

**MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS  
OF JOHNSON COUNTY, KANSAS, HELD THURSDAY, AUGUST 14, 2008**

A regular meeting of the Board of County Commissioners of Johnson County, Kansas, was held on Thursday, August 14, 2008, with the following members present and participating, to-wit:

Chairman Annabeth Surbaugh  
Commissioner C. Edward Peterson  
Commissioner John P. Segale  
Commissioner David A. Lindstrom  
Commissioner Ed Eilert  
Commissioner Douglas E. Wood  
Commissioner John M. Toplikar

WHEREUPON there came on for consideration the adoption of the 2009 annual budget and the 2009-2013 Capital Improvement Program. The Board, after a full discussion and upon a motion duly made, seconded, and carried, adopted the following resolution, to-wit:

**RESOLUTION**

**No. 058-08**

WHEREAS, K.S.A. 79-2925 et seq. requires the Board of County Commissioners to adopt an annual budget of all anticipated revenues and expenses, and, as adopted, such budget shall constitute an appropriation and authorization of the amount to be raised by taxation for the public purposes of the County; and

WHEREAS, the Board of County Commissioners of Johnson County, Kansas has, by Resolution 122-02, established a policy and procedure for the development of a Capital Improvement Program ("CIP") to authorize, plan for, and carry out capital improvements and capital expenses and has determined that those capital improvement projects contained within the CIP should be designated as a part of the annual budget process; and

WHEREAS, the Board of County Commissioners has fully complied with all requirements of the applicable Kansas statute with respect to the review, official publication, and the holding of public hearings related to the adoption of the budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Johnson County, Kansas that:

1. The budget of Johnson County, Kansas for the fiscal year of 2009 be and is hereby adopted in the form and in the amounts shown for the expenditures and taxes to be levied for the various funds in the attached CERTIFICATE (Attachment I).

2. The budgets of the fire districts are approved in the amounts shown for expenditures and the taxes to be levied as shown in Attachment II.
3. As adopted, the budget for the Johnson County taxing district, the Johnson County Park and Recreation taxing district, and the Johnson County Library taxing district do not require funding from property tax revenues exceeding the tax revenues derived in those districts for the tax year 2008.
4. The County Emergency Telephone tax rate to be collected by any service supplier providing exchange telephone services shall be and hereby is established at the rate of 2.00% effective January 1, 2009 in accordance with K.S.A. 12-5303(c).
5. As a part of the appropriated restricted fund balance for the General Fund, there shall be and hereby is established a designated reserve in the amount \$1,000,000 as a contingency for adult and juvenile prisoner boarding, for prisoner medical costs, and for general county litigation expenses; and such designated reserve shall be shown and recorded upon the financial statements and balance sheet of the County for fiscal year 2009.
6. The following charges, as approved by Resolution No. WD 08-030, shall be and hereby are established and imposed, pursuant to Charter Resolution 29-92, as amended (2000 version), for the Johnson County Sewer Repair and Construction Finance Plan:
  - (a) Capital Finance Charge. The base fee for the Capital Finance Charge shall be and hereby is established in the amount of One Hundred Twenty Five Dollars (\$125.00) per allocated and assigned Equivalent Dwelling Unit; and
  - (b) Connection Fee. The base fee amount of the connection fee for the connection to and use of the sanitary sewerage system shall be and hereby is established in the amount of Three Thousand and Forty Dollars (\$3,040.00).

The fees and charges established under this section shall be in effect for the budget year 2009 unless and until modified by Resolution adopted by the Board of County Commissioners, and shall be used for adoption of fee schedules and charges for the Sewer Repair and Construction Finance Plan.

7. The budget for the Operation and Maintenance Fund of the Johnson County Unified Wastewater Districts is established and appropriated in the amount designated in Attachment I for fiscal year 2009. The user charge rate structure, including the customer service charge and the minimum user charge, as those charges are established and intended under Resolution No. WD 02-035, as amended, effective for the billing periods commencing from and after January 1, 2009, unless otherwise modified by action of the Board, shall be those rates and charges established by and described in Attachment III, and such rates and charges shall be and hereby are adopted and

imposed, to be collected and administered in the manner provided by Resolution No. WD 02-035, as amended, and shall continue in effect until modified by the Board. The Consolidated Lateral Sewer District maintenance charge established by Resolution No. WD 99-38 shall be reduced to and set in the amount of zero (\$0.00) for fiscal year 2009 and shall not be imposed unless further authorized by resolution adopted by the Board.

