

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

JULY 10, 1996

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, July 10, 1996, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem Melody C. Miller; Commissioner Betsy Gwin; Commissioner Paul W. Hancock; Commissioner Mark F. Schroeder; Ms. Nola Foulston, District Attorney; Mr. William P. Buchanan, County Manager; Mr. Stephen B. Plummer, County Counselor; Mr. Richard Euson, Assistant County Counselor; Mr. Jarold D. Harrison, Assistant County Manager; Ms. Becky Allen-Bouska, Director, Bureau of Finance; Mr. Brad Hanson, Director, Budget Department; Mr. Doug Russell, Director, Department of Aging; Mr. Marvin Krout, Director, Metropolitan Area Planning Department; Ms. Irene Hart, Director, Bureau of Community Development; Ms. Becky Stewart, Director, Emergency Medical Service; Ms. Deborah Donaldson, Director, Bureau of Health Services; Mr. Harry J. Hayes, Director, Bureau of Human Resources; Mr. Thomas Kimbrell, Program Manager, Juvenile Intake & Assessment; Mr. Bruce Sundling, Director of Problem Resolution, Appraiser's Office; Mr. Gerald C. Frantz, Sedgwick County Appraiser; Mr. David C. Spears, Director, Bureau of Public Services; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. Luan Chebultz, Deputy County Clerk.

GUESTS

Mr. Dick Gadberry, Sheriff Sergeant, Sheriff's Department
Mr. Eugene M. Hughes, President, Wichita State University
Mr. F. Tim Witsman, President, World Trade Center
Ms. Carroll C. Huke, Coordinator, Protective Legal Services of Wichita
Ms. Ann J. Koch, 10246 Alamo Court, Wichita, Kansas
Mr. Karl Peterjohn, Executive Director, Kansas Taxpayer Network
Ms. Hattie Thomas, 603 N. Pinecrest, Wichita, Kansas
Ms. Rosa Molina, Director, Medical Service Bureau
Mr. Al Reiss, Engineer, Reiss & Goodness Engineers
Mr. Joe L. Norton, Bond Counsel, Gilmore & Bell, P.C.

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INVOCATION

The Invocation was given by Mr. Pete Morris of the Christian Businessmen's Committee.

FLAG SALUTE

ROLL CALL

The Clerk reported, after calling roll, that all Commissioners were present.

CONSIDERATION OF MINUTES: Regular Meeting, June 26, 1996.

The Clerk reported that Commissioner Gwin was absent at the Regular Meeting of June 26, 1996.

Chairman Winters said, "Commissioners, you've had an opportunity to review these Minutes, what's the will of the Board?"

MOTION

Commissioner Hancock moved to approve the Minutes of June 26, 1996, as presented.

Commissioner Miller seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Abstain
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 please."

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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 today's Regular agenda. I am available for questions if there are any."

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

PROCLAMATION

A. PROCLAMATION DECLARING JULY 10-17, 1996 AS "SAVINGS BOND WEEK."

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

PROCLAMATION

WHEREAS, United States Savings Bonds provide citizens with an opportunity to invest in the future of America; and

WHEREAS, saving for the future is vital to the realization of dreams of all Americans; and

WHEREAS, saving with a U.S. Savings Bond is convenient through automatic payroll deduction;

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim the week of July 10 - 17, 1996, as

"SAVINGS BOND WEEK"

in Sedgwick County, and urge all Sedgwick County employees to invest in America and save for their future.

"Dated July 10, 1996. Commissioners, you've heard the Proclamation."

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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

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 very much. Here to accept the Proclamation is Harry Hayes. Give us a few comments about what's going on with Savings Bonds Week in Sedgwick County."

Mr. Harry Hayes, Director, Bureau of Human Resources, said, "What we're trying to do, Mr. Chairman, is to try to encourage our employees to invest in the future of the United States by purchasing U.S. Savings Bonds to continue the strength of the nation, the strength of savings and the strength of financial viability of all of our employees. Thank you."

Chairman Winters said, "Thank you very much. It's a good project and I think we do have good response from employees in the program."

Mr. Hayes said, "Yes, we do."

Chairman Winters said, "Okay, thank you very much. The next item is a retirement, and Madam Clerk if you'd go ahead and read that and Harry start, I'll come down to the front."

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RETIREMENT PRESENTATION

B. PRESENTATION OF RETIREMENT CLOCK TO DICK GADBERRY, SHERIFF SERGEANT, SHERIFF'S DEPARTMENT.

Mr. Hayes said, "Mr. Chairman, Commissioners, I'm pleased to announce that Sheriff Sergeant Dick Gadberry will retire August 1, 1996 after 26 ½ years of dedicated and outstanding service to Sedgwick County. He was hired on January 1, 1970 as a Patrolman and was promoted to Sergeant quite rapidly just three years later in 1973. In October of 1985, he became Range Master and reclassified to Sheriff Sergeant again on January 1, 1992.

"In his retirement, Sergeant Gadberry will visit friends, will enjoy riding his Harley Davidson motorcycle and he'll help one of his good friends finish his basement. Mr. Chairman."

Chairman Winters said, "Thank you very much Harry. Dick, on behalf of the Sedgwick County Commissioners and all of the citizens of Sedgwick County we wish to present you this retirement clock as a symbol of our appreciation of the work you've done. Being involved in law enforcement is very vital. It is very crucial that our citizens have the protection as provided by all enforcement folks. We know you've been involved in a lot of stages in the training of new officers, vitally important. The Commissioners, and I'm sure the Sheriff and the citizens of Sedgwick County have appreciated your work."

Mr. Dick Gadberry, Sheriff Sergeant, Sheriff's Department, said, "Thank you very much sir."

Commissioner Schroeder said, "Tom, don't let Dick get away. Come back up here."

Commissioner Hancock said, "We've got some things to say to you."

Commissioner Schroeder said, "Yeah."

Commissioner Gwin said, "You may not want to talk to us, but I think some of us want to talk to you."

Commissioner Schroeder said, "You are going to visit your friends or bother your friends now that you're retiring?"

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Mr. Gadberry said, "You were right on the later part, bother. It's time to get back some free meals."

Commissioner Schroeder said, "I bet it is. I have known Dick since I've been here and when my brother went through recruit class, I saw him a couple of weeks after he got started. I asked him, what do you think of Dick Gadberry and he said, that guy's mean. He said, I know who your brother is and it's not going to help one bit. He thought he was done for, but he made it.

"Dick, I hope that you have a wonderful retirement. We're going to miss you around here. I hope you do good things and enjoy your next few years especially when you're going to be bothering people and building basements. We're going to miss you."

Mr. Gadberry said, "Thank you sir."

Commissioner Hancock said, "You know, Dick, I've known you a lot longer than since I've been a Commissioner and I know we've kind of a peculiar relationship that we've tried to bother the Sheriff with over the years. He's wondered about this, I know. Back in the late sixties and early seventies, Dick and another Officer by the name of Steve Fabian used to visit our premises a lot and we sold sporting goods down there. They came down and talked to us a lot and gave us a lot of help.

"I think the most memorable thing about Dick is that he gave my wife her first ticket. Didn't make any difference. She did it and he gave her the ticket for it and she remembers what it was, it was failure to stop to avoid an accident and she's never forgotten it and she's never forgiven you."

Mr. Gadberry said, "I know, she brings it up quite frequently."

Commissioner Hancock said, "Every chance she gets, she let's Dick know that it is still on and she's trying to get even somehow and I'm sure she will in time."

Mr. Gadberry said, "Probably, but it's too late now."

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Commissioner Hancock said, "Anyway, Dick, thank you very much for being a friend over the years to my family and to me and thank you for your service to Sedgwick County. There are not many officers out there like you and we'll miss you very much."

Mr. Gadberry said, "Thank you sir."

Commissioner Gwin said, "Thank you, thank you so much."

Mr. Gadberry said, "Thank you. Have a nice day."

Commissioner Schroeder said, "I guess that was a mini-roast. It wasn't a retirement presentation was it."

Commissioner Gwin said, "From the looks of the people here, they're not through with him yet either."

Chairman Winters said, "Alright, thank you very much. It is certainly good to know that we have good, long term employees with the County and we certainly wish them all the best in their retirement. Madam Clerk, would you please read the next item."

PUBLIC HEARINGS

C. PUBLIC HEARING REGARDING THE 1997 SEDGWICK COUNTY BUDGETS.

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "You have been presented the Manager's recommendation for the 1997 Budget. The purpose of this process today is to hear from the public. I would remind you that there are two other public hearings. There is a public hearing this morning. There will be two others this morning also, one in the Fire District and one in the Sewer District. Those people who are concerned about those issues should reserve their comments until those public hearings. There is no use for me speaking at this point. You've heard the presentation from me. It is now time for you to hear, again, from the public. There will be one more public hearing and that will be August 14."

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Chairman Winters said, "Thank you Mr. Manager. At this time, I will open the public hearing and receive comments from the public as we consider our budget for 1997. So, the public hearing is open. I see that Dr. Eugene Hughes from Wichita State is in the audience this morning. Dr. Hughes, if you'd like to address the Commission, please come forward."

Mr. Eugene M. Hughes, President, Wichita State University, said, "It is a pleasure to be with you this morning. As you know, a very vital part of the University's operating budget is the budget that does come through the mill levy, supported by the City and the County. I like to look at that relationship as a very vital relationship that enables the University to do things that would not otherwise be possible.

"As you know, part of the mill levy has supported bond issues in the past and one of the components of the budget this year is for the sale of an additional \$2,200,000 worth of revenue bonds to enable us to form a partnership with the State, City, County, and the private sector, to renovate Cessna Stadium. We will have enough funds, with the sale of the bonds, to enable us to basically take care of the safety issues to have what looks like, hopefully, a new stadium with seating for 30,000 people. With this funding, we hope to be able to address the restrooms.

"The part of the facility that will not be completed at this time, will be the locker rooms and the interior of the facility and we're going to ask the private sector to assist us with that. Those who have wanted football, we've indicated that the first call on any funds that would come from the private sector as relates to football or anything else for athletics, would go to finishing Cessna Stadium and we'll consider football after that. So that part is important to us, it's important to the northeast neighborhood. We've said that we think we have probably the biggest eyesore in the northeast neighborhood. We know that a lot of time and effort and resources have been devoted to improvements on 21st Street.

"This facility will give us a facility that will enable us to bring activities to the City and the County that would not otherwise be possible. So we're looking forward to completion of that project through a partnership with all parties that have an interest in it and as part of this mill levy budget, one of the things that we've done, is to attempt to do more with less. Although we're maintaining the support for students and support basically for faculty and research activities, we have reduced administrative costs. The Board of Trustees operation will become even more lean and mean as we devote some of those funds to the repayment of bonds through the debt service.

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"We have continued to have an excellent relationship with the County. We went through a process of course, on campus, to develop this budget that involves all the constituencies on our campus, then had approval by our Board of Trustees. After that, we had negotiations with your staff, and the City staff, and the budget you have before you is the budget that we now are promoting from all sides. It is a compromise budget, but we feel that budget is workable for this year and we appreciate your support. We appreciate the relationship that we have with the County and we want you always to remember that Wichita State University should be your first institution to which you turn if you need assistance and we should be able to respond to that, whether it relates to a mill levy or it relates to any of the other components of the University. We see the relationship as synergistic, extremely important, unlike that of most other institutions in the country. As you know, the relationship with mill levy is unique in this country, we think that is extremely important and yet it gives us an opportunity, as we talk to our colleagues at other universities in urban settings to say that not only are we in the City, but we're of the City and the County. We appreciate that and we appreciate your continuing support. I'd be glad to answer any questions, but I don't think you want to talk about detail in terms of the budget."

Chairman Winters said, "Okay, thank you very much Dr. Hughes. We appreciate very much your coming to visit with us and we certainly do consider you one of our partners in this community. Thank you."

"I see Tim Witsman is in the chamber this morning and I understand that he would like to address the Board. Tim."

SLIDE PRESENTATION

Mr. F. Tim Witsman, President, Kansas World Trade Center, greeted the Commissioners and said, "I really appreciate the opportunity. I'll be really brief. I had a communication from Louanna Honeycutt-Burress that you were interested in rail and alternatives for companies with rail. Let me just say a word about that. We haven't forgotten about it. We are paying attention to it. What's going on right now is that companies are kind of individually dealing with that subject. What we'd like to do is take about a hundred companies that we know have an interest in rail and that kind of inter-modal transportation and work with them and the State. This isn't a ploy to ask you for money, but to do that, it's about \$7,000, so we are pursuing some companies and others who might be interested in funding that."

