

Regular Meeting, October 15, 1997

MOTION

Commissioner Hancock moved to approve the Minutes of September 17, 1997, as presented.

Commissioner Gwin seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

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| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Now we have the Regular Meeting of September 17. Is there a Motion to approve those Minutes?"

MOTION

Commissioner Gwin moved to approve the Minutes of the Regular Meeting of September 17, 1997.

Commissioner Miller seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

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| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Abstain |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Thank you very much. Next item."

Regular Meeting, October 15, 1997

CERTIFICATION AS TO THE AVAILABILITY OF FUNDS

Ms. Becky Allen-Bouska, Finance Director, greeted the Commissioners and said, "You have previously received the certification of funds for expenditures on today's Regular Agenda. I am available for questions if there are any."

Chairman Winters said, "I see no questions Becky. Thank you very much. Next item."

PROCLAMATION

A. PROCLAMATION DECLARING OCTOBER 23-31, 1997 AS "RED RIBBON WEEK."

Chairman Winters said, "Commissioners, I have a Proclamation that I'd like to read for your consideration."

PROCLAMATION

WHEREAS, the National Red Ribbon Celebration was started in 1985 after Federal Agent Enrique Camarena was murdered by drug traffickers, the red ribbon represents the nation's united fight against drugs; and

WHEREAS, all across our nation, adults concerned about the healthy development of young people are searching for answers to the problems of youth substance abuse; and

WHEREAS, Sedgwick County is committed through prevention education and awareness to the reduction of substance abuse among youth, delaying the age of first use by youth, and increasing perceptions that substance abuse is harmful; and

WHEREAS, the Wichita/Sedgwick County Red Ribbon Coalition encourages community members to organize and promote programs that will reduce the risk of drug involvement and protect Kansas youth; and

WHEREAS, Red Ribbon Week will be celebrated in every Kansas community promoting drug free youth, families, communities, schools and workplaces;

Regular Meeting, October 15, 1997

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim October 23 - 31, 1997 as

“RED RIBBON WEEK”

and encourage all citizens to show support for a drug free community by wearing or displaying a red ribbon during that week.

Chairman Winters said, “Commissioners, that’s the Proclamation, what’s the will of the Board?”

MOTION

Commissioner Schroeder moved to adopt the Proclamation and authorize the Chairman to sign.

Commissioner Hancock seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

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| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, “Today we have Mary Beth Hughes from the Regional Prevention Center and several others. If you all would come to the podium please to accept this. Mary Beth, if you would introduce the rest of the folks who are with you here or have them introduce themselves.”

Ms. Mary Beth Hughes said, “I’d like to do that. I am representing the Red Ribbon Coalition throughout the whole County. The members that we have here today represent the different kinds of groups that are part of that coalition. We have Mary Ann Khouri, the Executive Director of the DUI Victims Center. Judy Bran is the Drug Free Schools Coordinator of the Derby schools. Captain Mike Dubolt from the 89th Army Reserve, we’re really lucky to have them here in Wichita. They serve many states but we get to have them here in Wichita and Sedgwick County. I just met a new person here this morning. Rita Broadway is also here from the 89th Army Reserve.

Regular Meeting, October 15, 1997

“I really look forward to coming here to accept the Proclamation from the County. Because of its significance, how important it is to have County wide support from all of you at the top. Another significant piece is that we have to keep awareness to the drug issue and how it effects our youth before the public all the time. The Red Ribbon Coalition, I think I had mentioned last year, that Sedgwick County is a little unique in the State because of the large numbers of people that belong to the coalition and that it is in fact a County coalition and the number of people that participate in that. The third part of that is the coalition piece itself. No one entity or person is going to solve the substance abuse problem among our youth. What is going to make a difference is when lots of different people come together and form a coalition with support from the top, that’s when we are going to see the difference. A couple of folks would like to address you as well.”

Ms. Mary Ann Khouri said, “Good morning. I want to tell you about our piece in this whole thing. We are going to be having our seventh annual red ribbon awards and recognition celebration next week on Thursday at Botanica. I have brought several complimentary guest invitations. We would like for you to attend and share them with whoever you would like to share them with. The purpose of the celebration is to recognize outstanding accomplishment in our community to effect positively substance abuse problems. We also will be giving the awards out to the fourth grade poster billboard contest winners. This year we have three winners from Oaklawn Elementary School and one winner from Lawrence Elementary School. The DUI Victim Center recognizes that the cause that we are here for is a result of substance abuse. Please keep in mind that last week we lost a police officer and it looks as though it may be alcohol related. We would appreciate your support of our event and thank you very much for every thing you do on a daily basis.”

Captain Mike Dubolt said, “I represent the 89th Regional Support Command. The Command is located in Wichita, Kansas. We’re the command control for the states of Nebraska, Iowa, Missouri, and Kansas. We represent about 14,500 soldiers in over 69 communities. The Army Reserve’s role in the Drug Education Program is through our Drug Command Reduction Program. We are very proud of the fact that we try to take leadership in each of our communities in working with our young people through leadership development programs and also sponsoring the Red Ribbon Program. In the past we have been very fortunate. We’ve been able to distribute the red ribbons throughout our four state area.

“Due to our budgetary constraints, we had to reduce the number that we distributed but we continue to take an active role as far as community events and we have an upcoming community event at Towne East and Towne West Mall the 25th of October. We’ll be set up from about 10:00 a.m. to 3:00 p.m. working with other agencies in the community, with the DUI Victims Center, the Women’s Sexual Assault Center, and we have some sport celebrities coming down and for the kids we’ve got some fantastic mascots as far as Score and Wilbur and Thunder Dog.