8. The plan for capital improvement projects in Attachment IV shall be and hereby is approved pursuant to Resolution No. 122-02 as the Johnson County Capital Improvement Program ("CIP") for the years 2009 through 2013; provided, however, that the Board of County Commissioners may, at any time, modify or amend the CIP, the list of improvements and expenditures eligible for inclusion in the CIP, or vary the amount of the appropriation set out in paragraph 9 hereof by not more than 1% of the project amount to compensate the available project cash for a discount award of any bonds issued to fund such project, and must, by separate official action, approve and authorize each or any of the projects and the appropriation of funds for the project.

9. The following specified capital improvement projects shall be and hereby are authorized as approved capital projects and funds are hereby appropriated in the amounts shown for each project. The fund appropriations for fiscal year 2009 shall be in addition to any amounts previously appropriated for any authorized projects. Necessary transfers from the funds where the appropriations for such projects are made to capital project accounts are hereby authorized.

2009		
<u>Agency/Dept.</u>	<u>Capital Project</u>	<u>Project Amount</u>
Airport	Self-Sufficiency Plan (Various Projects) <sup>1 5</sup>	345,000
Appraiser	PICS <sup>1 5</sup>	110,000
Elections	Voting Machine Replacement <sup>1 5</sup>	409,685
ECC	ECC Capital Replacement <sup>1 5</sup>	71,000
ECC	ECC Countywide Communications <sup>1 5</sup>	135,000
Environmental	Environmental Waste Mgmt. Plan <sup>5</sup>	104,000
Facilities	Capital Replacement Plan <sup>1 5</sup>	1,212,000
Facilities	Building Security <sup>5</sup>	411,177
Facilities	Northeast Remodel – Phase II <sup>5</sup>	50,000
ITS	Voice Over Internet Protocol <sup>1 5</sup>	265,000
ITS	Infrastructure Maintenance <sup>1 5</sup>	386,000
Med-Act	Advanced Communications <sup>1 5</sup>	116,680
Park & Recreation	Parks Okun Fieldhouse Expansion <sup>5</sup>	1,000,000
Park & Recreation	Capital Improvements (MAP 2020) <sup>1 3</sup>	4,211,078
Public Works	Bridges/Culverts/Road Safety Projects <sup>1 5</sup>	2,300,000

Public Works	County Assistance Road System (CARS) Projects <sup>1 5</sup>	15,400,000
Public Works	Stormwater Management Program <sup>1 5</sup>	11,683,600
Sheriff	Sheriff Crime Lab <sup>2</sup>	30,285,000
Sheriff	OADC Expansion <sup>2</sup>	24,770,000
Transit	Bus Replacement <sup>4 5</sup>	2,000,000

<sup>1</sup>Continuation funding of existing project

<sup>2</sup>Debt financing

<sup>3</sup>Cash and debt financing

<sup>4</sup>Grant funding

<sup>5</sup>Cash or use of existing department fund balance

10. The designated salary ranges for Johnson County employee positions, other than those covered under paragraphs 11, 12, and 13, shall be and hereby are adopted as described in Attachments V and VI. Such salary ranges shall be effective from and after December 14, 2008 and shall be applicable during the year 2009 as hereby adopted or as hereafter amended or modified by either official action of the Board or as authorized by the Board.

11. The salary and compensation for the elected positions of Johnson County Sheriff and District Attorney, exclusive of statutory fees and authorized benefits, allowances or reimbursements previously established by the Board of County Commissioners under the authority of Charter Resolution No. 22-87 and other statutory and home rule powers, shall be increased by the percentage amount equivalent to the budgeted average salary increase for all County employees applied to the then current base salary of those positions. For fiscal year 2009, the effective increase shall be three percent and shall be effective at the beginning of the first designated pay period following January 12, 2009. Any salary or compensation established by this Resolution for any County elected official shall be reduced in amount by any compensation received by that elected official from the State of Kansas for the performance of their official or statutory duties.

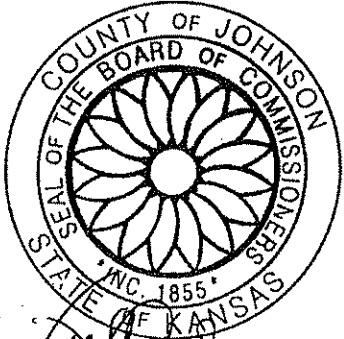
12. The salary for the position of Johnson County Commissioner, effective with the first pay period commencing on or after January 12, 2009, shall be the salary in effect for fiscal year 2008, as determined pursuant to Resolution No. 060-07, exclusive of authorized benefits, allowances or reimbursements, and it shall not be increased without further action of the Board. The salary for the position of Board Chairman, effective with the first pay period commencing on or after January 12, 2009, shall be the salary in effect for fiscal year 2008, as determined pursuant to Resolution No. 060-07, exclusive of authorized benefits, allowances or reimbursements, and it shall not be increased without further action of the Board. The salary for County Commissioner and for Board Chairman

shall be payable pursuant to Board policies and as part of the payroll for County employees, and shall be increased as and when authorized by further action of the Board.

