

BUTLER COUNTY BOARD OF COMMISSIONERS
Tuesday, April 5, 2011

CALL TO ORDER

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

APPROVAL OF MINUTES

Commissioner Masterson motioned to approve the minutes of the Butler County Commission Meeting of Tuesday, March 29, 2011 as written. Commissioner Palmer seconded the motion. Motion carried 5-0.

PUBLIC COMMENTS

There were no public comments.

ITEM #1 – CONSIDER APPROVAL OF THE NEW CONTRACTS AND AMENDMENTS WITH BI INCORPORATED AND AUTHORIZE THE CHAIR TO SIGN

Ann Carpenter, Juvenile Justice Administrator, introduced Juan Montemayor, Supervisor for Electronic Monitoring, and came before the Board for approval of the new contracts and amendments with BI Incorporated regarding prices of Electronic Monitoring devices.

Commissioner Masterson motioned to approve the new contracts and amendments with BI Incorporated and authorize the Chair to sign. Commissioner Woydziak seconded the motion. Motion carried 5-0.

ITEM #2 – CONSIDER APPROVAL OF THE CONTRACT WITH AT&T FOR NEW 9-1-1 HARDWARE AND AUTHORIZE THE CHAIR TO SIGN

Chris Davis, Emergency Communications, came before the Board for approval of the contract with AT&T for new 9-1-1 hardware. This is an upgrade being funded by the State grant in the amount of \$235,985. County Counselor Norm Manley is not in favor of this type of contract, however, does not oppose it in this instance. Administrator Johnson stated the problem with the contract is the clause that states we will follow state laws other than Kansas, and in this case it is New York. Recurring maintenance costs are fixed for 5 years at \$5,400 annually. Commissioner Palmer suggested negotiating the contract. Mr. Davis stated AT&T indicated they would not allow us to negotiate. Mr. Davis advised the Board to request County Counselor submit an alternative contract.

Commissioner Woydziak motioned to table this item until April 26, 2011 in order to wait for a response from County Counsel who will ask for a revision of the language in the contract. Commissioner Palmer seconded the motion. Motion carried 5-0.

ITEM #3 – CONSIDER APPROVING AN AGREEMENT WITH KDOT FOR ADMINISTRATION OF THE PROPOSED PROJECT TO REPLACE THE BIRD CREEK BRIDGE ON SE BLUESTEM ROAD EAST OF EL DORADO

Darryl Lutz, P.E., Director of Public Works, came before the Board for approval of an agreement with KDOT for administration of the proposed project to replace the Bird Creek Bridge on SE Bluestem Rd. east of El Dorado. The current estimated construction cost of the project is approximately \$600,000. Butler County's share of construction costs will be approximately \$120,000.

Commissioner Woydziak motioned to approve the project agreement between Butler County and the Kansas Department of Transportation related to Project No. 8 C-4548-01, the Bird Creek Bridge replacement project on SE Bluestem Rd. located east of El Dorado and to authorize the Chair to sign. Commissioner Wheeler seconded the motion. Motion carried 5-0.

Mr. Lutz stated the letting is in May, and noted if this project interferes with 4th of July weekend, a detour would probably be posted to carry traffic to Hwy 177.

ITEM #4 – CONSIDER TABLED ITEM TO APPROVE A NOTICE TO CONTRACTORS FOR CULVERT LETTING NO. 66 FOR THE CONSTRUCTION OF 12 REINFORCED CONCRETE BOX STRUCTURES THROUGHOUT BUTLER COUNTY

Darryl Lutz, P.E., Director of Public Works, came before the Board for approval of a Notice to Contractors for Culvert Letting No. 66 for the construction of 12 reinforced concrete box structures throughout Butler County. This work is budgeted for in the 2011 Bridge Building Budget and is included in the 2010-2014 CIP and the 2011-2015 proposed CIP.

Commissioner Masterson motioned to approve the Notice to Contractors for Culvert Letting No. 66 for the construction of twelve (12) reinforced concrete box structures throughout Butler County and setting the letting date for 10:00 a.m., Tuesday, May 3, 2011, and authorize the chair to sign. Commissioner Harris seconded the motion. Motion carried 5-0.

ITEM #5 – RECEIVE AND OPEN BIDS FOR THE ANNUAL PURCHASE OF UNIFORM LOGO SHIRTS FOR THE PUBLIC WORKS DEPARTMENT

Darryl Lutz, P.E., Director of Public Works, came before the Board to receive and open bids for the annual purchase of uniform logo shirts for the Public Works Department. Following are the bids received:

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|---------------------------------|------------|
| GCI Graphic Concepts, El Dorado | \$7,152.60 |
| Wells Designs, El Dorado | \$5,165.20 |

Commissioner Masterson motioned to receive the bids for the purchase of uniform logo shirts for public works field employees and to direct staff to tabulate the bids and to return at a later time with a recommendation for action. Commissioner Woydziak seconded the motion. Motion carried 5-0.