Regular Meeting, October 15, 1997

“We’re pretty excited to be able to host this event and providing drug information and drug prevention brochures to the community. We appreciate the efforts that you have done and will continue to be supporters. Thank you.”

Chairman Winters said, “Thank you. We certainly appreciate all the work that all of your different organizations do in the community. It is very important and it is the only way we are going to make progress in trying to change the behavior of some folks. Thank you very much for your involvement. Madam Clerk, call the next item.”

RETIREMENTS

B. RETIREMENTS.

1. PRESENTATION OF RETIREMENT CLOCK TO ROBERT COCKING, CHIEF INVESTIGATOR, DISTRICT ATTORNEY’S OFFICE.

Mr. Joe Cotton, Assistant Director, Personnel Department, greeted the Commissioners and said, “We have two retirees this morning. Robert Cocking, the Chief Investigator with the District Attorney’s Office will retire November 1, 1997 after 12 years of service. Robert was hired July 15, 1985, as an Investigator. He was promoted to a Senior Investigator in August of 1987, promoted to a Chief Investigator February of 1994.

“Robert plans to spend time with his six children, six grandchildren, and maybe seven on the 15th. His hobbies include golf and fishing. Robert has always worked for the District Attorney’s Office and describes his employment with Sedgwick County as enjoyable. We have a certificate for you.”

Chairman Winters said, “Robert, we have a clock that the Board of County Commissioners would like to give to you as a memento and a token of the appreciation of the citizens of Sedgwick County for the work that you have done for the County. Congratulations on your retirement and best wishes. Golfing and fishing sounds likes a fine way to spend retirement to me. Congratulations.”

Mr. Cocking said, “Thank you. I just might comment that the child isn’t here yet but we’re expecting it any time. We’re kind of on pins and needles. I thank the County. It has been very enjoyable. I’m still going to be around.”

Chairman Winters said, “Thank you very much.”

Regular Meeting, October 15, 1997

**2. PRESENTATION OF RETIREMENT CLOCK TO VICTOR MORALES,
REAL PROPERTY APPRAISER III, APPRAISER'S OFFICE.**

Mr. Cotton said, "The other retiree is Victor Morales, Real Property Appraiser III with the Appraiser's Office. He will retire November 1, 1997 after 11 years of service. Victor was hired July 7, 1986 as an Appraiser, promoted to Senior Appraiser on December 28, 1987. He was reclassified to a Real Property Appraiser II, January 1, 1992 and again reclassified as a Real Property Appraiser III, October of 1996.

"Victor was not able to be here this morning but we'll certainly make sure that he gets this clock and his certificate."

Chairman Winters said, "Thank you very much, Joe. Madam Clerk, call the next item."

CITIZEN INQUIRY

**C. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS
REGARDING RECYCLING.**

Mr. Milt Pollitt, Chairman, Solid Waste Management Committee, Wichita, Kansas, greeted the Commissioners and said, "At its regular meeting on October 6, the Committee voted to ask the County Commission and the City Council to support two recycling activities. The first activity is known as America Recycles Day which is a nationwide event that will be held on Saturday, November 15. The Kansas Recyclers Association is working with communities in Kansas to publicize their own local events and the local activity is being organized by the Sedgwick County Citizens for Recycling which, of course, Margaret Miller is the leader of that activity. The day is sponsored nationally by a long list of public organizations and public officials, elected officials, and major companies and individuals. The goal of the event is to educate, encourage, and persuade all Americans that recycling is a necessary component of a sustainable environment and to encourage every individual, business, and organization to buy recycled articles and to recycle and to reduce waste.

"On a national basis, by individuals signing a pledge card that they will agree to recycle and buy recycled, why their cards will be entered in a national drawing for a \$200,000 house which is called the American Green Dream House. Many of the components, I looked at the list, there is probably 50 components in this home that will be made of recycled materials, recycled steel, recycled aluminum, recycled paper. It is just a very impressive list of the things that will be there. This home will be built in the community that the winner decides on.

Regular Meeting, October 15, 1997

“So the plan of the local steering committee, we had a meeting last Friday, would be that those that participate in the event here in Wichita would be given a pledge card to sign and that then would be sent back to Washington and the drawing would be held on December 15. In addition to that, the local committee is requesting donations of money or services or articles, all that would be given for local prizes at different locations. So far, the locations that have been sort of identified and there may be more as time progresses, but the Weyerhaeuser Recycling Facility and the Wood Recycling Facility that would handle all the yard waste and tree limbs and so forth that individuals would bring. They would handle that at no cost to the individual on that day.

“Actually the Committee’s request of you and I’ll make a similar request next week to the City Council would be for staff support in organizing and in publicizing the event. Already Susan Erlenwein and her department have helped out in the initial steering committee meeting with some time and some mailings. We appreciate that. If in any publicity that the County does towards any activity, if this America Recycles Day could be part of that, why that would certainly help the effort.

“The second item that the Committee asked me to present regards the continuation of the drop off box recycling program, which as you know is funded through the end of the year. As of January 1, there is no known funding at this time. There are 15 boxes available in the community, 6 of them in the County and 9 in the City. Again, as we have in the past, we would request County support of that program so that it can be continued. It is increasing in activity it seems to me as time goes by. It is our only really organized recycling effort other than the curb side recycling that is being done now. Mr. Jim Spencer with BFI is here, if any of you have any questions regarding that he would be happy to answer them.