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"I mean it sincerely, I didn't say that for that reason. That's been a barrier to it and I'll show you in a moment what we have been up to so that you'll understand why that project hasn't been done. Because to simply do a \$7,000 project with no income would be tough for us.

"This is the new news. I have good news and a challenge. The good news is that we have done what we told you we would do, which was to focus on trying to generate more income on our own. If you'll take a look at that very first column, in 1995, that's how much we generated either in services or we get a commission on certain translations. This is the commission or net on the translations.

"In the first quarter, we were doing it about that same rate, about a fourth of that \$24,000."

Chairman Winters said, "Excuse me Tim, can I interrupt you? This is for the World Trade Center, right?"

Mr. Witsman said, "Yes, absolutely, this is all the World Trade Center. I'm sorry, I should have identified that to begin with.

"The second quarter, not all that money is in the door, but it is billable or billed, and so we have already done \$10,000 more in the second quarter of 1996 than we did in the whole of 1995. Our goal for each of these quarters, in fact, our goal for the second quarter, was \$16,500 each quarter. That's going to be tough to achieve, but that's our goal. We established that. I gave that to Pam as a challenge just as we began the second quarter. So that's the good news. We are generating more income on our own, these are bigger projects than we used to do.

"This is our challenge. If we can do \$16,500 worth of contract services per quarter, than that it \$66,000. We haven't done a budget for 1997 yet, but that is what we would be trying to generate. The State, that's been passed, they gave us \$50,000 for their fiscal year that runs July 1, 1996 through June 1997. For some quirk, they are giving us only \$20,000 in 1996 so we'll get \$30,000 from them in 1997. That ends June 30. With what is in your proposed budget, I think it is \$15,333, the dilemma for us is if you add those three together, it is \$111,333 and that is about \$60,000 to \$65,000 short of what we would have to support a staff of three people, which is what we have right now.

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"We are using some free interns from WSU this summer to try to help us so that we can do more and so that the people who can generate income have time to work on those projects. So our request would still be for additional support from the County beyond the \$15,333 as I think we are demonstrating that we're generating more income. It is simply to the point where I can't honestly tell you that I think we can generate a whole lot more than that \$66,000 for 1997.

"One other thing, just to remind you again of the sales impact. This is for a nine month period from the middle of 1995 through the first quarter of 1996. That is actually reported, a letter from a company saying this is the amount of sales that the Trade Center helped them establish. My argument would be, we understand you support a lot of different activities. I remember them because I used to spend the time that Bill Buchanan now spends in the spring and summer going through all of those and a number of people are in the audience. The only thing I would say is that I don't know of any expenditure the County makes that has as much return in terms of obtaining sales, obtaining revenue for the County as the Trade Center does. That is what I would ask. If you have any questions on either of those subjects, I'd be happy to answer. If it is a really tough question, Pam Doonan, the Chief Operating Officer, is here and she really knows the business."

Chairman Winters said, "Thank you Tim, there is a question. Commissioner Gwin."

Commissioner Gwin said, "Tim, the only question I have is, if the Manager's recommendation is for \$15,334, can you give me a specific number that you all are requesting?"

Mr. Witsman said, "The request that we turned in, Pam correct me if I'm wrong, was \$50,000."

Commissioner Gwin said, "\$50,000?"

Mr. Witsman said, "That was the budget request."

Commissioner Gwin said, "Okay, thank you. Thank you Mr. Chairman."

Chairman Winters said, "Okay, thank you. I see no other questions Tim. That you very much for being here."

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Mr. Witsman said, "Thank you for your time and thank you for your support."

Chairman Winters said, "Thank you very much. We appreciate you being here. Are there others in the audience who would like to address the Commission this morning? I see Nola Foulston, District Attorney, here. Ms. Foulston, if you would come forward please."

Ms. Nola Foulston, District Attorney, said, "Thank you Mr. Chairman."

Chairman Winters said, "Thank you. We appreciate you being here."

Ms. Foulston said, "First of all, I want to thank the Commission for all the time you've invested in a review of the criminal justice system in our community. While we would all love to have some more parks and recreation areas, art exhibits, buildings that would be lovely just to walk in and out of rather than to have the doors locked behind you, it is a fact of life. The criminal justice system has exploded. Juvenile crime is on the increase and we're looking at even worse statistics through the years that come in the future. It is unfortunate that we have to spend our tax dollars this way and I know the County has attempted in every way, shape, and form, to keep our lid down, to be able to have taxpayers understand and appreciate the fact that you don't want to raise any type of revenue from them by taxing again. But, once again, we are looking at a situation where the need is very intense. More and more law enforcement officers are gravely needed on our streets. It is not any different than the situations that are faced around the United States today. In an ability to keep up with that, you not only have to have the law enforcement officers who do the arresting for those who commit the crimes in our community, but you also have to go forward to have individuals that can prosecute the cases. In that respect, we've made our request to the budget, and I would like to thank the Commission for their understanding and appreciation, and more than that, for their assistance to their constituency that you serve. These are very difficult decisions and I know that you will act in the right and appropriate way for our community.

"We have made our requests for the budget increases and supplemental requests and there has been a lot of debate and discourse, but I know the Commission will follow their usual good sense in making those decisions. I would welcome any questions you might have with regard to any changes that would be made as a result of the budget impact."

Chairman Winters said, "Alright, thank you very much. Commissioner Gwin."

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Commissioner Gwin said, "Thank you Mr. Chairman. Ms. Foulston, you've asked for some additional personnel needs in Trial Division, in Appellant Division, and in Juvenile Division. Tell me about those needs specifically."

Ms. Foulston said, "The District Attorney's Office, at the present time, has 38 attorneys. One might say, well gee, isn't that a large amount of lawyers. When you look at the things and the responsibilities the District Attorney's Office has, you note that there are great deficiencies in many of the areas. We are charged not only with the responsibility of enforcing the criminal laws of the State of Kansas, but also the Probate Code, mental care and treatment, children in need of care, the Juvenile Code. We handle civil litigation that we have been stymied with on a day to day basis by prisoners who continue to come back with post relief or post conviction relief. Those are some of the lawsuits that are filed by prisoners and these are very time consuming and have added additional burdens. In the last several years, we've seen the sentencing guidelines explode and change the way that we have to review even cases that were sentenced five years ago, and are now coming back to be revisited. So our case load continues and unfortunately, the cases never end, they always continue in the appellant process. So when we look at the number of lawyers that are in our office, we've designated certain specific areas.

"In the Trial Division, we are in desperate need of additional personnel and one of the biggest concerns that we have, of course, is capital litigation. We came last year and we talked about capital litigation, but the cases we are seeing now require two, three, four, and five lawyers. We tried a case most recently in our community, the State versus Gordon Barnes, in which a young man had been buried in the back yard of an individual's home. That particular case took a Senior Administrative Attorney from the office, from her assigned duties, and one other staff member from the Trial Division, plus one of our appellant attorney's, in a six week trial that resulted in the conviction of three individuals for the death of that young man from Rose Hill. In that particular case, it wasn't just the six weeks of trial, we're talking about months and months of preparation. When you take three attorneys out of a division of twenty and day to day business must continue, you have some real difficulties in being able to fill the voids that are there.

"Interestingly, on the other side of that case, when the defense was paid, the bill for the defense was over a quarter of a million dollars in salary for the defense and those are tax dollars too. So we're talking about some pretty significant amounts of money, time, energy, and investment that goes into prosecuting these cases.

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“Unfortunately, so gravely unfortunately, there is not just one case. The number of homicides that we've had and the type of cases that have been coming into our community lately have required significant attention. I can't talk about it, but today we have filed our first capital case here in our community. I will be leading the prosecution, with three other attorneys in my office, plus investigative staff. So you are talking about a number of individuals per case, rather than someone just figuring you go to court, spend 15 minutes, and it's all over and done with. These are very protracted, very time consuming.

"My job is, as well, to be a trial attorney, but I do need some help. The Appellant Division of my office is inundated with appeals. Every time we turn around, another criminal files another appeal. It never ends. It is relentless in the pursuit of individuals to get out of the responsibility that they should be undertaking for committing a crime. We had a case that I tried several years ago where a man shot at a law enforcement officer and attempted to kill his girlfriend, Richard Neers. Mr. Neers was sentenced to a significant life sentence for attempted first degree murder, aggravated assault of a law enforcement officer and he sued me. Then when my first deputy, who handled all of these civil suits was successful in having the Federal Court dismiss the lawsuit, he turned around and sued both of us and so now I don't have an attorney in my office to represent me and have to go elsewhere. So these are the kind of things even the District Attorney is not immune from a suit and it is almost on a day to day basis.

"The Appellant Division has increased in numbers dramatically. Everyone appeals everything. They get convicted, they plea, they go to court and say I'm guilty and the judge gives them a sentence. They go up to the penitentiary and they appeal that, regardless of the fact that they themselves are the one that plead guilty in the first place. You figure this, I don't know how, unless somebody puts a lid on it and the legislature and the Constitution has not yet seen fit to put the quietus on the number of appeals except in capital litigation cases with the new federal law.

"The Juvenile Division is an area that is burgeoning and we see it every day. When I was a kid, we used to throw eggs at houses, maybe some kids did, maybe I did, maybe not. You know that was a childish prank, but today we're not talking about throwing eggs. We're thinking about throwing bullets. We're talking about kids that are armed to the max and we're talking about rape and robbery. Last year we referred over 100 juveniles to this jurisdiction here at the District Court level in the adult courts to face trial as adults. Juveniles have committed homicides.

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“Juveniles have committed rapes and robberies and juveniles with guns are just like an adult with a gun, they're just younger. The explosion of that type of crime in the population base, that we know from the studies that have been commissioned by the Commission itself, showed that that area is going to be expanding. In that regard, we are in need of continuing the growth and development in the area of the Juvenile Division.

"The very saddest part of the growth and development that we do see are children in need of care. We had, last year, over 300 cases involving multiples of children who have been abused and neglected in our community. Kids that we find who have been burned with cigarettes, children with broken bones. Children that have been beaten to death, we had three in three months, all of whom had contact, at some point in time, with the system prior to their deaths. Not the criminal justice system, but our social system. All three died mercilessly without anyone there to help or assist them. These are the most touching of all cases and it is very difficult to handle some of the things we see. It is also a very lengthy process to sever the rights of the parents who abuse children so that we can allow these children to go forward, to grow and develop and become productive citizens. I can tell you, the children who are in need of care today, who are beaten, sexually molested, abused, subjected to drugs, alcohol, being given drugs and alcohol, are the kids that are going to turn into the next generation of juvenile offenders and abusers in the future. So these are the things that are our goals and objectives and we're working very diligently to make our community safer through the prevention aspect as well as the execution aspect. As I said, I would love to be here saying gee, let's really do something for our community, build another park or make recreation areas and I want that to occur, but we need to do something about the present problems that we face in order that we put a lid and contain the criminal justice problems that we are seeing today. We can't afford not to support a program that increases prosecution along with the law enforcement agencies that have increased their population base."

Commissioner Gwin said, "Thank you Ms. Foulston. When we get through with the public hearing, I'll have some more comments on your comments. Appreciate you being here."

Ms. Foulston said, "Thank you."

Chairman Winters said, "Okay, thank you. Commissioner Miller."

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Commissioner Miller said, "Nola, can you give me a number, in terms of your request, what number that you are looking for in terms of bringing on more attorneys?"

Ms. Foulston said, "Commissioner, the additional personnel needs for the 1997 Budget, I have here, I can hand you."

Commissioner Miller said, "Thank you."

Ms. Foulston said, "At the time, we are asking for a Senior Administrative Attorney. One of the things that you have to do of course when you have a large number, and by the way, the District Attorney's Office in this jurisdiction, is the largest in the State of Kansas. We handle more cases than any other jurisdiction. Unfortunately, Sedgwick County does have the distinction of having more violent crime in our community than other communities around the State. Wichita has registered about 3,700 reported high index crimes, rape, robbery, murder. Other jurisdictions, by comparison, Johnson County had about 1,000. Wyndotte had about 2,000. Shawnee County, that's Topeka, about 1,700 and I think there were probably about 500 or less in Lawrence. That is the five districts that have District Attorneys. The bottom line that we're talking about is \$314,189. I think that is an appropriate amount.