13. The salary and compensation for the unclassified positions of County Appraiser, District Court Trustee, and Election Commissioner are hereby affirmed in the amounts designated on Attachment VII, and, during fiscal year 2009 and each year thereafter, such salary and compensation may be increased by action of the County Manager, pursuant to Board policies, in the same manner as for other County management positions. Finally, the salary and compensation for other County employee positions, whether classified or unclassified, may be increased by or upon authorization of the County Manager consistent with the adopted Board policies and procedures.
14. Leases with the Public Building Commission of Johnson County are hereby continued for the 2009 Fiscal Year and until such leases expire, and funds in sufficient amounts to pay anticipated lease payments and additional payments are hereby budgeted and appropriated in 2009.
15. As part of the adopted budget, the estimated amount of \$20,792,021 is allocated as and for the employer contribution to the Health Care Fund and the County Manager is authorized to develop necessary charges for employee contributions to the Health Care plan, which together establish the financial report projections contained on Attachment VIII for the Health Care Fund for FY 2009 and an amount up to a maximum of \$150,000 is included to be used as matching funds for any additional funds raised or received by the Johnson County Enterprise Center from sources other than the County and such designated matching funds shall be shown and recorded upon the financial statements and balance sheet of the County for fiscal year 2009.
16. As a part of the adopted budget, the estimated amount of \$2,967,899 is allocated as and for the employer matching contributions for the supplemental retirement accounts adopted under Resolution No. 105-01 for the benefit of County employees and officials. For fiscal year 2009, the authorized percentage amount for the employer matching contribution applicable under the Johnson County Supplemental Retirement Plan and the Johnson County Elected Retirement Plan, but excluding the Johnson County Executive Retirement Plan, shall be established at a maximum of 3.00% of the participating employee salary, as defined in the plan documents for those two plans, and amendment of the plan documents shall be and hereby is authorized, as necessary, to implement the employer contribution match at the maximum amount of 3.00% under those two plans. The terms of the Johnson County Executive Retirement Plan shall remain unchanged by this resolution. The County Manager and/or Board Chairman are hereby authorized to execute any and all documentation necessary to effectuate the plan amendment and appropriate plan administration consistent with this budget authorization.

17. As part of the adopted budget, funding in an amount not to exceed \$1,900,000 is allocated to provide pay adjustments for eligible County employees for and during fiscal year 2009 in order to maintain market-related placement of employees within established pay ranges, and the County Manager is authorized to implement the pay adjustments consistent with the approved placement program as detailed on the attached attachment X and the policies and directives of the Board.
18. The authorized revenues and expenditures for fiscal year 2008 and the projected revenue and expenditures for fiscal year 2009 for the Register of Deeds Technology Fund, established under Resolution No. 042-02, are disclosed on Attachment IX. Pursuant to Resolution No. 059-08, funding in the amount of \$3,800,000 was appropriated for expenditure in the fiscal year 2009 for the authorized technology improvement projects designated in the resolution, and the amount of \$123,500 is to be appropriated as part of the operating budget for the Department of Records and Tax Administration for replacement and maintenance during fiscal year 2009. The unappropriated fund balance in an amount not to exceed \$3,016,990 and the projected fund revenue in an amount not to exceed \$1,006,886 shall be and hereby are appropriated for use during fiscal year 2009; provided, however, that such appropriated funds shall not be expended without an approved project authorization and, further, that any such authorized expenditures shall be made in accordance with the purchasing and other applicable policies of the Board and only for the purposes authorized for the Register of Deeds Technology Fund.

ADOPTED THIS 14<sup>TH</sup> DAY OF AUGUST, 2008.

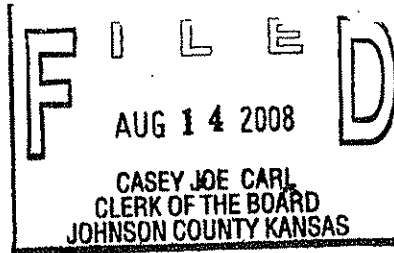


BOARD OF COUNTY COMMISSIONERS  
JOHNSON COUNTY, KANSAS

*Annabeth Surbaugh*  
Annabeth Surbaugh, Chairman

ATTEST:

*Casey Joe Carl*  
Casey Joe Carl, Clerk of the Board  
08/14/08



APPROVED AS TO FORM:

*Donald D. Jarrett*  
Donald D. Jarrett, Chief Counsel

Resolution Adopting 2009 Budget and 2009-2013 Capital Improvement Program