“The final thing, last Thursday, there was a two hour tele-conference sponsored by the Environmental Protection Agency and hosted by the Sedgwick County Extension Office. Bob Neier put it together. There were probably 30 people that attended, many from the Solid Waste Committee and from the County staff and City staff. The subject of it was the pay as you throw concept of waste collection and disposal, also known as volume based rates. You will recall that the Committee recommended that be initiated. I guess the two things I would stress that was stressed at the teleconference by all the attendees, there were five recycling coordinators from different parts of the country.

“In all cases, they strongly emphasize the need for a very intensive education program prior to initiating any kind of a pay as you throw or a volume based rate system in order for it to succeed. The other thing that came out from the teleconference was that for a pay as you throw program to be successful there also has to be in place a strong recycling program so that those that can reduce the amount of waste and be rewarded financially will also need a place to take their recyclables.

Regular Meeting, October 15, 1997

“So the two things go hand in hand. In most cases a strong recycling effort preceded the initiation of a pay as you throw program. That concludes my remarks and we would appreciate your consideration.”

Chairman Winters said, “Thank you, Milt. Just a couple of quick questions. Do you know if at the video conference last week, did we tape record that or is there a copy of that? I can ask our staff or Bob Neier out at the Extension Office to see if he was running a video tape of that.”

Mr. Pollitt said, “It would be worth while to view that if he did.”

Chairman Winters said, “I guess just comments on the other two items. American Recycles Day, I think we want to be on board and try to support that as much as possible and perhaps we can visit with our staff after today’s meeting to determine exactly what kind of help you need from Sedgwick County. I think if there is a national public recognition day I think we need to be standing right there at the front of that line encouraging all of those activities. Then on the drop off box recycling, I think that most people realize that Sedgwick County is committed to a strong recycling effort and I believe there are ways to do recycling that are productive and some ways that become almost unproductive or the economics of them just don’t work. I think that the drop off box is one that we need to continue in this community for a while so I can assure you that there is going to be a lot of discussion about how that is going to happen. I don’t think we are prepared today to comment about how we see that unfolding, but I know that part of our entire plan is going to be focused on a common sense way to recycle. The drop off boxes seem to meet that plus much more. Milt, I see no other questions now. We appreciate you being here this morning. Thank you. We appreciate Jim and Margaret being here as committee members. Next item.”

NEW BUSINESS

D. COOPERATIVE LABOR PROGRAM AGREEMENT WITH CITY OF WICHITA AND KANSAS DEPARTMENT OF CORRECTIONS.

Mr. Jarold D. Harrison, Assistant County Manager, greeted the Commissioners and said, “We were approached some time ago by staff of the City regarding a Cooperative Labor Program that they are involved with, with the Department of Corrections Winfield Correctional Facility. They were inquiring as to our interest to participate in this program. The program is designed to match skills of inmates at the Winfield Correctional Facility with the needs of local governments.

Regular Meeting, October 15, 1997

“The City has participated in this program for the better part of a year and has had a great deal of success with it. We’ve had a number of meetings with department heads to talk about using this program, how it would work, and have successfully reached an agreement on some forms and contracts with the City of Wichita and the Kansas Department of Corrections which would allow us to participate.

“Our cost to participate in the program would be our proportional share of the cost of transportation of inmates from the Winfield Correctional Facility to a central drop off location in Wichita and their return. Currently, it is a three hour bus trip each way and it is \$30 an hour to operate the bus back and forth, so it is an \$180 cost which we would then share a portion of. Those departments that participate would cover that out of their existing budgets.

“We have currently lined up six departments that have a desire to participate in this program that would use any where between one and six inmates per day and have assured that they can cover their proportional share cost of transportation from their budget. We would recommend that you approve this labor agreement and authorize the Chairman to sign the necessary documents so that we can participate. Be glad to answer any questions.”

Chairman Winters said, “Thank you. Commissioner Schroeder.”

Commissioner Schroeder said, “Just a couple of questions Jerry. How many days a week would we do this? Would this be five days a week?”

Mr. Harrison said, “It is a five day a week program.”

Commissioner Schroeder said, “Okay. How many hours per day do you think we will get out of them since this is a six hour bus ride?”

Mr. Harrison said, “It is about 6 hours per day labor.”

Commissioner Schroeder said, “About six hours per day. How about our liability if one of these people get hurt on the job or hurts somebody else, what is our situation?”

Mr. Harrison said, “We don’t have liability in that instance. It is covered by the Department of Corrections. These are people who are working towards rehabilitation so they can get out of the prison system and fill job skills. If they should decide to walk away, we’re supervisors, not guards, and our responsibility is to notify local law enforcement.”

Regular Meeting, October 15, 1997

Commissioner Schroeder said, "That's great. Just one final comment. I sure wish that we had the ability to use some of our people from our own facilities who, if you're going to serve six months to a year, you may want to get out of there to do some yard work. I wish the Legislature would give us the same latitude that they have given the State to use these people. I think it is a pretty good program, I just wish we had the same latitude."

Mr. Harrison said, "We do have the ability to use some folks that are sentenced to community service work."

Commissioner Schroeder said, "Done by the judge."

Mr. Harrison said, "But not the people in the jail as I understand it."

Commissioner Schroeder said, "Thanks, Jerry."

Chairman Winters said, "Commissioner Miller."

Commissioner Miller said, "Actually, Commissioner Schroeder brought up the point that I was going to make for the public's sake because I am sure the public wonders why it is that we don't utilize our detainees from our Adult Detention Facility. But that has been explained and I'm with you on that Mark. I do wish that we had the latitude to do that here because I think that it would be useful. I simply am going to say that I am very supportive of this, reason being, because from a penal institution philosophy, that is the goal is to rehabilitate. Any way that we as a government system can aid in assisting it and yet be productive and beneficial for us, I think is going to be nothing but a partnering and a dual benefit. I am very supportive of this action. Thank you. Thank you, Mr. Chairman."