"We reviewed our needs for the office, assessed the case loads, look at the responsibilities, went to sources, Chamber of Commerce, Convention and Visitors Bureau, to determine population base. There is kind of a rule of thumb that I gave to the Commissioners yesterday. Through the National District Attorney's Office, and our national standards, that when you have a population base, you take about one prosecutor per 10,000 of population, but you take the population base and you add to it any significant amount of trafficking that comes into your community or large corporation. One of the most interesting things that I found yesterday from the Convention and Visitors Bureau was that we have over 5,000 hotel rooms in our town that are at about 70% occupancy each night. That is a significant amount of people that even traverse through the area. So you add the different factors of feed, Wesley Medical Center, Wichita State University, the Via-Christi Hospitals, Vulcan, Beech, Boeing, Cessna, Gates Lear Jet, Coleman, all of these large employers. When you add this together, you come out with a population base of 460,000 or so, an approximate number. We have 37 attorneys in our Office, so there is a difference and we're not asking for that total amount to bring it up to that, that is a basic rule of thumb that is used in many jurisdictions. Kind of hard to evaluate how much work should a lawyer do."

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Commissioner Miller said, "Thank you."

Ms. Foulston said, "You're welcome."

Chairman Winters said, "Thank you very much. I see no other questions of Ms. Foulston. Thank you very much for being here. Is there anyone else in the audience who would like to address the Board of County Commissioners. Please come forward. Please be sure to state your name and address for the record."

Ms. Carroll C. Huke, Coordinator, Protective Legal Services of Wichita, said, "My address is 1307 Murry in Wichita. Hello Commissioners. First of all, I would like to tell you that I'm addressing the 1997 elderly mill levy budget. Our office at Legal Services does the protective legal services work. Our last budget, our 1996 Budget, was for \$31,500, and we requested \$35,000. I am here today, as much as anything else, to personalize our office for you and to tell you a little bit about the work we do for seniors. We turn away many more requests for services every year than we are able to provide. An example of the kinds of cases we do, are that we have recently been handling quite a bit, are the representation of vulnerable elderly whose guardians and conservators have not properly cared for them, have used their money improperly, or have failed to inform the court when the client's health improved so that he or she could be restored to independence.

"These cases involve a tremendous amount of time in the initial investigation, the travel to client's homes, these are home bound elderly, communicating with the hearing impaired client or clients who have speech difficulties and assisting clients in getting the necessary medical evidence to support their cases. So, in many, cases we've been able to restore clients to capacity who have been literally locked away and forgotten by their own conservators and guardians.

"There are, of course, other types of cases we do under the protective services for elderly. Some elderly people are physically abused by their relatives, so they need restraining orders. We also help in cases in the community where we have elders who have been swindled by unscrupulous people who have tried to get them to set up living trusts, non-attorneys who have taken their money to do that and haven't set up the trust, haven't given them anything but a piece of paper so to speak. In cases like that, believe it or not, sometimes we are able to get the money back for the people.

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"Primarily today, I did want to thank you for the grant you have given us in the past and let you know that we are here and we're doing the service and also that we think it is a very needed service and we do refuse so many requests for services because of our funding, so we want to thank you. Any questions?"

Chairman Winters said, "Thank you. Yes. Commissioner Gwin has a question.

Commissioner Gwin said, "Do you have any other funding sources?"

Ms. Huke said, "The Legal Services of Wichita Office has funding sources, yes, but this project has no other funding source."

Commissioner Gwin said, "Protective legal services under our Aging Department."

Ms. Huke said, "That's correct."

Commissioner Gwin said, "This is the source."

Ms. Huke said, "That's correct."

Commissioner Gwin said, "Okay, thank you. Thank you Mr. Chairman."

Chairman Winters said, "Commissioner Miller has a question. Commissioner Miller."

Commissioner Miller said, "When you originally began your presentation, you said that you wanted to address the 1997 mill levy. Could you just elaborate for a moment, or were you referring to the line item that addresses your program?"

Ms. Huke said, "Well, I was addressing the line item that addressed our program."

Commissioner Miller said, "Okay, I just wanted to make sure. Are you requesting anything more? I hear the thanks and that's appreciated, I am wondering if you are requesting anything more."

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Ms. Huke said, "I guess what I'm saying is, these services are provided at an hourly rate. When you consider the 794 hours of service we provide, the present level of funding provides the service at less than \$40 an hour including our overhead. So we can use all the money we can get and at \$35,000, it would be \$40 an hour, just slightly above that."

Commissioner Gwin said, "Just for clarification by me, the Council's recommendation was \$35,000. Their 1995 and 1996 Budget amounts were \$31,500 and the Manager's recommendation for 1997 was \$31,500. She was asking for \$35,000."

Commissioner Miller said, "So you were asking for \$35,000?"

Ms. Huke said, "That's correct. Thank you."

Commissioner Gwin said, "Thank you."

Commissioner Miller said, "Wanted to make that very clear."

Ms. Huke said, "Thank you."

Chairman Winters said, "Okay, thank you very much. Ms. Huke, thank you for being here. Is there anyone else in the audience who would like to address the County Commissioners? Please come forward and state your name and address for the record."

Ms. Ann J. Koch, said, "I live in Wichita, my exact address is 10246 Alamo Court. I am here as a volunteer, representing the Sedgwick County Extension Service. The Director, Bev Dunning, has requested a supplemental budget of originally \$124,000 to improve or increase salaries, plus upgrade technology and equipment. That is primarily computer technology. All of those facets of that supplemental request have been denied and that's why I'm here before you this morning. We are prioritizing our requests and would like to request additional monies for salary increases. A 5% increase, 3.75% for cost of living and a 1.25% merit increase, would cost the County a total of approximately \$38,000.

"We just heard from the District Attorney about prevention or about the need for intervention and I'd like to speak to you for just a moment to emphasize the County Extension Office does a great deal of work in the prevention area. It is, as we all know, much more cost effective to intervene or prevent, rather than intervene after the fact.

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“The County Extension Office works with the population, a very diverse population. They work with single parents, dependent families, youth. We have programs in the elementary schools, group homes and children's homes. These are quality programs, programs that are on going and are already established and I think that it might be economically wise to continue to invest and support those programs.

"The Extension Service is also involved in some other very timely issues, waste management, yard recycling, those are the kinds of things that are presently on our minds. The quality of service that we receive from our County Extension Office, I believe is directly proportional to the quality of employees that we are able to maintain there. I am a counselor by profession. I am a counselor at Northwest High School, so I know first hand, what the needs of families and children are in this society. I was at one time a social worker in this County, so I know that the prevention programs that are going on at the Extension Office are very much needed and I would encourage you to consider this supplemental request for an increase in salaries. I believe it is probably a very small request in the total scope of the County Budget. A cost of living increase alone would be slightly over \$28,000 to the County. The County Extension Service has maintained a level budget for the last three years and I believe that with good management practices, this group of employees that is giving a needed service to the County ought to be considered for a supplemental increase. Thank you."

Chairman Winters said, "Thank you very much Ms. Koch. Commissioner Gwin has a question."

Commissioner Gwin said, "Just a question again for clarification. Bev has worked on a supplemental and you have revised it and you are asking for a supplemental of \$38,000."

Ms. Koch said, "We've prioritized and we have taken the technology and the equipment aspect out of it and are asking now for just monies for salary increases for employees."

Commissioner Gwin said, "Thank you. Thank you Mr. Chairman."

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Chairman Winters said, "Thank you Ms. Koch. Thank you for being here. I have neglected to say that we would like to limit our comments to five minutes. I don't believe anyone has gone over five minutes and we certainly want to hear everything that everyone has to say, but if we could limit our comments to five minutes that would be appreciated. Is there anyone else who would like to speak to the Board of County Commissioners? Please come forward and state your name and address for the record."

Mr. Karl Peterjohn, Executive Director, Kansas Taxpayer Network, 1307 N. Manchester, Wichita, Kansas, said, "On behalf of the hundreds of Sedgwick County property taxpayers who support the Kansas Taxpayer's Network of which I'm the Executive Director of, I'd like to express my appreciation to the County Commission that your proposed 1997 Budget does not increase property tax millage. However, I must express concern about the possibility that millage increases in future years are somehow inevitable and while it is true that the County is not seeking an increase in property tax millage, there is continued unhappiness over property tax appraisals which are a way of increasing property tax revenue without any elected officials casting any recorded votes. I regularly hear from unhappy tax payers after the reappraisal notices come out and are issued March 15.

"Your 1997 Budget document is a difficult one for me to handle. The apparent reductions in general fund spending are tied to accounting changes for the treatment of inter-fund transfers and the treatment of certain departmental expenses, also make this budget a challenge. I really appreciated the opportunity to set down with some of the Finance Department personnel who tried to educate me on these changes. With this caveat, let me express some specific concerns and try to limit them within your five minutes.

"County spending is growing at a significant rate. Your 1996 Budget, which was a \$167,200,000, exceeds the '93 Budget, which was \$139,800,000, and this was almost a 20% increase over three years. We've got to keep in mind that we can't let our government grow faster than our ability for the private sector that's got to pay the taxes to pay for it. The projects with the jail expansion, children's museum, and a number of other projects, will cause this spending growth to accelerate with both operational and bonding operations in the years to come. I used some comparisons to the '97 Budget to '95 to compare these expansions. There have been talk about '98, an increase of four mills and this would be a 14% increase and two mills more, which would be 21.3% increase over today's levy. Of course, this doesn't take into account the increases I hear about from people who get reappraised.

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"Now expansion of property taxes does hurt the County's economy. Our business growth in this community is focused in areas where there is the least amount of impact from property taxes. If I specifically cite, the largest tax abatements and IRB have occurred for the aircraft industry and that is actually the area where we're throwing the most jobs at the moment. If you'll look in the departure, in 1995, of several important area firms to lower tax locations out of State, it should be a warning to all government and we can't exclude the County on that too.

"The growth in departmental budgets in 1997, which is kind of hard to handle with the inter-fund transfers and some other County changes, shows some significant growth, and I put together a little chart which compared '95, '96, and '97, with some percentage changes, comparing '97 to '95, I know there was some restructuring that occurred that was there, but that is why I wanted to give them as sort of a talking point, in terms of some of these increases as you look at your budget. One of the concerns I have about the budget, is that there is a lot of talk within the budget, of perhaps a new building being built, new personnel added, or new equipment installed. I think is the wrong way to focus upon budgeting. Activity based costing I think would be a better approach. For instance, let's take the Court Trustee Department. We've had expenditures more than double in two years. Instead of looking at the number of increase in employees there, let's ask questions like how many more cases are they going to be handling in 1997 instead of 1995? How much more will be collected from let's say dead-beat parents between those two years? I think an activity based costing, where the government services are more visible to the consumers and taxpayers is much more important and it would be a better way than just strictly talking about what the additional inputs are.

"How about the idea of privatizing some functions? Commissioner Hancock and I served on a panel at the State level that looked at that. For instance, collections on dead-beat parents, this is an alternative that I urge this Commission to consider. I hope to have the opportunity to receive a tour of the County Jail from Sheriff Hill very shortly. I know this is a big budget issue and serious questions need to be raised. With the cost of each additional bed in the expanded jail at over \$53,000, this is only the capital cost. From looking at page 31 of the recommended annual budget, it looks like the operating cost would be an additional \$11,000 on top of that. These are incredible figures for the average citizen to understand and I think the tax payers would like to see that every alternative has been considered before we proceed.

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"I know The Wichita Eagle has editorially supported the current expansion in the jail, but unlike The Eagle, most of us have not enjoyed a huge reduction in assessed value in our property in the last few years. If I had a \$240,000 reduction in my assessed value I probably wouldn't be as concerned about my taxes either. However, looking at the \$35,000,000 jail expansion and additional operating costs, I must urge you to consider and take Sheriff Hill take a look at other options that are out there. Maricopa County Sheriff in Phoenix Area..."

Chairman Winters said, "Excuse me just a minute Mr. Peterjohn. How much longer do you believe you'll need?"

Mr. Peterjohn said, "I'm about two and a half paragraphs."

Chairman Winters said, "Okay, go ahead and finish it."

Mr. Peterjohn said, "If you'd prefer, I can abbreviate it."

Chairman Winters said, "No, that's fine, go right ahead."

Mr. Peterjohn said, "I know that I am certainly no expert in penology and what would be the best way to proceed. I've talked with Sheriff Hill a little bit and I know he's concerned about the possibility of lawsuits that would give him some headaches that he doesn't want to have to face. I know that a large demand for the increase in jail space is tied to changes in laws on domestic violence, DUIs, non-payment of child support and other misdemeanor offenses. I would hope that there might be a way that we could provide some incentives for these individuals not to want to do a repeat visit to the Sedgwick County jail facilities. I realize that housing these individuals is, I've been told, one of the primary reasons for the jail expansion. These offenses, while certainly odious, are not a threat to the public safety caused by armed robbers and murderers, but it does lead into my final major point.

