

**BUTLER COUNTY BOARD OF COMMISSIONERS**  
**Tuesday, May 31, 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 Peggy Palmer, Commissioner Mike Wheeler, Commissioner Dan Woydziak, County Administrator Will Johnson, Jr., and Clerk Recorder Tammy Bridges. Commissioner Jeff Masterson was absent.

**APPROVAL OF MINUTES**

*Commissioner Woydziak motioned to approve the minutes of the Butler County Commission Meeting of Tuesday, May 24, 2011 as written. Commissioner Wheeler seconded the motion. Motion carried 4-0.*

**PUBLIC COMMENTS**

There were no public comments.

**ITEM #1 – CONSIDER APPROVAL OF THE CONVERSION OF COVERAGE GIS DATA LAYERS TO GEODATABASE FORMAT IN THE AMOUNT OF \$12,950.00**

Pamela Dunham, GIS Director, came before the Board for approval of the conversion of coverage GIS data layers to Geodatabase format in the amount of \$12,950.00. She said there are no hidden costs and no additional maintenance or software will be needed. The Appraiser's Office will pay \$2,000 for the report tool, GIS/Mapping will pay \$4,700 for the on-site training of current staff, and Register of Deeds Technology Fund will pay \$6,250 for the conversion of our Parcels, AgUse, and Soils layers.

*Commissioner Woydziak motioned to approve the GIS Director to work with uRSolutions for the conversion of Parcels, AgUse, and soils for a cost of \$12,950 to be split as \$6,250 from Register of Deeds Technology Fund, \$4,700 from GIS, and \$2,000 from Appraisers Office. Commissioner Wheeler seconded the motion. Motion carried 4-0.*

**ITEM #2 – CONSIDER APPROVAL OF AN AGREEMENT WITH BNSF RAILWAY RELATED TO CLOSING 2 ROAD CROSSINGS IN BUTLER COUNTY**

Mr. Lutz is on vacation this week, and Will Johnson, County Administrator, came before the Board for approval of an agreement with BNSF Railway related to closing 2 road crossings in Butler County. BNSF will compensate Butler County \$90,000 to close these crossings. The County has received verbal support from Chelsea Township to close the NE 80<sup>th</sup> St. crossing and from El Dorado Township to close the SW 55<sup>th</sup> St. crossing. The Board of County Commissioners on April 12, 2010 approved the proposal to offer each Township \$35,000 and utilize the remaining \$20,000 to offset the County's cost related to relocating SW Boyer Rd. Commissioner Woydziak noted instead of having verbal confirmation from the townships, next time he would prefer a formal agreement.

*Commissioner Woydziak motioned to approve the agreement with BNSF Railway to provide for closure of the NE 80<sup>th</sup> St. crossing and the SW 55<sup>th</sup> St. crossing for consideration of compensation in the amount of \$90,000 and authorize the Chair to sign. Commissioner Wheeler seconded the motion. Motion carried 4-0.*

**ITEM #3 – CONSIDER APPROVAL OF A CONTRACT FOR CONSTRUCTION ENGINEERING SERVICES BETWEEN KDOT AND BUTLER COUNTY FOR THE BIRD CREEK BRIDGE REPLACEMENT PROJECT ON SE BLUESTEM ROAD LOCATED EAST OF EL DORADO**

Will Johnson, County Administrator, came before the Board for approval of a contract for construction engineering services between KDOT and Butler County for the Bird Creek bridge replacement project on SE Bluestem Rd. located east of El Dorado. Commissioner Wheeler mentioned the start date and noted the importance of speaking with those at the State Park regarding this project, since the main entrance into the Park will be closed and traffic flow will be affected. Commissioner Palmer commented that the work on Ohio St. was very quick and successful and was a job well done.

*Commissioner Wheeler motioned to approve the contract for construction engineering services with KDOT for Butler County to provide construction engineering services related to Project No. 8 C-4548-01, the Bird Creek bridge replacement project on SE Bluestem Rd. located east of El Dorado, and authorize the chair to sign. Commissioner Harris seconded the motion. Motion carried 4-0.*

**ITEM #4 – WORK SESSION – AUGUSTA SENIOR CENTER**

Crystal Noles, Department on Aging Director, came before the Board to discuss the Augusta Senior Center. She noted the IRS has agreed to waive the Failure to File and Failure to Deposit penalties for the 2003 tax year in the amount of \$1,920.55. Ms. Noles reported that the total amount due is \$52,358.40:

\$27,720.24 – actual payroll taxes owed for 2003-2008  
6,099.69 – interest on the tax  
6,672.45 – failure to pay penalties  
11,866.02 – interest on the penalties  
\$52,358.40

Ms. Noles will schedule a meeting with the IRS Revenue Officer to discuss the status of the case. No action was taken.

**RECESS**

Commissioner Harris recessed the Board meeting at 9:40 a.m. for 5 minutes.

**RECONVENE**

Commissioner Harris reconvened the Board meeting at 9:45 a.m.

**ITEM #5 – WORK SESSION – COMMUNICATION MAINTENANCE COST**

Chris Davis, Emergency Communication Director, came before the Board to discuss Communication Plan maintenance costs and presented three plans to the Commissioners. There was discussion about spreading the infrastructure costs to all users or breaking down the costs between the PSAPs. No action was taken.

**ITEM #6 – WORK SESSION – COMMUNICATION PROJECT**

Brandon Kauffman, Finance Director, came before the Board to review the Communication Project and reported unexpected expenditures involving tower sites and radios. Mr. Kauffman discussed paying these expenditures that total approximately \$460,000 by utilizing sales tax

money or out of the capital reserve fund. The Commissioners all agreed to use sales tax money for these expenditures. No action was taken.

#### **APPROVAL OF VOUCHERS**

*Commissioner Woydziak motioned to approve the vouchers for May 31, 2011 in the amount of \$254,661.79. Commissioner Wheeler seconded the motion. Motion carried 4-0.*

#### **COMMISSION ADDS & ABATES**

*Commissioner Woydziak motioned to approve Adds & Abates #2485 dated May 31, 2011; Adds in the amount of \$38.04 and Abates in the amount of \$0.00. Commissioner Wheeler seconded the motion. Motion carried 4-0.*

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

Commissioner Woydziak commented on the dinner at the Potwin Community Building and said it was very enjoyable. He appreciated the opportunity to meet with those folks.

Commissioner Woydziak attended the American Legion Memorial Day Service at Dunlap Cemetery in Pleasant Township, and said he appreciated the American Legion Riders and the American Legion for participating.

Commissioner Woydziak announced that Saturday, June 4<sup>th</sup>, is the annual Mountain Oyster feed at the Latham Saloon beginning at 5:30 p.m.

Administrator Johnson stated the ribbon cutting at the Coutts Museum for the elevator and donor recognition will be Thursday, June 9<sup>th</sup>, at 5:30 p.m.

Administrator Johnson noted a Public Notice from Diane Busenitz for a Livestock Waste Management Facility expansion.

Administrator Johnson commented that he received notification from KDOT on the software costs for upgrades on the 800 MHz. The amounts are: Butler County \$269,850; KDOT \$1,700,000; Leavenworth County \$337,000; Reno County \$10,000; Finney County \$10,000; and Lyon County \$30,000.

#### **ADJOURNMENT**

*Commissioner Woydziak motioned to adjourn the meeting of the Board at 11:50 a.m. Commissioner Wheeler seconded the motion. Motion carried 4-0.*