Chairman Winters said, "Thank you. I'm also going to support this but I would like us to do some further investigation about starting some kind of private sector jail industry in our jail. This summer, when I attended the NACE Conference in Baltimore, I attended about a 2 ½ hour session on prison industry enhancement. I've been so engrossed in solid waste and budgets that I kind of laid that aside and really hadn't thought about it too much until I saw this come up on the agenda today. I certainly don't understand all there is about it but in the past there have been some restrictions that have prevented counties from participating in work programs. But if I follow the sequence right, the State has probably gotten their program certificated by the Federal Bureau of Law Enforcement or whatever Bureau of Justice, and we could spin off of that program. We could be a participant under their program. They had at this seminar county executives and county commissioners from a couple of part of the country that have really gotten good programs started."

Regular Meeting, October 15, 1997

“One of the reasons they say this has been a hindrance at county levels in the past has been that a lot of people that are in a county jail, County Detention Facility, haven’t been adjudicated or haven’t been sentenced by the judge and so you can’t force them into any work program. But they say the real fact of the matter is that you can’t force anybody into a work program. It has to be voluntary program as far as the detainee or the person who is being incarcerated is concerned. So if you get someone who will volunteer to do work, you can go ahead and use them whether they’ve been through the court system or not.

“I would like to ask the Manager if we could put together some kind of group that would make some calls to Washington and contact the people who put on this seminar to see if there is any way we can actually explore that for our Sedgwick County Adult Detention Facility. If it would be appropriate, I would make a Motion that the Manager be instructed to do that and bring us a report in 30 days about what they find out.”

MOTION

Chairman Winters moved that the County Manager investigate the prison industry enhancement certification program to determine whether we could fit those requirements.

Commissioner Gwin seconded the Motion.

Commissioner Schroeder said, “Just some discussion. One for Rich. It has always interested me how we could possibly ask some of those people who are in our jail to go to work for us and do different things. Now you are talking about industry. Is that where they actually do work in our facility or go outside the facility to work for private sector industry? Is that what you are suggesting?”

Chairman Winters said, “They talked about two kinds of programs. One, doing actual subcontract work for private business. There is a whole long list of things that you have to go through to be qualified to do that. You have to make sure that you are not displacing any workers in your community. You have to make sure that business is not able to get this someplace else and that business does pay a fair price. So there is a whole long list of things that you have to do to qualify.”

Commissioner Schroeder said, “Do they work at the business or do they do this in the jail setting?”

Chairman Winters said, “In a jail setting.”

Commissioner Schroeder said, “So we would have to build facilities for them to do this work?”

Regular Meeting, October 15, 1997

Chairman Winters said, "They can do it in the day rooms. Facilities have instituted these programs with doing no expansion to their facility."

Commissioner Schroeder said, "My question is then, if the Feds have a program that they are using, how does State law effect that? I've been told that as long as the State Legislature says no, we're not going to let County inmates, if you will, do any kind of work, voluntary or otherwise. So what Tom is asking is to look at the program, but do we have to at the same time look at Legislation to change that? I guess that's my questions. Can we bypass that state legislation that does not allow us to use these inmates?"

Mr. Richard Euson, County Counselor, said, "I would tend to say probably not, but I think that is something that we need to look into through this process and we'll certainly get you an answer to that."

Commissioner Schroeder said, "That's fine because I think it could be a stumbling block and if it is we need to work these two hand in hand. I really don't know why that law hasn't been changed. Maybe it is a security issue with some of them. Maybe it is a problematic thing for some of the Sheriffs in some of the Counties in providing people to take them out to do the work. That means that we're hiring more people I assume. I think it is still worthwhile to look at because if I can make those people productive in some way I think it is better for everybody. We're talking here in this program about working for the private sector but what I'd also like us to do is to look at using these people in the public sector too and I think it could be two fold. It would be great."

Chairman Winters said, "The second part of that is near the convention center was Camden Yards and one morning I did see a group of about a dozen prisoners involved in cleaning up Camden Yards after a night ball game. Commissioner Miller."

Commissioner Miller said, "Thank you. The other continuation of this effort is and I'm hopeful that we can work this to our benefit. I am not only looking forward to individuals who are working with the correction system, I am very supportive of a certain level of individuals being able to work within the private sector, which I know we have talked about and not only at the menial level because I know that from a City's perspective that they do have individuals working in quite detailed and professional areas. Particularly, one would be accounting and bookkeeping. I would hope we would look at this being a mutually beneficial action and not just simply one that works within the jail system itself but would cooperative with the private sector and truly assimilate and push these individuals back out into the community in a real work place. Thank you."

Regular Meeting, October 15, 1997

Chairman Winters said, "Thank you. We have a Motion asking the Manager to bring us a report back in 30 days, is there any further discussion on that Motion."

Commissioner Schroeder said, "Just a point of order. We haven't voted on this item."

Chairman Winters said, "No, we're voting on a report in 30 days. Any other questions? Seeing none, call the vote."

VOTE

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| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Now let's consider the recommendation that Jerry has presented to us. Are there questions or comments? What's the will of the Board?"

MOTION

Commissioner Hancock moved to approve the Agreement and authorize the Chairman to sign necessary documents.

Commissioner Schroeder seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

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| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Thank you. Next item."