"The County has committed \$20,000,000 for the Children's Museum and if we've got a trade-off between basic services, which is public safety and some things that would be nice to have, but we can't afford, I think it is time that the County take a look at reconsidering some of their commitments, like in this area in particular. This Commission is looking for an alternative way to handle these difficult issues. One approach might to be put together a package of governmental services, attach a price tag, in the form of whatever tax increase is needed to necessarily provide those services and submit them to Sedgwick County voters.

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"Let the voters decide. This would provide a budget direction which has been provided to the Wichita Public Schools, with their LOB (Local Option Budget) in 1994, and two votes on the sales tax authority by the City of Wichita since 1993.

"I appreciate the opportunity to present this testimony to you and would certainly stand for any questions. Thank you for your time."

Chairman Winters said, "Thank you Karl. Commissioner Hancock has a question."

Commissioner Hancock said, "I have one question and then I have some comments. You heard Nola Foulston give her presentation and Nola is pretty compelling. What would you recommend there Karl?"

Mr. Peterjohn said, "Well, it is tricky looking at the figures, because I've heard reports that the murder numbers here in Sedgwick County were down this year over past years. When I look at comparisons between Wichita, the number of capital cases, I believe she used the figure of 3,700 here, and compared it to 2,000 in Wyndotte County. Our population is about two and a half times, I believe, that of Wyndotte County, so there is some proportionality that needs to be considered too. When I look at the budget priorities, the prime priority has to be related issues to public safety. To the degree that this Commission, through your budgeting responsibilities, can give those agencies the support they need to do their jobs and effectively. That is one of the priorities you have to have. That is one of the tough areas you took on by becoming a Commissioner, because obviously people come to you and they say we'd like to have this spending on this program or that spending on that program. It goes back to the basics of getting more bang for the buck."

Commissioner Hancock said, "Well, she is asking for supplementals beyond what the recommended budget by the Manager is about \$400,000. Is the answer yes or no, would you do that?"

Mr. Peterjohn said, "Well, Nola didn't share that document request with me. I don't know why she didn't ask my opinion of it in advance, but she didn't."

Commissioner Hancock said, "I don't mean to put you on the spot."

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Mr. Peterjohn said, "I understand that it's tough to establish priorities and it is not the easiest thing in the world to do. I didn't realize that her request had been specifically tied to an increase above what was already listed in the budget. I mean there is some proportionality that needs to be looked at in these things and priorities established and it is not always an easy responsibility."

Commissioner Hancock said, "You're right. I appreciate you being with us today and listening to what you had to say, so many things you say have a lot of merit. I do want to address two things. One is the expansion of the jail because you're here and I was hoping I would have an opportunity to talk to you about it and hear your response. I've heard over the years, for about two or three years now, since the Sheriff of Maricopa County went out and established the tent city, that this is the model we should all follow. I don't know anybody else in the country that's done this. Of course, Phoenix Arizona, has year around fairly good weather. It's awfully hot in the summer time. But there has got to be some model that we can follow that is a little more acceptable than building a tent city here in Sedgwick County. I am really at this point, tired of hearing about this Sheriff in Maricopa County and his trick that he pulled. I know that he got in a law suit with County Commissioners there and ended up losing it because they cut his budget so much. He sued them over it and he lost that law suit. But if you could give me a model, if the tax payers you represent, could give me a model for a jail that is acceptable, that we could really work with, in this climate, in this community, then I would be willing to look at it and make some changes. I really do encourage you, if you have an opportunity, to look at the jail and see what we do in there.

"The next thing that really concerned me is, for about two weeks now, the implications that somehow the Commissioners are manipulating the appraisal system to raise revenue. It really concerns me deeply and you've raised that issue slightly here in the paper that you've given us."

Mr. Peterjohn said, "I didn't say the Commissioners did so."

Commissioner Hancock said, "Well the implication is somewhat there, by saying we utilize the appraisal system to raise revenue. We only do what the law requires us to do. It is a Constitutional Amendment, as you are well aware, oversight is provided by the State Department of Property Valuation. If we don't do the job, the Appraiser's Office doesn't do the job, we don't tell them to change, the PVD does.

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“Every time I hear this implication that appraisals are continuously going up to raise revenue, that's not the purpose. The appraisals are going up when they do because that's what the market is and that's the law. Whenever I hear this, I'm going to get very defensive about that Karl. Beyond that, I don't disagree with anything in here and we're really going to be cognizant of the tax payers and we are always receptive of your opinions. I love the work that you do. I do need to defend that. We don't even think about appraisals. Whatever happens, happens and they report to the State on those.”

Mr. Peterjohn said, "Yeah, you're right, the State law had changed in the appraisal process, but if nothing changes and the appraisals just grow, the same amount of millage raises more revenue and in some areas, not in Sedgwick County, but I've gotten calls, the game has been played this way. The appraised value in a community goes up by 10% and then the local governing board comes in and says hey we're cutting the millage by one quarter of one percent, we cut your property taxes. Of course, what's happened, is that people are paying substantially more and to the degree that we're in that environment and we weren't in that environment ten years ago. There is an awareness out there and quite frankly, I think that's what is driving the property tax issue which I think each of you are hearing when you talk to your constituents."

Chairman Winters said, "Okay, thank you."

Commissioner Hancock said, "Thank you Karl. I really do appreciate you being here. I don't mean to get on your case about anything."

Mr. Peterjohn said, "Okay."

Chairman Winters said, "Commissioner Gwin."

Commissioner Gwin said, "Not a question of Karl, but a question of either Brad, or Mr. Buchanan, can I ask a question real quickly?"

Chairman Winters said, "Excuse me. Does anyone else have a question for Karl? Thank you very much Karl."

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Commissioner Gwin said, "Karl mentioned something that is obviously a cause of concern for tax payers. It has to do with the growth of County spending and he compared our 1996 Budget amount to the 1993 Budget amount. I am thinking in that time frame, would he be looking at grant funding, like in mental health reform, from inter-governmental work or would he just be looking at new departments that we've created in the last few years, the Coroner, the Geographic Information System, those kinds of things?"

Mr. Brad Hanson, Director, Budget Department, said, "Also addition in personnel for the detention facility."

Commissioner Gwin said, "Okay, but the mental health reform was not a part of what he would be considering. Okay, thank you."

Chairman Winters said, "Okay, thank you Commissioner Gwin. Is there anyone else in the audience who would like to speak to the County Commissioners regarding the 1997 Budget? Please come forward. Please state your name and address and you are limited to five minutes but we're pretty flexible."

Ms. Hattie Thomas, 603 N. Pinecrest, Wichita, Kansas, said, "I'm here, I just want to tell you my opinion, what I'm hear for, on the medical condition. We don't have any kind of...we pay some insurance through the Social Security, we pay out insurance there and we don't get too much of a help from Social Security. We have to pay practically all our own medical, all the medicine that we take, we have to pay for. They just pay 80% of our bills, sometimes that leaves us a whole lot more to pay besides just the 20%. So I am here today to address my opinion to the hearing on medical. I need some assistance. My husband and I live on a very strict budget which is just Social Security. Both of us is unable to hold a job. We worked all our lives. We've been here in the State of Kansas 36 years and still I can't get no help. We need some help and as I said I'm a little late coming in because I couldn't find the building so I'm going to make my statement real short, but I just wanted to put this before you. We need some help on medical. So that's what I wanted to get to you because I know someone else will have something to say but this is all I want to let you know. That is what we're here for."

Chairman Winters said, "Thank you very much. Commissioner Miller has a comment or a question."

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Commissioner Miller said, "Ms. Thomas, I need to let you know that you are not out of the loop on this one. Actually, we heard from the Aging Advisory Board at our last meeting and they were speaking to the issue you have raised and that is insurance related prescription reimbursement. You are in the loop with this one and I wish to address this under the line item budget of Aging and we've also heard from someone that lobbied for that earlier this morning. I appreciate the time that you've taken to come down and talk to us about it. Obviously it is an issue that is a personal concern of yours and it is probably a personal concern of many other people that have not or cannot take the time to come down and speak to us. Thank you."

Ms. Thomas said, "Thank you for your time."

Chairman Winters said, "Thank you Mrs. Thomas, we're glad that you came. Is there anyone else in the room this morning? Please come forward. Give your name and address."

Ms. Rosa Molina, Director, Medical Service Bureau, said, "This is the first time I've come to address you and I appreciate the opportunity to be here. The Medical Service Bureau is a non-profit organization. It is a United Way agency. We also receive funds from the Department of Aging. I am here to tell you how grateful I am for your support and just to let you know where the money goes and what we do with the money."

"Last year, 1995, we provided assistance to 2,051 seniors, 60 and older. We purchased 88 pairs of glasses and 68 reduced fee eye exam referrals. We also purchase 1,895 prescriptions at low cost. This added up to \$51,835. We got \$14,576 reimbursed by the Department on Aging. Like the lady said, prescription prices just keep going up and it is very hard for us to increase services to other seniors or increase the amount we allocate per year because yearly we allocate \$110."

"I was sharing with Mr. Russell the other day what happened last week. I had a senior that came to us for assistance. He had eleven prescriptions from his doctor besides an oxygen tank and something else that I can't remember right now. We were able to purchase only three prescriptions out of the eleven and that is just one case that comes to my mind because it was shocking to me, the amount of prescriptions that are prescribed by doctors. I guess they don't realize that so many seniors live on such a limited income. So many of them spend anywhere between \$300 to \$500 a month and they get \$500, \$600, \$700 at the most in Social Security."

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"Like Ms. Thomas said, they pay into Medicare. Many of our clients don't have the money to buy supplemental insurance and they live way below the poverty guideline that we use which is 150% and it is just an eye-opener for me to realize, I don't know how they live really. I am here mainly to advocate for them and to thank you again for your support and hopefully if you can make that a priority, because I don't know, we get a lot of calls and requests for dental care and there is nothing for seniors at this time for dental care. Eye exams and eye care in general is not covered unless it is medically related. It is not covered through Medicare unless they have surgery or something like that and then a percentage is covered and the rest is paid by them. "I have a handout and a brochure that I would like for you to have. Thank you very much."

Chairman Winters said, "Thank you very much for being here today. I think Commissioner Miller does have a comment or a question."

Commissioner Miller said, "Actually, it is not of Ms. Molina. Thank you."

Chairman Winters said, "Okay, thank you very much for being here. Commissioner Miller."

Commissioner Miller said, "Is it appropriate, Mr. Chairman, to follow-up with a question or clarifying questions of staff at this time?"

Chairman Winters said, "Why don't we go ahead and complete the public hearing part and then I think everyone has probably got plenty of questions or comments. Is there anyone else here from the audience that would like to speak to the Commissioners about our 1997 Budget? Is there anyone else in the audience? We are about to close the public hearing. Again, if anyone else would like to address the Commissioners. After we close the public hearing, we'll limit discussion to Commissioners and staff. Alright, seeing no one else who wishes to speak to the Commission, we will close the public hearing at this time and limit discussion to staff and Commissioners. Commissioner Miller."

Commissioner Miller said, "Thank you Mr. Chairman. At this time I would like to call Doug Russell to the podium please. How are you Doug?"

Mr. Doug Russell, Department on Aging, said, "Fine."

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Commissioner Miller said, "It's just fresh and recently talked about. Can you address what the Aging Department does do in terms of services or reimbursing in the area of prescriptions and dental care?"

Mr. Russell said, "Forgive me, I didn't bring my budget, but basically yes, we have two programs that we fund, Medical Services Bureau and Rosa Molina is the Director, also Guadalupe Clinic. Basically, we funded both of these for many years. It is essentially a gap filler for elderly people who don't have the economic means and need medication and prescriptions. Rosa tells typical stories of people who come in and need insulin, for example, and they can't see to measure the insulin so they have to have glasses so they can take their prescription. That sort of scenario is what we run in to, it is not just people wanting an extra prescription. Basically, the funding on that was before you in the supplemental budgets this year, the Council requested an additional \$15,404 beyond requested funding for those two programs. That is pretty much what we've done in the past and this year on those two programs."

Commissioner Miller said, "So the Council requested \$15,404..."

Mr. Russell said, "Additional, that's beyond the budget before you."

Commissioner Miller said, "Right, it was not recommended."

Mr. Russell said, "That's correct."

Commissioner Miller said, "Okay. There was something else that was floating in my mind. I posed this question earlier, I posed it with the Council members that came before us and also posed it with the County Manager and I did mention that I had a conversation with Irene Hart and with you regarding the philosophy behind not levying the full mill that originally was statutorily designated for the Aging Department. Could you just share with me what your philosophy is?"

