would allow participation if the exposure occurred in the classroom. The other difference is decreasing the space on the bus from six feet to three feet. There continues to be very little transmission occurring in the classroom when both parties are wearing a mask correctly. As Butler County has school districts that serve both Butler and Sedgwick County it would be beneficial for both counties to have the same policy. There will be one difference with quarantine. Sedgwick County is allowing a seven day quarantine with a negative PCR test. Butler County is unable to offer this option as all our contact tracing is completed by KDHE, which is only able to offer the 10 day shortened quarantine. Allowing a modified quarantine carries risks. If students are allowed to attend class and masks are not worn or are worn incorrectly it can place others at risk of exposure. Decreasing the distance on the bus from 6 feet to 3 feet could potentially expose others to the virus. Ms. Downs also stated that the Health Department will be receiving additional vaccines this week.

Commissioner Wodyziak motioned to approve the modification to the modified student mask exception (modified quarantine) procedures in Butler County schools. Commissioner Herzet seconded the motion. Motion carried 5-0.

(00:20:54)

ITEM #2 – SFY2022 Aid to Local Grant Application from Kansas Department of Health and Environment to the Butler County Health Department for ongoing categorical grants.

Jamie Downs, Director Butler County Health Department, came before the Board for approval of the SFY2022 Aid to Local Grant Applications from Kansas Department of Health and Environment (KDHE) to the Butler County Health Department in the amount of \$296,005.27 for ongoing categorical grants and allow the Chair to sign.

Each year the Kansas Department of Health & Environment offers local health departments the opportunity to apply for categorical grants. The grants included in this request encompass the majority of the programs the health department provides to the community including State Formula, Maternal & Child Health, Immunization Action Plan, Family Planning, Public Health Emergency Preparedness, and Childcare Licensing grants. This year the Health Department is asking for \$296,005.27 in funding to support these programs. Notification for the grant awards will be in June 2021. At that time the budgets are revised to match the award amounts. The grants require the programs develop evidence based interventions with measurable goals and objectives. This has increased the quality of services and ensures clear direction to the program coordinators and staff. Many of the people the County serves depend on the Health Department to provide these services.

The continuation of these categorical grants allows the Health Department to provide quality services to the community who might not otherwise be able to receive services. Several of the grants in this application require some level of local financial support. Family Planning and Maternal Child Health require a 40% match. The State Formula requires maintenance of effort in Local tax support.

Commissioner Woydziak motioned to approve the SFY2022 Aid to Local Grant Application from Ks Department of Health and Environment to the Butler County Health Department for categorical grants in the amount of \$296,005.27 and allow the Chair to sign. Commissioner Wheeler seconded the motion. Motion carried 5-0.

(00:37:31)

ITEM #3 – Liquid Asphalt Bid Opening

Mike Craft, Assistant Director of Public Works, came before the Board for approval to Receive and open liquid asphalt bids for the Highway Department. The Public Works Department purchases 600,000 to 800,000 gallons of liquid asphalt each year for asphalt road maintenance work and for the annual chip seal program. In the past, price quotes were solicited from two local distribution terminals in El Dorado. As of 2004, only one liquid asphalt terminal is still in operation locally. Since 2004, other terminals outside El Dorado have been solicited for submitting price quotations for liquid asphalts. To get a fair bid comparison, Butler County requests bid prices for pick up at the actual terminal and a separate bid price for delivery.

The Public Works Department will evaluate products and the prices quoted and return with a recommendation for purchase. The cost of liquid asphalt purchases is budgeted for each year in the road and bridge fund. The bids are as follows.

Coastal Energy Corp.

| Wright Asphalt Products Co.

| Ergon Asphalt Emulsions, Inc.

| Vance Brothers, Inc.