ITEM #6 – RECEIVE AND OPEN LIQUID ASPHALT BIDS FOR THE HIGHWAY DEPARTMENT

Darryl Lutz, P.E., Director of Public Works, came before the Board to receive and open liquid asphalt bids for the Highway Department. Bids were received from the following companies:

Coastal Energy Corp., Willow Springs, MO
Ergon Asphalt & Emulsions, Salina, KS
Wright Asphalt Products Co., Houston, TX
Vance Brothers, Inc., Kansas City, MO

Commissioner Masterson motioned to accept the bids received and opened for liquid asphalts and direct the Department of Public Works to review the price quotes and to return at a later time with a recommendation for purchase. Commissioner Woydziak seconded the motion. Motion carried 5-0.

ITEM #7 – RECEIVE AND OPEN BIDS FOR THE 2011 ANNUAL HERBICIDE PURCHASES FOR THE BUTLER COUNTY NOXIOUS WEED DEPARTMENT

Darryl Lutz, P.E., Director of Public Works, came before the Board to receive and open bids for the 2011 annual herbicide purchases for the Butler County Noxious Weed Department. Bids were received from: Alligare LLC, Opelika, AL; Van Diest Supply Co., Lindsborg, KS; Vegetation Management Supply, Wichita, KS; Sims Fertilizer & Chemical, Osborne, KS; and CPS Timberland, Parker, CO.

Commissioner Woydziak motioned to accept the bids received for herbicides for the Weed Department for 2011 and direct staff to tabulate the bids and to return at a later time with a recommendation for purchase. Commissioner Harris seconded the motion. Motion carried 5-0.

Mr. Lutz noted the Ergon Asphalt & Emulsions bid, from Item #6 above, was the low bid and will prepare a tabulation for the record. He asked the Board to approve the vendor.

Commissioner Woydziak motioned to approve Ergon Asphalt & Emulsions, Salina, KS, as the vendor for asphalt emulsions for the 2011 season. Commissioner Palmer seconded the motion. Motion carried 5-0.

ITEM #8 – CONSIDER APPROVAL OF THE RESOLUTION ADOPTING THE FINANCIAL POLICIES

Brandon Kauffman, Finance Director, came before the Board for approval of a resolution adopting the Grant Policy, Revenue Policy, and Investment Policy. The Board agreed to table this item for further review.

Commissioner Woydziak motioned to table this item until Monday, April 11, 2011. Commissioner Harris seconded the motion. Motion carried 5-0.

David Alfaro, Economic Development Director, came before the Board to discuss financial assistance for Gear Up, a company to be located in the Augusta Industrial Park. This company assembles storage equipment for bicycles, kayaks, canoes, etc. Currently the Revolving Loan Fund Program contains approximately \$15,000. Mr. Alfaro asked the Board for approval to use Rail Funds in the amount of \$15,000 to fully fund the \$30,000 request.

Commissioner Woydziak motioned to approve the use of rail funds in the amount of \$15,000 to help facilitate the purchase and relocation of Gear Up to the Augusta Industrial Park. Commissioner Harris seconded the motion. Motion carried 5-0.

ITEM #9 – WORK SESSION – CIP BRIDGES

Darryl Lutz, P.E., Director of Public Works, came before the Board to discuss bridges included in the CIP. There was discussion about mill levies and assessed value. No action was taken.

RECESS

Commissioner Harris recessed the Board meeting at 10:51 a.m. for 5 minutes.

RECONVENE

Commissioner Harris reconvened the Board meeting at 10:56 a.m.

APPROVAL OF VOUCHERS

Commissioner Woydziak motioned to approve the vouchers for April 5, 2011 in the amount of \$113,901.58. Commissioner Masterson seconded the motion. Motion carried 5-0.

COMMISSION ADDS & ABATES

Commissioner Wheeler motioned to approve Adds & Abates #2478 dated April 5, 2011; Adds in the amount of \$1,795.98 and Abates in the amount of \$2,762.36. Commissioner Woydziak seconded the motion. Motion carried 5-0.

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

Commissioner Woydziak mentioned the Buckaroo Ball and the KCCA Conference in Wichita on May 3-5, 2011. Commissioners Woydziak, Harris, and Wheeler stated they would attend the conference.

Commissioner Harris asked the Board to return Administrator Johnson's performance rating to him by Monday, April 11th.

Commissioners Wheeler and Harris, Administrator Johnson, and Mr. Alfaro attended the BG Products ground breaking last week. Commissioner Wheeler commented that the company is a great addition to the City of El Dorado and Butler County.

Commissioner Wheeler mentioned the planning & zoning request from Jeff Masters.

Commissioner Palmer noted she and Mr. Lutz viewed a bridge in Spring Township. Commissioner Palmer stated she would like future discussion regarding the number of trucks on Old Hwy. 54 and Haverhill Rd.

Administrator Johnson stated canvassing of the 2011 General Election would be Monday, April 11. Administrator Johnson will canvass for Commissioner Woydziak.

Administrator Johnson reminded the Board of the El Dorado Senior Center luncheon on Monday, April 11, 2011 at 11:45 a.m.

Administrator Johnson shared some reappointments to the Flinthills Services Board. Drew Wilson's At Large term will expire March 2014 and Karri Schenker will change from At Large to District 2 with an expiration date of January 2014. The Board will approve these reappointments next week.

ADJOURNMENT

Commissioner Woydziak motioned to adjourn the meeting of the Board at 11:10 a.m. Commissioner Wheeler seconded the motion. Motion carried 5-0.