Mr. Russell said, "My philosophy is of course I want it all, but I don't think that is different than probably everybody else in the budget before you. Practically, under the law, from what I understand, is that in 1982 the voters passed a one mill levy for elderly services. Council members, as you are seeing here today, advocated very hard for that. It was passed by the voters."

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“Since then, as a result of more global kinds of things like tax lids and other legislative actions, basically that one mill is now under, from what I can understand, the total lid of everything else. The only one that is not is the mental health mill and I'm no expert on that by any means. I am working on Aging still. But basically, what that means is that it is in competition, even though the spirit and the intent of the law is that there is a mill available, it is in competition with every other dime that taxpayers are paying and expecting services for.”

Commissioner Miller said, "So you are primarily saying that it is priorities here that we are working with?"

Mr. Russell said, "That's the bottom line, yes. What we try to do is, and I think we do very well, we being the Aging network, I'm new to it so I'd like to take credit but I can't take much, is form strong partnerships with people like Rosa and Guadalupe Clinic and Senior Services and Mennonite Housing and four or five dozen other providers that allow us to have the mill levy money join with other State, Federal and private fundings, like United Way which is a major partner, to do the best we can for most people. Do we serve everybody? No, and compared to what? Sheriff Deputies and an EMS system that I'm sure an elderly person would want to show up at their door just as quickly as they might some service we provide. We do the best we can but it is priorities."

Commissioner Miller said, "I recognize that and I have to quickly step forward and say you do a good job."

Mr. Russell said, "Well thank you Commissioner."

Commissioner Miller said, "That needs to be stated publicly. You do a good job. But I still tend to have some questions that just float and they float and they rise to the top and then when I once again have an opportunity to not only see face to face, but hear the personal reenactments of personal experiences and accounts that are occurring with people, it makes me wonder what it is we can do in order to actually shift those priorities and assist real people that have a definite deficit area and Aging is one."

Mr. Russell said, "I'll be honest. I wrestle the same issue every day. I don't have all the answers. When they do major things like join us with the SRS over the next year, those challenges and opportunities will become even more real."

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"That may mean I come before you with different priorities in the future because some things get back filled and other things do not. It comes down to names and faces. I mean, that's absolutely true."

Commissioner Miller said, "Well, I thank you for the background information. As I have stated, I will address this later. Thank you. Thank you Mr. Chairman."

Chairman Winters said, "Thank you Commissioner Miller."

Commissioner Gwin said, "Doug, while you're here, may I ask a question?"

Chairman Winters said, "Yes, Commissioner Gwin."

Commissioner Gwin said, "I'm looking through the book and I can't find a line item for Guadalupe Clinic, how else would it be listed?"

Mr. Buchanan said, "It's listed under Medical Services."

Commissioner Gwin said, "Under prescription medicines or plus medical services, all of that...plus medical services, is that the way it's listed?"

Mr. Russell said, "Yes, they're listed together."

Mr. Buchanan said, "Health screening."

Commissioner Gwin said, "And health screening, I've got it. Okay, thank you."

Chairman Winters said, "Thanks Doug."

Mr. Russell said, "Thank you Commissioners."

Chairman Winters said, "Commissioner Miller, did you have anything else at this time?"

Commissioner Miller said, "No, I certainly didn't. Thank you."

Chairman Winters said, "Okay. Commissioners, anyone have comments or questions?"

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Commissioner Gwin said, "I guess I have a question about procedure? We finished with Item C, if I want to add items to be considered over and above the budget year recommendation, Mr. Manager or Mr. Counselor, do I need to go to item D?"

Chairman Winters said, "Okay, thank you very much Commissioner. I closed the public meeting, but we've not moved on to the next item."

Commissioner Gwin said, "I just didn't know procedurally."

Chairman Winters said, "Alright, the public meeting has been closed and C has been completed. Madam Clerk call the next item."

D. AUTHORIZATION FOR THE COUNTY MANAGER TO PUBLISH A NOTICE OF HEARING ON THE PROPOSED 1997 SEDGWICK COUNTY BUDGETS.

Mr. Buchanan said, "Commissioners, you have before you the budget that was presented to you and the recommended action today is to authorize me to publish a notice of hearing for the total budgets. This action, in effect, establishes how big the pie will be and not necessarily what the pieces will be, but of course, you have to know what all the pieces are to determine how big the pie is. Your action today will establish how big the budget will be. Any future action will limit that to readjusting the pieces in that pie, not making the pie any larger, of course, you can always make it smaller, but you cannot increase it. So that's the question for you today, is to how big that pie needs to be.

"There are several pieces of information that you need to have that will affect your decision making process. As I indicated to you earlier in this week, and as we have discovered, the numbers on the budget have changed since the last public hearing and since the recommendation. The process is that properties are assessed and appraised, and that information is sent to the Clerk for calculation and recalculation and during that time, we prepare the preliminary funds for determining how many tax dollars will be available to us.

"There is always an adjustment in that process and this year it is a pleasant surprise because there are \$360,000 more dollars available in that budget than you were previously aware of. This was for two reasons. About \$260,000 was because of calculation adjustments on properties that were done in the Clerk's Office.

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"Now \$200,000 is a lot of money, but in consideration of a \$61,000,000 calculation of all property, that is a pretty small amount to need to be adjusted. There was another \$100,000 which after reviewing the budget, as you know is a constant and continuous process, there was about another \$100,000 discovered that was not needed to be expended in 1997 out of Bond and Interest Account, that would be a normal payment in 1998 and so we appropriately took note of that and therefore, there is another about \$100,000 there. So the total is \$360,000 more money available.

"You've heard some compelling arguments for a number of different programs. It is up to you to decide what it is that you need to do with that. As I indicated to you before, we had about \$6,000,000 worth of requests out of just ordinary expenditures and about another \$8,000,000 of capital improvement requests that were not funded. So there is some opportunity to use those dollars to fund those requests. Please note that none of those were frivolous and that most of those had support.

"You've heard from the District Attorney this morning. It would be my recommendation that the \$314,189 that she requested certainly should be considered in this \$360,000 that we have available to us now and I would recommend that you certainly consider that as part of your deliberation. I am prepared to answer questions or try to help with this process."

Chairman Winters said, "Thank you Mr. Buchanan. Commissioner Gwin."

Commissioner Gwin said, "I don't know that I have a question of Mr. Buchanan right now. I'm ready to start making some suggestions of additional items that I would like the Board to consider. First let me start by saying that some of these, as we work toward the adoption of a budget on the 14th of August, some of these items that I'm going to present forward to you all I may feel very strongly about. Others are for discussion purposes. Obviously, it is a matter of priorities and it does in fact come down to the end of are there three of us who would support a certain line item or increasing a certain line item, at least three. So some of these suggestions I am going to make this morning and as I said, some I feel very strongly about. Others I am negotiable. I'm just going to open up and we'll start talking about them.

"I talked in my press conference Monday about the ripple effect of safety, the public safety issue, and how important I believe this community feels that feeling safe in their homes and safe in our streets and being able to move about without feeling that we are endangered, how important that is to all of us.

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"The Sheriff's Department and the Wichita Police Department and the other small cities police departments have been responding by putting more officers on the street.

"I am pleased to see that I think community policing is starting to work and we're going to see some very positive changes come from that philosophy. However, for every officer that goes on the street, it is like putting, as I said, the analogy of dropping a stone into water. It does in fact create ripples that affects other agencies, other departments, that because most of us are law abiding citizens we don't see or notice. But as Commissioners, we are very well aware of that impact to these departments. It makes no sense for us to put police officers or sheriff deputies on the streets who then arrest felons or various levels of criminals if there is not a prosecutor available to prosecute and convict, if they're guilty, convict those people and put them away and get them out of our lives. So I am going to suggest this morning that we add the supplemental amount for the District Attorney of \$314,189. That is, as I count, for seven and a half staff people and if I'm calculating right, someone has a calculator, I believe it is .15 mills.

"There are others that are affected and I think we need to continue to be very cautious about the court systems, adult detention facilities, juvenile detention facilities, those other rings that are affected by actions of more officers on the streets. I would first want to add that. Secondly, on behalf of...and I don't know if you want to take these a Motion at a time or just discuss it?"

Chairman Winters said, "Why don't you go through, if you've got several items, maybe you're going to address something that somebody else is interested in. Why don't you address them and we'll see what they look like."

Commissioner Gwin said, "We need to split them out if there is not support for some of them then we'll split them out. The second item I want to talk about is the supplemental on behalf of the Sheriff's Department. As we know, as the adult detention facility comes closer, the needs for additional officers in that facility is very great. The Sheriff indicates that there are two positions that he desperately needs. One of them is a training Sergeant for the training facility to make sure that the individuals he hires are in fact trained to the utmost and do serve the taxpayers well. The other is what used to be called Internal Affairs and I think some of the TV shows still call it that. The Sheriff now calls it professional standards and that is also a Sergeant's position.

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“For most of us, we don't get into that, but that is the area of his department that reassures that the actions and demeanor of officers are done in a professional manner and that they are held accountable for those actions, certainly internally within the department. The amount for those two officers is \$93,042 and if I'm calculating, that's .04 mills.

"There are a couple of others that don't have a mill levy impact that I would like to suggest that we add. The County Engineer has asked for an Executive Officer. He has told me that this is a position increase only, that he can find this within his budget and so there would be no mill levy impact, but do want, while I have the opportunity this morning, to recommend that we do in fact add that staff position to the Bureau of Public Services as requested by the County Engineer and that has no mill levy impact. Is that correct Mr. Spears?"

Mr. David Spears, Director, Bureau of Public Services, said, "That's correct."

Commissioner Gwin said, "The other one that I have, again, has no mill levy impact. It is some internal working and I just want to discuss it publicly so people know some of the other discussions. Intergovernmental Coordinator and the Public Relations work very closely together and Willie Martin suggested that, our Coordinator, suggested that we might split the salary of Marie Howard, who works for both Fred and Willie, 50-50, and move half of it to Willie's department and leave half of it to Fred's, to better reflect the operations of those two departments. I would suggest that we do that. There is obviously no mill levy impact on that. Willie does have, however, another suggestion and I've lost it, having to do with funding for the public meeting that we always hold in the Courthouse. We always think that we are going to get someone else to pay for it. This is a meeting right before the legislature goes back into session where the public comes and makes their comments and we usually hold it in a jury room and we've always thought in the past, oh well, somebody else will certainly step up and fund this and it seems as though they never do. So I believe the amount of \$680, which would be funding the cost of the Sedgwick County legislative delegation public hearing and I don't even think that has a mill levy amount, it is so minimal, but I would request that we add that to the Intergovernmental Relations Budget. I think I'll stop for the time being because someone else may have something they'd like to discuss. Thank you Mr. Chairman."

Chairman Winters said, "Thank you Commissioner Gwin. Commissioners, other discussion on either the items Commissioner Gwin has suggested or others? Commissioner Miller."

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Commissioner Miller said, "Thank you Mr. Chairman. Understanding that it was most recently presented in our public meeting, I would like for the Commission to reconsider the supplement for the Aging Department an increase in the supplement that was recommended at \$31,000 I believe to the \$35,000 and there may be some other dollars involved in it, I'm simply going by memory, I'm not looking at it right now, but \$35,000 that the Council requested and that we have also heard from this morning."

Commissioner Gwin said, "For legal services?"

Commissioner Miller said, "For legal services, thank you."

Chairman Winters said, "How much?"

Commissioner Hancock said, "Thirty-five hundred."

Commissioner Miller said, "Thirty-five thousand. It was an increase of \$4,500."

Commissioner Gwin said, "It is an increase of \$3,500 because the recommendation was for \$31,500."

Commissioner Schroeder said, "Right."

Chairman Winters said, "So that's \$3,500. Okay."

Commissioner Miller said, "Also, the supplemental that has to do with medical reimbursements, Medical Services? That was for \$15,404. That was not recommended at all, so the impact would be \$15,404. This is also in Aging Services."

Commissioner Schroeder said, "Is that prescriptions too?"

Commissioner Miller said, "I believe so, we could probably get..."

Mr. Buchanan said, "Excuse me. Commissioners, the \$15,404 that Commissioner Miller is referring to is for two programs, one is for prescriptions and one is for the health screening at the Guadalupe Clinic."

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Commissioner Miller said, "Okay."

Mr. Buchanan said, "I think that's what you were referring to."

Commissioner Miller said, "It is. Thank you."