PRODUCT	Willow Springs, MO		El Dorado, KS		Benton, KS		Kansas City, MO	
	TERMINAL PRICE	DELIVERED PRICE	TERMINAL PRICE	DELIVERED PRICE	TERMINAL PRICE	DELIVERED PRICE	TERMINAL PRICE	DELIVERED PRICE
CRS-1H	\$1.75	\$1.82	NB	NB	\$1.76	\$1.79	\$2.25	\$2.40
CRS-1HM	\$1.85	\$1.92	NB	NB	\$1.81	\$1.84	\$2.50	\$2.65
CRS-1HP	\$1.95	\$2.02	NB	NB	\$1.91	\$1.94	\$2.50	\$2.65
CHFRS-2P	\$2.02	\$2.09	.15	\$2.25	\$1.95	\$1.98	\$2.50	\$2.65
CBC-1H or ETac-H	NB	NB	NB	NB		\$2.45	NB	NB
CQS-1F (Fog seal)	\$1.87	\$1.94	\$1.70	\$1.80	\$1.74	\$1.77	\$2.25	\$2.40
CRS-TR	NB	NB	\$1.79	\$1.89	NB	NB	NB	NB
HFMS-1	NB	NB	NB	NB	\$2.20	\$2.23	\$2.25	\$2.40
SS-1H	\$1.89	\$1.96	NB	NB	\$1.82	\$1.85	\$2.25	\$2.40
SS1HP	\$2.14	\$2.21	NB	NB	\$2.02	\$2.05	\$2.40	\$2.55
Demurrage	\$75.00	per hr. after 2 free hrs.	\$80.00	after 2 hrs free unloading	\$88.00	per hr.	\$70.00	per hr. after 2 hours
Pumping	\$75.00		\$100.00		\$75.00		\$65.00	
COMMENTS	Short freight charge \$475.00 for load less than 5,500 gallons				.00150/gallon Federal Environmental Recovery fee			
					Minimum delivered load - 44,000 lbs			

Commissioner Wodyziak motioned to accept the bids received and opened for liquid asphalts and to direct the Department of Public Works to tabulate and review the prices quoted and to return at a later time with a recommendation for purchase. Commission Chair Masterson seconded the motion. Motion carried 5-0.

(00:45:37)

ITEM #4 – Kansas Department of Transportation (KDOT) - County Agreement to Treat Noxious Weeds

Mike Craft, Assistant Director of Public Works, came before the Board for approval of a proposal to KDOT to treat noxious weeds along state highways in Butler County. The Kansas Department of Transportation (KDOT) requests agreements with counties to treat noxious weeds along state highways within the County’s boundaries each year. Butler County has treated noxious weeds under agreement with KDOT for many years. KDOT has submitted an agreement form to Butler County for the year 2021. KDOT reimburses chemicals at the County’s actual cost and reimburses for equipment and labor based upon a competitive proposal process. Regular reports are submitted to KDOT detailing weed treatment as it occurs throughout the year. The County submits periodic requests for payment to KDOT based upon actual materials cost, equipment cost and labor costs.

Commissioner Wheeler motioned to approve the County Agreement to Treat Noxious Weeds with KDOT for the year 2021 and authorize the Chair to sign. Commissioner Murphy seconded the motion. Motion carried 5-0.

(00:49:27)

ITEM #5 – Stockpile Lease Agreement-Price Stockpile

Mike Craft, Assistant Director of Public Works, came before the board requesting approval for a formal lease agreement for a materials stockpile area located on the south side of SE 210th St. about 3/4 mile west of SE Cole Creek Rd. The County has been occupying a small tract of land used to store highway maintenance materials for many years on an informal basis from the Price family. The materials stockpile is located on the south side of SE 210th St. about 3/4 mile west of SE Cole Creek Rd. The County has utilized the site for at least forty years without any known formal agreement. The property ownership has changed within the same family. For the sake of formality, the County is requesting a formalized agreement for the continued use of the stockpile area from the current owner. The format of the agreement is similar to lease agreements for several other material stockpile areas used by the County. The area of the stockpile is 2 acres and the agreement is for 5 years with 2 automatic 5 year extensions with a sixty day notice of extension prior to expiration of the current term of the agreement. The annual lease payment will be \$800. Mr. Price is agreeable and has signed the agreement. Staff is recommending approval of the agreement. Attached is a copy of the proposed stockpile lease agreement with Mr. Lonnie Price.