Regular Meeting, October 15, 1997

E. CONTRACT RENEWALS (2) WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES.

- 1. TITLE XIX CERTIFIED MATCH SYSTEM AGREEMENT**
- 2. COMMUNITY MENTAL HEALTH CENTERS**

Ms. Deborah Donaldson, Director, COMCARE, greeted the Commissioners and said, "These two agreements are actually extensions for a quarter. We are still in the process of negotiating the State Contract which encompasses most of our State funding or funding that floats through the State to us. Included in that is the Certified Match Agreement. I would recommend your approval."

MOTION

Commissioner Schroeder moved to approve the Contract Renewals and authorize the Chairman to sign.

Commissioner Hancock seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

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| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Thank you. Next item."

Regular Meeting, October 15, 1997

F. KANSAS COLISEUM.

1. AGREEMENT WITH CITY OF PARK CITY FOR ADVERTISING RIGHTS AT THE KANSAS COLISEUM.

Mr. John Nath, Coliseum Director, Kansas Coliseum, greeted the Commissioners and said, "The item before you is our standard lease agreement for rental space. Park City has agreed to sponsor the customer service booth in the concourse giving them a very appealing exposure situation at the Coliseum at every event. We recommend approval."

MOTION

Commissioner Schroeder moved to approve the Agreement and authorize the Chairman to sign.

Commissioner Hancock seconded the Motion.

Chairman Winters said, "Any discussion?"

Commissioner Schroeder said, "One question. John, when you say sponsor the booth, just what does that do?"

Mr. Nath said, "Basically what it does is Park City is going to have the sponsorship of the sign that is right above the booth showing the customers where the booth is. It will say Customer Service and the Park City logo will be in the center. What that does is permanently ingrain in everybody sees it, you see customer service, you see Park City. That is a pretty favorable position for them to be in."

Commissioner Schroeder said, "Okay."

Chairman Winters said, "Any other questions? Commissioner Gwin."

Commissioner Gwin said, "Why would we want that to go to Park City instead of Customer Service being connected with Sedgwick County?"

Regular Meeting, October 15, 1997

Mr. Nath said, "Because it was a good way to ingrain Park City into the sponsorship program. It is like a natural connection. We do work very closely with Park City. In a number of items during the year they sponsor some of the events and we do some advertising things with them and this just gives them a permanent location and recognition of those sponsorship efforts. There are plenty of opportunities."

Commissioner Gwin said, "Thank you."

Chairman Winters said, "Any other discussion? Questions or comments? If not, call the vote please."

VOTE

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| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Next item."

2. ADJUSTMENT OF THE KANSAS COLISEUM STAFFING TABLE TO CHANGE ONE PART-TIME FISCAL ASSOCIATE, RANGE 16, TO FULL-TIME.

Mr. Nath said, "This position we're discussing on this item is with the Select-A-Seat ticketing service. We have a person who has been functioning in a full time position in excess of 40 hours a week for quite an extended period of time. We actually did the job audit on this position in February, but due to the challenge of the budget process this year we decided to hold off until we could see that we have some of those funding streams in place so we could definitely fund the position. We are real secure that we can fund the position now through the user fees at Select-A-Seat and we request approval."

Chairman Winters said, "Questions or comments? Commissioner Schroeder."

Commissioner Schroeder said, "John, the impact for '97-'98, do you have those? I'm sure they're in our back-up."

Regular Meeting, October 15, 1997

Mr. Nath said, "Yes sir, those are attached. The impact in '97 and '98 is basically. . . what it would take is \$7,427, which is basically the cost of the benefits. It is not going to be a wages impact because the wages are already there in the part time."

Commissioner Schroeder said, "All right, thank you."

Chairman Winters said, "Any other questions?"

MOTION

Commissioner Gwin moved to approve the adjustment to the Kansas Coliseum Staffing Table.

Commissioner Schroeder seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

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| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Next item."

3. DELETION OF ONE OFFICE SPECIALIST, RANGE 15, FROM AND ADDITION OF ONE SENIOR ACCOUNTANT, RANGE 22, TO THE KANSAS COLISEUM STAFFING TABLE.

Mr. Nath said, "Due to a resignation, we had a person accept a very attractive position with the Boeing Company. It has given us an opportunity to do some restructuring and basically get some skills on board that we need due to the increase in the business level out there. We have a new banking agreement we hope to finalize. We have a new sponsorship program that we need to monitor. We have many more facilities and accounts going on with Select-a-Seat."

Regular Meeting, October 15, 1997

“We need to basically upgrade and change the way we are doing business so we are requesting not to really add a position. We are dropping the Office Specialist but we would like to add the position of Senior Accountant so we can really do business like we need to do business out there.”

Chairman Winters said, “Questions or comments? If not, what’s the will of the Board?”

MOTION

Commissioner Hancock moved to approve the deletion and addition to the Kansas Coliseum Staffing Table.

Commissioner Gwin seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

| | |
|--------------------------------|-----|
| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, “Next item.”

4. KANSAS COLISEUM MONTHLY REPORT.

Mr. Nath said, “For the month of September we had eight separate events resulting in 20 performances and a total attendance of 15,623 people. The net revenues for the month were in excess of \$57,000, showing a pretty sharp decrease over the same period as last year, but last year we had KISS, the KISS concert in September. That gives you an idea what kind of revenues a rock and roll concert, any concert really, generates. The main events for the month of September were the Kansas Junior Livestock show and the Fall Circuit and Futurity, combined attendance of over 10,500 people. We’re doing a lot of things to the arena to get ready for the upcoming season. We’ve got the canopies coming in over the concession stands, we’re basically remodeling them.