Commissioner Gwin said, "So those two add up to \$15,404 additional. Okay."

Commissioner Miller said, "In the continuation of the rippling effect that Commissioner Gwin has spoken to, I would like for the Commission to reconsider and look at Emergency Communication, particularly their supplemental request which was to the number or, if I'm correct, 22 plus additional employees. I am going to ask the Commission to look at splitting that in half, looking at actually reconsidering that supplemental request of 11 additional employees for Emergency Communications Department. What the impact would be, I would need my Budget Department to actually calculate. I do not have that."

Commissioner Gwin said, "Becky is not here is she?"

Chairman Winters said, "She's in the back. I see their calculators out."

Commissioner Gwin said, "I mean Becky Stewart, because I'm trying to understand what 22 people, how many positions that means."

Commissioner Schroeder said, "It takes five for each position on 24 hour so you would need to have two more positions plus extra."

Commissioner Gwin said, "Okay. I've calculated the additions that Commission Miller has added to this point on the Aging at a .009 total."

Commissioner Schroeder said, "For Aging?"

Commissioner Gwin said, "For Aging, for the legal services, prescription medicine, health screening."

Mr. Buchanan said, "Not that we don't trust your calculations, but we've added a \$3,500, now I've been told, Commissioner Miller, that the Council recommended \$3,765 more."

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Commissioner Miller said, "More, and we're at \$3,500?"

Mr. Buchanan said, "You've just suggested \$3,500. Are you really suggesting what the Council recommended?"

Commissioner Miller said, "I would like to suggest what the Council recommended."

Mr. Buchanan said, "That figure would be \$3,765. Then there was \$15,404 added for Medical Services and screening for Aging, and then \$93,042 for the Sheriff, \$314,189 for the District Attorney and the correct number for Commissioner Miller's request for Emergency Communication would be \$390,957."

Commissioner Miller said, "And Becky Stewart did just walk in Commissioner Gwin."

Commissioner Schroeder said, "She's been watching."

Commissioner Gwin said, "You ran up the stairs didn't you?"

Ms. Becky Stewart, Director, Emergency Communications, said, "No I took the elevator, but I ran to the elevator."

Commissioner Gwin said, "I have a question. You have a supplemental request for 22 employees and Commissioner Miller is discussing, as this is our last opportunity, kind of splitting that and giving you 11 employees. Now 11 employees fills two positions?"

Ms. Stewart said, "Two full time 24 hour positions and then one left over."

Commissioner Gwin said, "When you ask for 22, what was your logic or your rational for the 22?"

Ms. Stewart said, "Our plan was for one radio technician with a new radio system coming on line and it four times as much equipment and work so we were asking for one electronic technician, one shift supervisor. In 1977 when the Communication Center started, we were authorized five shift supervisors and today, 19 years later, we still have five shift supervisors. Over this 19 years, we have slowly been increasing our staff from about 35 to the authorized 48, but we have not increased the number of supervisors however their duties have increased.

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“Then the remainder of that would be for dispatchers. Our thinking for that large of number would be to try to separate the job tasks. Currently, dispatchers do many, many tasks at the same time. They answer the 911 phones as they ring in, they take the information from the citizen, do emergency medical dispatching if required, take descriptions and car chases and all that. Well at the same time, they're on the radio, assigned to many field units and some people have as many as three to five talk groups that they are monitoring at the time plus answering the phone. So our goal is to at some point of time in the future, to have people who only answer the phones, and people who only talk on the radio. We think, as does the standard around the country, that the citizens and the field units receive better service by not having the dispatcher divide their thinking power into two or three sections. However, we did need at least five dispatchers, that's one position, to accommodate the Wichita Police Department's request to go to four operational talk groups the first of the year. They currently have three. We accommodated the third one late last year by rearranging some things within the Police Department and moving the detectives from the Police Department onto the Sheriff's Detectives group. But we've run out of things that we can arrange in order to give Chief Watson this fourth operational channel which is a legitimate need on their part.”

Commissioner Gwin said, "Well if the Commission on the 14th of August adopted a budget that included a supplemental addition of \$400,000 for salaries, then I'm assuming that you would use those salary dollars for the staff people as you best think they should be used."

Ms. Stewart said, "I would appreciate that, yes."

Commissioner Gwin said, "I mean I'm guessing that we're not going to tell Becky that you've got to hire the radio guy or you've got to hire whatever but I would think the funding, or maybe I'm wrong, the funding authority, she'd have to come back and talk to us in the next month and tell us how she was going to use that if it stays in."

Commissioner Miller said, "I believe you're on the right track Commissioner Gwin. That was why that I was going to respond and basically inquire as to what would be your philosophy and how would you place those individuals and obviously it would be under your expertise and your professional feel for what should actually who should be placed where and at what time and with what revenue dollars."

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Ms. Stewart said, "Off the top of my head, it would be my suggestion that we hire ten dispatchers and that's two full time positions and my first reaction would be to hire one supervisor instead of the radio technician. I am not sold on that particular idea yet, which of the two would be better utilized by our department and by the people that we serve. So I would want to get some input from my staff and input from Mr. Busby at the radio shop as to how we could better fill that one position. It may be more advantageous to us, considering the size of this radio system, that it be for another radio technician. But eleven additional people or ten more dispatchers, divided over the shifts, is an additional person for each supervisor to add to their load of evaluating and assisting and that kind of thing. I would need some input from them on that position."

Commissioner Miller said, "Well, I know that it is not necessarily on the spot because it is something that you have thought through and you have a feel for the direction you'd like to see it go, but I know from a Commissioner's perspective, from an individual that is just setting in my living room when an emergency has occurred, I want to make sure that not only do I have enough police officers on the street that are going to be able to come in and find out all the details of what has occurred, but even before that, that I can make that phone call and I've got someone on the other end that's going to be able to track me through it and get me to the point where I can step forward and give the report to the police officer once they come through the door. I think that it is a very important investiture that Sedgwick County should be willing to make. I'm not talking about the Commissioners solely, I'm talking about the constituents and the taxpayers out there."

Ms. Stewart said, "Thank you very much."

Commissioner Miller said, "Thank you. Thank you Mr. Chairman."

Chairman Winters said, "Commissioners, anything else at this point? Commissioner Miller?"

Commissioner Miller said, "No."

Chairman Winters said, "Okay, thank you. Commissioners, we've had a couple of suggestions. Commissioner Hancock."

Commissioner Hancock said, "It was a mistake."

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Chairman Winters said, "Okay, Commissioner Gwin?"

Commissioner Gwin said, "I'm not through."

Commissioner Hancock said, "I do have one question."

Commissioner Gwin said, "Go ahead."

Commissioner Hancock said, "The funding of the employees would come to from the mill levy, equipment, maintenance and so forth, would that come from the telephone tax?"

Mr. Buchanan said, "Yes."

Commissioner Hancock said, "Okay, thank you."

Mr. Buchanan said, "The dollars are calculated as a mill levy impact."

Commissioner Schroeder said, "Why, why are they?"

Mr. Buchanan said, "The \$390,000."

Commissioner Hancock said, "Because they are employees."

Commissioner Gwin said, "It's salary."

Commissioner Schroeder said, "Okay, but it still comes from the telephone tax?"

Mr. Buchanan said, "No, just the equipment and we've spent most of that money for the next several years paying the debt off on the radio system."

Commissioner Hancock said, "That's all. Thank you."

Chairman Winters said, "Thank you. Commissioner Gwin."

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Commissioner Gwin said, "I just hate to keep coming up with ideas, but I keep coming up with ideas. Another thing that occurred to me in the presentation about the Extension Service. I think we all ought to be really proud of that facility and the people who work there and it is another one of those partnerships, State and County, but unlike our regular employees, Extension Service employees are kind of dead-ended at what their salaries might be able to go and I don't believe that they've had a salary increase in numerous years. So they had suggested and I appreciate Bev going back and prioritizing and going from \$100,000 or whatever it was, down to \$38,000, but I would be willing to add for discussion the \$38,000 supplemental request for the Extension Service. I don't know how strongly I feel about that at this point, but I think it is certainly worth some discussion.

"That is the only other item I have, except the Capital Improvement Project Budget. I think what I'd like to do and I don't know if it is right, wrong or indifferent, but we need the opportunity to discuss exactly how much G.O. bonding we want to do in the future on roads and intersections and bridges and the Engineer has been very aggressive in the past few years trying to renovate the bridges in this County and bring them up to date. I think we have a good strong CIP program for roads, but I think that could even be stronger. The Manager has suggested that we bond \$3,000,000 for those items. I believe the department suggested a \$6,200,000 amount. I think for the sake of discussion, I'd like us to go back and though I don't, because it's bonding, and I don't know that it adds mills at this point because we haven't decided, but I think I'd like to go back and put the entire departmental request of \$6,200,000 in just for the sake of discussion. I think we need to talk with the Engineer and prioritize whether it is roads, whether it is bridges, how many of each. One of the important things that we can do or the government is charged to do is to create an infrastructure for the people who live here and work here. If that infrastructure isn't in its best condition or if we're not able to respond quickly to a request for an improvement, then I think we hinder this entire County. So I am going to suggest that we go back and put the entire Public Service request back in and again, that is just for discussion. I don't know how strongly I feel about that except that I just feel it needs to be discussed."

Chairman Winters said, "Thank you. Mr. Manager can you give us a mill impact of putting back that G.O.?"

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Mr. Buchanan said, "We would need to do some calculations. Whatever you do on the general obligation in the budget will not effect the 1997 Budget. The 1997 Budget is based upon debt service for general obligation is based upon what we build and bond today in 1996, so that's what we'll pay in 1997, so what you are affecting is the budget in 1998, in two years. So you are certainly welcome to do anything you want to do, but that is not necessarily for our discussion today."

Commissioner Gwin said, "I just want to make sure that the Commission knew though that that is an area that I'd like to go back and discuss in the next month as we kind of plan for the next few years."

Mr. Buchanan said, "It needs to be determined before August 14."

Commissioner Gwin said, "Okay. Thank you. Thank you Mr. Chairman. I think I'm through."

Chairman Winters said, "Alright, so this is not the meeting that we would discuss whether we would do \$3,000,000 in G.O. bonds for roads and bridges next year or \$5,000,000 or \$6,000,000. We don't need to decide that today?"

Mr. Buchanan said, "No sir, it has no effect, if the philosophy is that you are going to borrow the money to do the task, then it has no effect. If you are going to raise taxes to do that, then yes, but no one is recommending that."

Chairman Winters said, "I follow you. Commissioner Gwin, did you calculate with your calculator?"

Commissioner Gwin said, "No, they told me not to. I am going to let the brainiacs do it."

Mr. Buchanan said, "Well, we have just one question. You have added \$856,037 to the budget. I am going to make an assumption, no, I'm going to ask a question. At the beginning of the hearing, we indicated there was \$360,000 more dollars. Now, the \$856,037, do we subtract the \$360,000 from that?"

Commissioner Gwin said, "That's what I'm thinking."

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Mr. Buchanan said, "Okay, so that is \$496,037 for .2439 mills."

Commissioner Gwin said, "Three tenths of a mill."

Mr. Buchanan said, "A quarter of a mill."

Commissioner Schroeder said, "And that just effects the 1997 portion."

Mr. Buchanan said, "1997, and of course because there is people, there will be increases."

Chairman Winters said, "Okay. Commissioner Schroeder."

Commissioner Schroeder said, "Mr. Chairman, if you please. Is Commissioner Gwin done?"

Commissioner Gwin said, "I think I am, I'm just writing a book."

Chairman Winters said, "Commissioner Schroeder."

Commissioner Schroeder said, "Sometime ago, I think you all recall, we were invited to lunch by the Derby City Council and they discussed a number of topics, but one of them that ever since I've been here has been discussed, has been funding for the Derby Senior Center. Bill Buchanan just spilled his coffee all over the documents."

Chairman Winters said, "We're going to just take a brief pause here. Commissioner Schroeder, I think we've about got everybody's attention again."

Commissioner Schroeder said, "Good."

Mr. Buchanan said, "Sorry Mark."

Commissioner Schroeder said, "That's alright. We had a discussion and this has been going on for years and I asked for the Senior Center's 1996 mill levy funding and it is just a list of all the Senior Centers that the County is involved in funding. I go down through the list and of course the downtown center is the largest, it has 1,481 members with a budget for 1996 funding of \$108,000.