Commissioner Wheeler motioned to approve a lease agreement with Lonnie Price for a County road materials stockpile area located on the south side of SE 210th St. approximately 3/4 miles west of SE Cole Creek Rd in the amount of \$800 per year and authorize the Chair to sign. Commissioner Herzet seconded the motion. Motion carried 5-0

(00:54:19)

ITEM #6 – Vesta Alert (Reverse 911) Annual Payment

Jeremy Seglem, Interim Director Emergency Communications “E911”, came before the Board for the annual payment, in the amount of \$9,000. for Vesta Alert (Reverse 911 replacement). Butler County purchased Reverse 911 in 2001. Vesta Alert has been used hundreds of times for incidents ranging from flooding and fire evacuations to finding missing children. This is the third year of a 3 year maintenance contract. Our annual fee provides for unlimited calls, hosting fees, and annual maintenance of our databases and self-registration portal.

Commissioner Murphy moved to approve the payment of \$9,000 for the Reverse 911 Maintenance Agreement. Commissioner Wheeler seconded the motion. Motion carried 5-0

(01:00:00)

ITEM #7 – Voice Products Service Contract and Payment

Jeremy Seglem, Interim Director Emergency Communications “E911”, came before the Board requesting authorization for a new service contract with Voice Products for Inform recording server and approval of payment. The 9-1-1 center maintains recordings of all radio, 9-1-1, and telephone audio/data. The Inform server/software package displays all of the recorded traffic and allows staff to manage the recordings. The Inform server was upgraded in early 2020 after the award of grant funds from the state. The 1st year of maintenance was included in the purchase. This contract and payment is for annual maintenance of the recording server and software.

Commissioner Herzet motioned to approve a contract and payment to Voice Products in the amount of \$13,933.00 and authorize the chairman to sign. Commissioner Woydziak seconded the motion. Motion carried 5-0.

(01:03:32)

ITEM #8 – EMS and 911 Communications Medical Director

Frank Williams, Emergency Medical Service Director, came before the Board to discuss the contract for services of Medical Director. The top candidate for the position has agreed to the terms verbally but has been unable to sign the contract due to some formalities. Updates will be given once an agreement is formally reached. Mr. Williams asked the Board to table this item until further notice.

Commissioner Murphy motioned to table the contract for Medical Director until a final draft of the contract can be obtained. Commission Chair Masterson seconded the motion. Motion carried 5-0.

(01:13:52)

VOUCHERS

Commissioner Wheeler motioned to approve vouchers dated March 2, 2021, in the amount of \$579,039.44. Commissioner Wodyziak seconded the motion. Motion carried 5-0.

(01:14:06)

ADDS & ABATES.

Commissioner Wheeler motioned to approve the Adds in the amount of \$0.00 and the Abates in the amount of \$1,297.54. Commissioner Murphy seconded the motion. Motion carried 5-0.

(01:14:27)

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

Commissioner Mike Wheeler called on Dan Ingalls, Director of facilities Management, in regards to the hand railings, to be placed at the Community Building that were discussed in last weeks meeting. Mr. Ingalls relayed that they had coordinated the project but it had not been completed yet. Mr. Ingalls also updated the Board on the water leaks he reported last week; the leak on the second floor of the Judicial Building has been fixed. The leak in the fire sprinkler system is still being worked on in the entry way.

Administrator Johnson highlighted the Jail Revenue bonus program stating that the jail is approximately \$400,000 over budget in revenue and that \$100,000 of those funds be given in bonus rewards to about fifty people. Administrator Johnson stated that they would be working with payroll to get the bonuses disbursed.

Administrator Johnson also touched on the rate increase request from the Marshal service for the Jail. The rate increase would generate revenue, allow the jail to be more selective of their clientele, lower risk and liabilities and also lower the burn out rate for employees.

(01:18:00)

ADJOURNMENT

*Commissioner Wodyziak motioned to adjourn the meeting of the Board at 10:50 a.m.,
Commissioner Herzet seconded the motion. Motion carried 5-0.*