Regular Meeting, October 15, 1997

“Things are going to be upgraded. There is going to be the addition of neon signs. It is really going to change the appearance. It is going to become a lot more people friendly. It is becoming a lot more warm and inviting. It is just going to make more of an event excitement atmosphere. It is going to look very nice. We did some painting. Please come on out. We’re very proud. We’re not finished with what we’re attempting to do. It is being installed now but it is really shaping up nicely. I think you’d really be pleased. In addition, the signage program is off to a good start. Our four signs that we have sold at the beginning of the program are installed and they are up and they look very good in the main arena.

“To give you an example of the kind of business that Select-A-Seat has been doing due to the growth of the system, for the month of September, Select-A-Seat sold tickets for 37 different events at 11 separate facilities. That’s a lot of accounts to keep track of. For this month, in October, we have 75 events at 8 separate facilities. So that is the reasons why we needed to make that change with the fiscal assistant, and it’s just because of the amount of business, not to mention the amount of business that is going to come up this Saturday with Garth Brooks going on sell.

“I mentioned in February I believe that ‘97 is going to be the year of the Country concert, with Alan Jackson, Reba McEntire, Brooks & Dunn, Vince Gill and Mark Chestnut and now Garth Brooks, I think it is really coming true. Tickets are going to go on sale eight o’clock Saturday morning. Starting at noon today, potential ticket buyers can go to the outlets and pick up their wrist bands. The wrist band is basically going to be like a lottery ticket. There is a stub torn off and put in a box. The person needs to put on the wrist band when they pick up the wrist band. They need to go to the same location because those numbers are only going to be good where they picked up the band. They will be distributed today, Thursday, and Friday. Come seven o’clock Saturday morning the numbers are going to be drawn and that will be the first position in line for those locations. Obviously there is going to be a different number for every location. Of course, if people don’t want to go to Dillons or any of the other locations they can certainly call on the 755-SEAT number. We have 30 lines available so I think we’re in good shape. We’ll try it. We’ve talked to Bell Telephone. They’re going to monitor the switch and route some calls so we don’t burn out anything in Valley Center. Southern Kansas Telephone is going to have a technician on hand just to make sure that we are okay.”

Commissioner Schroeder said, “Do you need anybody to answer phones?”

Commissioner Gwin said, “I suggested that I come up and help answer and he told me that I could come up but I had to stay out of the way.”

Mr. Nath said, “It will be pretty hectic but I think we’re pretty well covered.”

Regular Meeting, October 15, 1997

Chairman Winters said, "Now with the wrist bracelet on then, when Saturday morning when seven o'clock comes then you don't have to show up at three o'clock Saturday morning."

Mr. Nath said, "There is no reason for camping out. We need to make a point that just because you have a wrist bracelet doesn't guarantee you a ticket. It does kind of help with crowd management and it does kind of disperse the folks and make it a little more orderly. This system has been used very successfully in all the other markets that Garth Brooks has played in. It discourages the scalpers which is something very important."

Chairman Winters said, "This is a system that Garth Brooks' organization brings with them. This is how they want it done. It is not something that you dreamed up."

Mr. Nath said, "No, it is something that they have developed over the years."

Chairman Winters said, "I've heard it explained twice and I'm not sure I understand how it works yet. I heard them explain it on the radio this morning and I wasn't sure I understood how it works."

Mr. Nath said, "We're going to have personnel at every location to help with the number drawing and lining up the folks and just making sure that everything is as smooth as possible. We also have some interesting things coming up with the Heartland Festival. As you know, Franklin Graham is having a crusade towards the end of the month. Interesting facts going along with that in closing the streets and working on the parking, the Graham organization is also bringing in an additional 14,500 chairs. We're going to have 5,000 people in pavilion one, 4,000 in pavilion two and we're going to put 5,000 chairs outside where we had the Oz Fest. They are bringing in a Sony Jumbo-Tron like you see at the football games and they are going to teleconference out there so some of the folks will be sitting outside. It is going to be quite the event. I hope it doesn't rain. That's it."

Chairman Winters said, "Doesn't sound like there is much going on. Commissioners, you've heard John's report, what's the will of the Board?"

MOTION

Commissioner Gwin moved to receive and file.

Commissioner Hancock seconded the Motion.

There was no discussion on the Motion, the vote was called.

Regular Meeting, October 15, 1997

VOTE

| | |
|--------------------------------|-----|
| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Good luck in the next 30 days. Next item."

- G. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, WITH KLAVER CONSTRUCTION CO., INC. ON SEDGWICK COUNTY PROJECT NOS. 610-36-375, BRIDGE ON 37TH STREET NORTH BETWEEN 143RD AND 159TH STREETS EAST (B-271); 590-35-4582, BRIDGE ON 117TH STREET NORTH BETWEEN 127TH AND 143RD STREETS EAST (B-272); 833-C-3627, BRIDGE ON WEBB ROAD BETWEEN 101ST AND 109TH STREETS NORTH (B-273); 837-D-300, BRIDGE ON 127TH STREET EAST BETWEEN 93RD AND 101ST STREETS NORTH (B-274); 839-T-4851, BRIDGE ON 143RD STREET EAST BETWEEN 31ST AND 39TH STREETS SOUTH (B-275). DISTRICTS #1 AND #5.**

Mr. David C. Spears, P.E., Director/County Engineer, Bureau of Public Services, said, "Item G is a modification of plans and construction for five bridges included in one contract. This includes a bridge project on 37th Street North between 143rd and 159th Streets East, designated as B-271; the bridge on 117th Street North between 127th and 143rd Streets East, designated as B-272; the bridge on Webb Road on 101st and 109th Streets North, designated as B-273; the bridge on 127th Street East between 93rd and 101st Streets North, designated at B-274; and the bridge on 143rd Street East between 31st and 39th Streets South, designated as B-275.