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“Derby has a total membership of 750 with funding for 1996 of \$35,300. Then I jump to Orchard Park, has a total membership of 720 and its funding is \$48,000 for 1996. So my point is, that Derby has a 750 membership and they get \$35,300, Orchard Park has a 720 membership and they get \$48,000. Now there may be some different things happening there, but the question to me has been for the last ten years, we need more. Now I know what Betsy just told me is that \$38,000 is what the Council has recommended but I know they have recommended more in the past. I am just suggesting today that we do at least what was recommended and I would like to see us look at this over the next few months to see if we could do more. But when I look at the memberships, 750 in Derby and 720 in Orchard Park and we're \$13,000 apart and I need to know more about that Doug, so if you could get me some information about why that is so high there and Derby is where it is at. I'd at least like to get the Council's recommendation of \$38,000, which is about another \$1,700. That's all I'm going to say right now.”

Chairman Winters said, "Okay, thank you. Commissioner Hancock."

Commissioner Hancock said, "In regard to that, I have a question and maybe Doug can answer this. In our small cities where we have Senior Centers located, don't those cities participate in the funding of those Senior Centers?"

Mr. Russell said, "Yes, almost universally."

Commissioner Hancock said, "Does the City of Wichita participate in the Senior Centers located here in Wichita?"

Mr. Russell said, "They provide facilities. For example, in Orchard Park, they provide that facility in concert with City Parks and Recreation and then Senior Services is our contractor there."

Commissioner Hancock said, "But beyond that, the facilities, nothing?"

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Mr. Russell said, "Well, they also have a myriad of programs depending upon which center, that are Golden Ager clubs, which are separate from potentially other people who don't want to be a part of the club but are part of the Senior Center. It gets kind of convoluted and without making it long winded, we need to do a better job over time of some strategic planning with the City with Senior Services and ourselves to make sure we are not duplicating services or so that we are working as smart as we can."

Commissioner Hancock said, "I guess what I'm getting at, I knew the answer to the question, that yes, small cities do participate to various degrees and they do provide their own facilities, many of them do, am I correct in saying that?"

Mr. Russell said, "It depends, there is a menu, but yes, many of them do."

Commissioner Hancock said, "I guess what I'm leading up to is that if that's the case, if cities like Derby and Haysville provide the facilities and also provide funding, why isn't the City of Wichita providing funding?"

Mr. Russell said, "I'll be honest, I don't have a pat answer for you. I'm not sure."

Commissioner Hancock said, "Okay, maybe we'll ask them for some."

Mr. Russell said, "Yes, cooperation would be in order."

Commissioner Hancock said, "Thank you."

Chairman Winters said, "Thank you Commissioner Hancock. Commissioners, any other suggestions, additions or discussion?"

Commissioner Schroeder said, "What was that mill impact Betsy?"

Commissioner Gwin said, "We have a different number because you had to add your \$1,700."

Mr. Buchanan said, "Still at .24."

Chairman Winters said, "Okay. Commissioner Hancock."

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Commissioner Hancock said, "I know in this era of tight budgets and I suppose since I've been a Commissioner, this has been one of the most difficult budgets I have worked on. Some of them are, like I said earlier, fun and pretty easy and some a little harder, but never like this. This one here has been a real strain from the very beginning because of the requirements that we find ourselves in. I know our focus here today is on a lot of things that we just absolutely have to have to provide basic fundamental services. So this may, because that focus is there, will probably go down in flames, but I am going to ask for discussion purposes, that if we can do all or any part of this, that's why I want to discuss it with Commissioners, I would like to honor Tim Witsman's request for the World Trade Center of \$50,000 and then we can talk about it. We fund Wichita-Sedgwick County Partnership and along with this, I am just certainly convinced that this has had such an impact upon our community and the business climate that it is really proved to be very beneficial to those businesses and I think it is a good investment. But I need to talk with you guys about it but I didn't have that in there to talk to you about it."

Chairman Winters said, "Okay, what was the number?"

Commissioner Hancock said, "Fifty thousand. Thirty-five is the net."

Chairman Winters said, "Okay, very good. I think what I'd like to do, I've got a couple of questions and a comment and then a proposal how we can proceed unless somebody has other additions they want considered. Does anyone at this point have any additional? Okay. Mr. Buchanan, in whatever we're doing today begin the last up-day, dollars are not locked into specific funds? Shifts can be made at the level of the total amount when we walked in here today, we were talking about \$162,000,000, still shifts can be made, they're not locked in funds, is that correct?"

Mr. Buchanan said, "The way you asked the question, there is a little technical difficulty."

Chairman Winters said, "I guess my specific question would be, you know we've had requests from various portions we've talked about adding in, there is still the opportunity to shift within dollars as opposed to adding?"

Mr. Hanson said, "There is the opportunity to shift within funds. When you authorize the Manager to publish, we publish it by fund totals."

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Mr. Buchanan said, "Therefore, we have talked mostly public safety, but the issue of the Aging Fund, if you, at some later date, want to add another \$100,000, you could not, is that right?"

Mr. Hanson said, "No, the Aging Fund is a freestanding fund so if you're going to add to the Aging Fund, you can't shift to Aging later from General Fund. It has to be increased now."

Commissioner Schroeder said, "Or take it out later. That is our only option now, or later."

Mr. Buchanan said, "Right, but within the General Fund, Mr. Chairman, you could shift from the Sheriff's to the District Attorney or the District Attorney's to the Parks, or those kinds of things."

Chairman Winters said, "Okay, that is what I was talking about. You gave me the exceptions of what couldn't be."

Mr. Buchanan said, "And the only one you've talked about, well there is two that you've talked about, and that is Extension Service and Aging, which are separate."

Chairman Winters said, "Thank you. I understand. I guess the other point is that I'd like to say is again, I think everyone that has made suggestions through the entire budget process that we've been going through since spring have not given us recommendations that were faulty and not for good intentions in improving services to the citizens of Sedgwick County. I think we're still called to be as efficient and as effective as we possibly can. I certainly have concerns about the District Attorney's needs and I certainly have concerns about our road projects. I believe very strongly in growth of this County and I believe one of the ways we effect it most is in what helps all of us generate revenue to pay for these services is through growth of both business, commercial and residential. I think we have ways to effect that with road projects and so I have those two concerns that I am certainly going to be struggling with. I believe that we can do it within the proposed budget that we have before us today so I am not in favor at this time of adding this. I want to continue to explore the possibilities of putting the maximum amount of use to the dollars we've already got before we started today. So I am probably not going to be very supportive of these additions."

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"What I propose we do is that everyone has indicated the additions, Budget Department has those in mind, I would suggest that we see if a majority of the Commission will support that increase and then proceed on from there. I think it is very important to remember for those of you watching on television, for the media that is here, this is not the adoption of the budget process. This is the last day that increases could be made. So again, this is a very important meeting for us and we take it as a very important meeting, but it is not the Budget that we are setting today. Commissioner Schroeder."

Commissioner Schroeder said, "What was the total mill increase so far?"

Mr. Buchanan said, ".24 mills."

Commissioner Schroeder said, "That doesn't seem right."

Mr. Buchanan said, "Yes, because we just added \$50,000. If you'll give us just a minute."

Commissioner Schroeder said, "We'd be glad to."

Mr. Buchanan said, "Thank you."

Commissioner Gwin said, "Yes, because I'd be prepared to make a Motion about these things, but I need the numbers. We didn't add 50, we added 35, because we had 15 in there already."

Chairman Winters said, "As they are calculating this, I was going to have us take a break probably right after we did this. As Budget and staff calculate these numbers, maybe it would be acceptable to take a break now. Let's take a ten minute recess at this point and we'll be back in ten minutes after the Budget Department has calculated these numbers. We are in recess."

The Board of Sedgwick County Commissioners recessed at 11:10 a.m. and reconvened at 11:25 a.m.

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Chairman Winters said, "We're going to call the meeting back to order. Again, this is the Regular Meeting of the Board of Sedgwick County Commissioners meeting July 10, 1996. We're in the midst of discussion on Item D on our Agenda, which concerns the County Budget for 1997. This is the last day that the Commission has an opportunity to raise the budget. On final budget day, August 14, it could go down or be no more than what we talk about today.

"Commissioners, we took a break and let staff calculate some numbers so what's the will or the desire of the Board at this point?"

Commissioner Gwin said, "Mr. Chairman, I'd like to have Mr. Buchanan give me the numbers and then I can see whether or not a Motion can be formed from that."

Mr. Buchanan said, "On the sheets that we gave you, we're going to fill in these blanks. The County's Budget of \$162,916,213, with \$58,869,867 in budgeted ad valorem taxes. The last blank is in budgeted ad valorem taxes for 28.42 mills. Now that is .257 mills higher than what it was last year."

Commissioner Gwin said, "Okay, thank you. I have a question that occurs to me as we work on this. If there are, I know we have added everything together and this is probably going to make staff nuts, but let's say for instance there is an item on the list that either I put on or I want to change my mind or that I don't feel like I'm prepared to support today, then do I have to just back that amount out Mr. Manager?"

Mr. Buchanan said, "You need to tell us that number and then we'll..."

Commissioner Gwin said, "I don't know if anybody else is in agreement, but I'm just saying..."

Chairman Winters said, "Well Commissioner, we kind of took this as an entire package and as additions were made by various Commissioners, we didn't act on them individually. It would be my suggestion that we could go back on them individually if so desired, or we can take this total amount and if this has a support of the majority of the Commission, then this is the number as the up-date. If it doesn't have then we're going to have to back something out and proceed from there."

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Commissioner Gwin said, "Alright."

Chairman Winters said, "Commissioner Schroeder."

Commissioner Schroeder said, "Just as maybe a way to do this simpler rather than to take them one at a time is to ask if there is anybody that has any concern about any of these items that are listed and if there is, bring that one out and let's talk about it or suggest cutting it or whatever and if the consensus is to just leave it, then let's just leave it and vote on the whole package, rather than to go through each one, one at a time."

Chairman Winters said, "Okay, very good. Does any Commissioner have any question about any of the proposals adding back in that have been presented this morning by Commissioners? Does anyone have a comment about any of those positions?"

Commissioner Gwin said, "Well, yeah, I guess I do. I am aware of I hope the potential of some financial assistance having to do with Emergency Communications and some partnerships to help staff with that agency. I am wondering if we ought to let, rather than let the people within the room discussion, assume that the County is willing to pay for it, I'm wondering if we ought not to set that aside in the hopes that those negotiations would bear fruit and we'd get some cooperation and a partnership in funding that very important department. I mean it is a risk, I understand, but I am just asking the question for discussion as to whether or not we are going to let those negotiations continue and see what happens. Of course, if they don't come to fruition, then we're in trouble. That's just a thought on that item. I'm curious about what the other Commissioners might think about it."

Chairman Winters said, "Okay, thank you. Commissioner Miller."

Commissioner Miller said, "Commissioner Gwin, I appreciate that analysis and suggestion, but hindsight tells me that if indeed we are in negotiations or in talks with the City of Wichita that it is not for Sedgwick County to depend on being able to appropriately staff this department. That will be one of those ancillary services, tentacles or roots that come out of the total idea of public safety we were both referring to early on. If we're going to appropriately staff them, then we're not going to fall into the pit of thinking that the City of Wichita is going to step up to the bat, step up to the base, and really bat a home run for us. As a perfect case in point is our Coroner's Department. I'm talking about our Coroner's facility, where we expected to be matched in that area."

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“We expected for the City of Wichita to move forward and grant us some fiscal assistance and they have not done that up to this point. So history says to me, that Sedgwick County is about the business of taking care of business and if we're going to do that, then we should be vested and committed enough to simply say that we're going to take a look at this and if it warrants our funding, then we'll do it. Thank you.”

Chairman Winters said, "Alright Commissioner. Commissioner Hancock."

Commissioner Hancock said, "I was going to mention the same thing Commissioner Gwin was. We have been faced with this problem over the years. Whenever there is a change in the law, whether it be the State law or at a local level, we've been expected to pay for it. When sentencing guidelines came down, we were expected to pay the cost associated with that and when domestic violence offenders were put into jail for two days, we were expected to pay for that. When DUI was lowered from ten to eight, we were expected to pay for that and we have. There is definitely that ripple effect, but the ripple goes both ways and when folks determine that they are going to add more police and they want to add their own channel and it requires more people, then that is a part of the cost of the City of Wichita of doing business. They should be expected, I think, to contribute to that. No one else in the County has asked for their own channel that requires eleven people so it goes both ways. If that is in the package as is, I can't support that."

Chairman Winters said, "Okay, we'll take that as one. I likewise can't support that at this point in time. I think we've still got adequate funds in the Manager's proposed budget to do what we need to do. So I don't think I can support that addition at this point either. Other Commissioners have comments or we can still vote the whole deal, but if others have comments on this particular addition."