"All of these projects are in accordance with the Capital Improvement Program. These projects have been constructed and are ready to be finalized out. There will be a net decrease of \$14,900 due to variations in planning quantities from actual field measurements. Recommend that you approve the modification and authorize the Chairman to sign."

Regular Meeting, October 15, 1997

MOTION

Commissioner Gwin moved to approve the Modification of Plans and Construction and authorize the Chairman to sign.

Commissioner Schroeder seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

| | |
|--------------------------------|-----|
| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Thank you. Next item."

**H. REPORT OF THE BOARD OF BIDS AND CONTRACTS' OCTOBER 9, 1997
REGULAR MEETING.**

Mr. Ken Williams, Assistant Director, Purchasing Department, greeted the Commissioners and said, "You have the Board of Bids and Contracts' Meeting of October 9.

**(1) CLOZARIL - COMCARE
FUNDING: COMCARE**

"The first item is Clozaril for COMCARE. The recommendation is to accept the low bid of Abbott Laboratories, for the purchase price of \$18,000 and request the Bureau of Finance research the best lease/purchase rates available.

**(2) COMPUTER GENERATED TICKETS - KANSAS COLISEUM
FUNDING: SELECT-A-SEAT**

"Item two is computer generated tickets for the Kansas Coliseum. The recommendation is to accept the bid of BOCA System, Inc., in the amount of \$12,318. This is an extension of an original contract we solicited in April of 1996.

Regular Meeting, October 15, 1997

ITEMS NOT REQUIRING BOCC ACTION

- (3) **REPLACEMENT OF WINDOWS AT JUDGE RIDDEL BOYS RANCH - CAPITAL PROJECT**
FUNDING: CAPITAL PROJECT

“Item three, replacement of the windows at Judge Riddel Boys Ranch for Capital Projects. The recommendation is to table indefinitely for review.

- (4) **CARGO VAN - MOTOR POOL**
FUNDING: MOTOR POOL

“Item four, a cargo van for the Central Motor Pool. No bids were received and we were instructed to re-solicit.

- (5) **RS/6000 - INFORMATION SERVICES**
FUNDING: INFORMATION SERVICES

“Item five is an RS/6000 for Information Services. The recommendation is to table it indefinitely for review. That is the report of the Board of Bids and Contracts October 9.”

Chairman Winters said, “Thanks Ken. Are there any questions or comments?”

MOTION

Commissioner Miller moved to approve the recommendations of the Board of Bids and Contracts.

Commissioner Hancock seconded the Motion.

There was no discussion on the Motion, the vote was called.

Regular Meeting, October 15, 1997

VOTE

| | |
|--------------------------------|-----|
| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Thank you Ken. Next item."

CONSENT AGENDA

I. CONSENT AGENDA.

1. Right-of-Way Easements.

The following tracts of land have been granted by Easement for Right-of-Way at no cost to the County. These Easements were requested by the Director, Bureau of Public Services, as a condition of receiving a Platting Exemption on an unplatted tract.

- a. Road Number 805-D, Owners: James F. Roach, Cheryl K. Roach and Jose Garcia, located in the Southeast Quarter of Section 24, Township 25 South, Range 2 West, more specifically located on the west side of 119th Street West and north of 93rd Street North. Eagle Township. District #3.
- b. Road Number 837-B, Owners: Stephen M. Friesen and Debra J. Friesen, located in the Southeast Quarter of Section 10, Township 25 South, Range 2 East, more specifically located on the west side of 127th Street East and north of 109th Street North. Lincoln Township. District #1.
- c. Road Number 781-M, Owners: Mark J. Gorges and Angela M. Helten, located in the Southeast Quarter of Section 1, Township 27 South, Range 4 West, more specifically located on the west side of 311th Street West and north of 21st Street North. Grand River Township. District #3.

Regular Meeting, October 15, 1997

The following tracts of land have been granted by Easement for Right-of-Way at no cost to the County prior to dividing the land into 5- to 10-acre tracts. These Easements were requested by the Director, Bureau of Public Services, as a condition of dividing property into unplatted tracts.

- d. Owners: Cleo Lagaly and Elizabeth Lagaly, located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.
- e. Owners: Milton Clevenger, President of Clevenger Homes of Wichita, Inc., located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.
- f. Owners: David Warn and Karen Warn, located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.
- g. Owners: Ariann Goebel and Daniel Goebel, located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.
- h. Owners: Christopher Mies and Jean Ann Mies, located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.

The following tracts of land have been granted by Floodway Reserve Easement at no cost to the County. These Easements were requested by the Director, Bureau of Public Services, as a condition of receiving a Platting Exemption on an unplatted tract.

Regular Meeting, October 15, 1997

- i. Owners: James F. Roach, Cheryl K. Roach and Jose Garcia, located in the Southeast Quarter of Section 24, Township 25 South, Range 2 West, more specifically located north of 93rd Street North and west of 119th Street West. Eagle Township. District #3.

The following tracts of land have been granted by Floodway Reserve Easement at no cost to the County prior to dividing the land into 5- to 10-acre tracts. These Easements were requested by the Director, Bureau of Public Services, as a condition of dividing property into unplatted tracts.

- j. Owners: Cleo Lagaly and Elizabeth Lagaly, located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.
- k. Owners: Cleo Lagaly and Elizabeth Lagaly, located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.
- l. Owners: Cleo Lagaly and Elizabeth Lagaly, located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.
- m. Owners: Milton Clevenger, President of Clevenger Homes of Wichita, Inc., located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.
- n. Owners: Larry Austin and Jannessa E. Austin, located in the Southeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located north of 21st Street North and west of 215th Street West. Garden Plain Township. District #3.

Regular Meeting, October 15, 1997

2. Right-of-Way Agreements.

One Easement for Right-of-Way and two Temporary Construction Easements for Sedgwick County Project No. 618-34; Central from Greenwich Road to the K-96 Bypass. CIP #R-224. District #1.

3. Section 8 Housing Assistance Payment Contracts.

| <u>Contract Number</u> | <u>Rent Subsidy</u> | <u>District Number</u> | <u>Landlord</u> |
|------------------------|---------------------|------------------------|-------------------------|
| V97059 | \$318.00 | 5 | Dora Wallace |
| V97060 | \$375.00 | 5 | Helms Rental Properties |

4. The following Section 8 Housing Contracts are being amended to reflect a revised monthly amount due to a change in the income level of the participating client.

| <u>Contract Number</u> | <u>Old Amount</u> | <u>New Amount</u> |
|------------------------|-------------------|-------------------|
| V96086 | \$335.00 | \$335.00 |
| V92013 | \$225.00 | \$225.00 |
| C94094 | \$232.00 | \$139.00 |
| C96016 | \$375.00 | \$228.00 |
| V96086 | \$335.00 | \$92.00 |
| C95037 | \$325.00 | \$209.00 |

5. Agreement with All Veteran's International, Inc. Honor & Color Guard Sedgwick County for use of the south lawn of the Historic Courthouse west of the Grant Army of the Republic War Memorial to conduct memorial services each year on Memorial Day and Veteran's Day.

6. Resolution authorizing disposal by destruction of certain noncurrent County government records held by the County Controller as custodian, pursuant to the Government Records Preservation Act (K.S.A. 45-404(C)).

Regular Meeting, October 15, 1997

7. **Authorization per K.S.A. 79-2012 to withhold delinquent personal property taxes under the County Treasurer's certification dated October 7, 1997.**
8. **Consideration of the Check Register of October 14, 1997.**
9. **Budget Adjustment Requests.**

| <u>Number</u> | <u>Department</u> | <u>Type of Adjustment</u> |
|---------------|--|----------------------------|
| 970594 | District Court | Supplemental Appropriation |
| 970595 | Central Motor Pool | Transfer |
| 970596 | Public Services | Transfer |
| 970597 | KDHE Solid Waste Planning Grant | Transfer |
| 970598 | S.T.O.P. Violence Against Women | Supplemental Appropriation |
| 970599 | Public Services | Transfer |
| 970600 | District Court | Transfer |
| 970601 | Purchasing | Transfer |
| 970602 | Finance General Coroner | Transfer |
| 970603 | Finance General | Transfer |
| 970604 | Prosecutors Special Training Fund | Transfer |
| 970605 | Legal/Finance General/Capital Projects/Appraiser | Transfer |
| 970606 | Kansas Coliseum | Supplemental Appropriation |

Mr. William Buchanan, County Manager, said, "Commissioners, you have before you the Consent Agenda and I would recommend you approve it."

Regular Meeting, October 15, 1997

MOTION

Commissioner Gwin moved to approve the Consent Agenda as presented.

Commissioner Miller seconded the Motion.

There was no discussion on the Motion, the vote was called.

VOTE

| | |
|--------------------------------|-----|
| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, "Is there other business to come before this Board? We need to have an Executive Session in both this meeting and in a meeting of the Fire District. So at this time, if we would go to a Motion for an Executive Session in this meeting and then we'll come back to this meeting and adjourn this meeting and call to order the Fire District Board and go into Executive Session for that meeting."

J. OTHER

MOTION

Commissioner Miller moved that the Board of County Commissioners recess into Executive Session for 15 minutes to consider consultation with legal counsel on matters privileged in the attorney/client relationship relating to legal advice and personnel matters of non-elected personnel and that the Board of County Commissioners return from Executive Session no sooner than 10:15 a.m.

Commissioner Gwin seconded the Motion.

There was no discussion on the Motion, the vote was called.

Regular Meeting, October 15, 1997

VOTE

| | |
|--------------------------------|-----|
| Commissioner Betsy Gwin | Aye |
| Commissioner Paul W. Hancock | Aye |
| Commissioner Melody C. Miller | Aye |
| Commissioner Mark F. Schroeder | Aye |
| Chairman Thomas G. Winters | Aye |

Chairman Winters said, “We are recessed into Executive Session.”

The Board of Sedgwick County Commissioners recessed into Executive Session at 9:56 a.m. and returned at 10:50 a.m.

Chairman Winters said, “I’ll call back to order the Regular Meeting of the Board of County Commissioners. Let the record show that there was no binding action taken in Executive Session. Is there any other business to come before this Board? Seeing none, this meeting is adjourned.”

K. ADJOURNMENT

Regular Meeting, October 15, 1997

There being no other business to come before the Board, the Meeting was adjourned at 10:51 a.m.

**BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS**

THOMAS G. WINTERS, Chairman
Third District

PAUL W. HANCOCK, Chairman Pro Tem
Second District

BETSY GWIN, Commissioner
First District

MELODY C. MILLER, Commissioner
Fourth District

MARK F. SCHROEDER, Commissioner
Fifth District

ATTEST:

James Alford, County Clerk

APPROVED:

, 1997