Commissioner Gwin said, "Point of order, I would just suggest that maybe we make a Motion on the whole deal and see what happens and then we know whether or not we have to start taking items out."

Chairman Winters said, "Are you prepared to make that Motion?"

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MOTION

Commissioner Gwin moved to authorize the County Manager to publish a notice of hearing for the Total County Budgets of \$162,916,213 with \$58,869,867 in budgeted ad valorem taxes or 28.42 mills. This Motion is subject to confirmation of calculations by staff.

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	No
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	No

Chairman Winters said, "Thank you very much. The Motion has passed. Commissioner Schroeder."

Commissioner Schroeder said, "Mr. Chairman, if you please. I just want to take an opportunity to clear the air a little bit. Last week there was an editorial printed that said that somehow, I don't know where they got this information, or who they got it from, but it said that maybe I intended on cutting back the jail project and or the staffing of that jail. At no time during the last budget meeting that we had did I say that. So they misinterpreted it or purposely did whatever they wanted to do, but I find it a little bit appalling that they would suggest that that is what I'm thinking without asking me. There are hundreds, if not thousands, of issues that come before us that anybody could conjure up an idea or thought or a suggestion about what one of us may do on any given item and they simply decided that because I said I didn't think we could politically accept a 4.5 mill increase for the following year did not mean that it would come out of the jail budget. I never said that. I said that I wanted to ask the Manager if there was something else we could do, that means find other areas throughout our 162 million dollar budget where we could make some cuts.

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“That is all I said and I was just a little bit taken back by the fact that they assumed, without asking, or without me saying, that I was going to or intending to cut the jail budget. I think it is irresponsible for any party to suggest that and I just wanted to clear the air. That's not my intent, but after seeing something like that printed, I guess I will leave my options open on any issue on any budget item. But I just wanted to clear the air on that, that at no time did I say that, but today I am feeling a little bit concerned about how and why they print what they do and where they get their information from without asking me personally. So I leave my options open on everything we do in the budget process. We have until August 14 to make that decision and I think we all are doing that. Sorry that myself and Commissioner Miller were singled out for something that I said. I apologize for that Commissioner Miller. That was not my intent and I think they owe both of us an apology for suggesting that was what we were going to do without asking. Thank you Mr. Chairman.”

Chairman Winters said, "Thank you Commissioner."

Commissioner Miller said, "Just a simple follow-up. In fact, it is just a by-line, that under the actual editorial, the editorial staff has a Mission Statement and in the Mission Statement, which I don't have in front of me, so I can't read it verbatim, but I can't certainly paraphrase, but it said that it is our mission to include comments or include information from all parties that are involved. If the editorial staff would simply take the time and it has been extended to them I know personally and publicly by Commissioner Hancock and probably has been extended by any of the Commission, if they would simply take the time to sit down and talk with us and ask if this is our perspective or this is exactly the way we intended it, before they write it as law or as the Bible, then maybe, just maybe, they wouldn't be so far off the mark when they actually print it. So thank you."

Chairman Winters said, "Thank you. Commissioner Gwin."

Commissioner Gwin said, "Just a comment on our action or the Motion that we just approved. I don't want anyone to assume that this is the Budget. I think we tried to say it Mr. Chairman, but I want to reiterate that what we've done today is to authorize a publication of this saying that the budget will not exceed this amount. Then in the next several weeks, this body is going to have to decide what our priority items are and what are not and that is sometimes easy, as Mr. Hancock said, and sometimes it is very difficult."

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"I appreciate the input and the work that the Commission has done so far on the budget and I look forward to the next several weeks where in fact we will decide where the budget will be for 1997 and how best to use the tax dollars for which we are intrusted. Thank you all for your work."

Chairman Winters said, "Okay. Commissioner Hancock."

Commissioner Hancock said, "Thank you Mr. Chairman. Commissioner Gwin's comments made me think, I want to reiterate that. Please don't report that this is our budget for 1997. This is not our budget for 1997, this is the maximum budget for 1997. Believe me, there will be a minimum budget before long. I have never known us to stand pat on these things and we'll whittle it down. So please don't report that, get it accurate. I'm very sensitive about that this year because it is such a difficult budget. It is not easy to hold a zero mill levy increase, that's our goal, I'm sure, every one of us, if not even in the past couple of years or in the past year at least we've actually had a mill levy decrease if you live in the Fire District and the County at the same time. So this is the maximum amount that we could possibly budget. For today, we could have budgeted a billion dollars, we probably would not have survived the attempt, but we could have in theory. Now we whittle it down to the maximum amount. I'm not sure the legislature goes through this process. I don't even know whether the City does or not. It is kind of an interesting process, but we have to state the maximum amount several weeks before we actually do our budget. Anyway, don't be mistaken if you're watching out there. This is not our budget, this is just the highest we can go. Thank you."

Chairman Winters said, "Thank you Commissioners. Any other comments on Item D that we've just completed?"

Commissioner Gwin said, "Point of information, I made a Motion about authorization of publication, etc., etc., do we need, it doesn't say though under recommended action, it says that we establish August 14 as a final hearing date. Do we need to make a Motion to do that? That was not part of the Motion I made."

Chairman Winters said, "Mr. Manager?"

Mr. Buchanan said, "Yes, it wouldn't hurt."

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MOTION

Commissioner Gwin moved to establish August 14, 1996 as the final hearing date on the 1997 Sedgwick County Budgets.

Commissioner Hancock 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 very much. Does anyone have anything else to say about Item D as it relates to the Budget of the County for 1997? Seeing none, call the next item please."

E. PUBLIC HEARING, RESOLUTIONS (2) AND APPLICATION TO KANSAS DEPARTMENT OF COMMERCE AND HOUSING REGARDING SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT URGENT NEEDS FUNDS ON BEHALF OF SUNVIEW IMPROVEMENT DISTRICT, TO BE USED FOR SEWER REPAIRS.

Ms. Irene Hart, Director, Bureau of Community Development, greeted the Commissioners and said, "We're asking your consideration today of a \$78,000 Community Development Block Grant Urgent Need Application. It addresses an emergency situation in the Sunview Improvement District. Around June 5, the heavy rains washed out a support under a sewer line in Sunview causing the sewer line to break and raw sewage to spill out into the Arkansas River. They say the spill was contained in time to prevent a fish kill and the break was temporarily repaired, it has been patched, but it continues to wash and it is not a permanent solution. There are no local funds available for permanent repairs.

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"The residents of the district are over 60% low and moderate income, so that necessitates the need for the application for Federal funds to the State Department of Commerce and Housing. In order to obtain those funds, you are required to hold a public hearing to receive comment. You are required to approve two resolutions. One declares that there is a local emergency. The second one gives you authorization to apply for funds and thirdly, you are required to sign the application. So we're asking you to take all of those actions today. I'd be happy to answer any questions."

Chairman Winters said, "Alright, thank you very much."

Ms. Hart said, "I need to add that there is no local match required since it is an emergency situation."

Chairman Winters said, "Alright, thank you very much. Commissioners, you've heard Irene's report, what's the will of the Board?"

Commissioner Schroeder said, "I'm sorry, we have to have a public hearing first."

Chairman Winters said, "I'm sorry, you're right. At this time I will open the public hearing and receive public comment on Item E, this grant for urgent needs. Is there anyone here in the audience who would like to speak to this? Please come forward, state your name and address for the record and we try to limit ourselves to five minutes but we've been pretty flexible today."

Mr. Al Reiss, Engineer, Reiss & Goodness Engineers, said, "I think there are some comments required at this time because this situation has come about in the later part of the 1970's. There used to be two sewer plants in this location and there used to be an Oaklawn Sewer Plant along 47th Street. All those three plants were eliminated by an out-fall line that carried all the sewage down to a central plant in the City of Wichita. This is a line now that has been fractured. We pumped around it when the break was reported. We did have some spillage but we did not have enough spillage to have a fish kill and therefore, we avoided a very serious problem with both the State and the EPA. I did have some calls on it and they asked me whether there was any repercussion from it and I said no there was not."

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"We have tore up both sides of the bank there and we've dislocated some people at this time, but nobody has complained about this. We have temporarily fixed it with a contractor and at this time we are going forward with permanent fix on this location. I might add that this has not occurred except in the last couple of years because there have been improvements along K-15. There have been improvements on your main road that goes into Boeing and Boeing has a parking lot and some buildings and all this drains into this area, so we have had some severe run off when in turn has washed the sand that has supported this before and that is why this has occurred. We intend to rip rapp this and to put in new structural supports and to eliminate this problem permanently. Therefore, we are going forward on this emergency grant program. I might add a little bit about this. This particular emergency grant program reacts quickly and we used it at Florence about six months ago and we were removing debris and what not that had washed up against a bridge that would have cut off the entire community and these folks reacted within a two week period of time. That is pretty fast reaction time. If you have any questions, I'd be glad to answer them for you. We have the paperwork ready and everything is earmarked for you and we just need your approval. Sunview cannot proceed without you being the conduit for it so actually you are the ones that are going to have to receive and transfer the funds to Sunview."

Chairman Winters said, "Okay, thank you very much Mr. Reiss. We have a question. Commissioner Schroeder."

Commissioner Schroeder said, "Mr. Chairman, if you please. Al, sewer service in that area has not been hindered by this at this time? Everybody still has sewer capacity?"

Mr. Reiss said, "Yes, everything is still operational. We have temporarily fixed this particular break. We pumped around it for a period of about three days. There are 3,200 people that are served that are going through this sewer plus some of the commercial. The Humane Society, I can't name all of the commercial but they are still on line and we do not have any interruption as far as sewer service."

Commissioner Schroeder said, "Very good. Thank you."

Chairman Winters said, "Thank you very much. Thank you very much Mr. Reiss. Any other persons from the public who would like to comment on Item E, this grant for urgent needs funds? Any other comments? Seeing no one, we'll limit discussion to Commissioners and staff. Commissioners, you've heard the report, what's the will of the Board?"

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MOTION

Commissioner Schroeder moved to adopt the Resolutions and approve the Application and authorize the Chairman to sign.

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, "Thank you very much. Next item please."

F. PUBLIC HEARING AND RESOLUTION CREATING A LATERAL SEWER DISTRICT WITHIN SEDGWICK COUNTY, KANSAS AND AUTHORIZING IMPROVEMENTS THEREIN (WOODLAND PLACE ADDITION).

Mr. Joe L. Norton, Bond Counsel, Gilmore & Bell, P.C., greeted the Commissioners and said, "For your consideration this morning, the County has received a Petition requesting the creation of a public sewer district located in the eastern portion of the County."

SLIDE PRESENTATION

"Before you on the screen is a map depicting the general area of that proposed district. It is located south of Central between 143rd Street East and the Butler-Sedgwick County line at 159th Street East."

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"The Petition requests that the sewer district be created on a lateral basis and that the cost thereof be apportioned equally among 14 proposed lots on the plat. On the screen before you is a depiction of the plat locating the size and area of those lots being substantially identical in size.

"The Bureau of Public Services has prepared an estimate of cost. The middle column of numbers labeled sewers, is the one important for this particular agenda item, showing an estimated total cost of \$72,325 on the total bond issue line. Note that this is somewhat higher than some of your back up material may be based on bids having been received yesterday for the construction component of this. Those bids were reviewed with the petitioner and the petitioner has submitted an amended Petition agreeing to the proposed increase in cost based on the bids as a 100% petition.

"The proposed method of assessment being equally among 14 lots would have a principal component of about \$5,100 per lot. It is spread over 15 years at 6% equally about \$500 per year for sewer service. State statute in your Charter Resolutions provide that prior to considering a resolution creating this district, you give the public the opportunity to be heard. Publication notice was given as was State law and it is now prime opportunity to receive public comment on this particular item before considering further action."

Chairman Winters said, "Thank you very much Mr. Norton. At this time we will open the public hearing. Is there anyone in the audience today who would like to speak to Item F on our agenda today? Is there anyone in the audience who would like to speak to Item F? Seeing no one here to speak to this item, public hearing is closed. We'll limit discussion to Commission and staff. Joe."

Mr. Norton said, "If not, then we have prepared a Resolution for your consideration which would implement the creation of this lateral district in accordance with the numbers you have discussed this morning. Would recommend your adoption of that."

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MOTION

Commissioner Gwin moved to adopt the Resolution.

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, "Thank you. Next item please."

NEW BUSINESS

G. RESOLUTION CREATING A ROAD IMPROVEMENT DISTRICT IN SEDGWICK COUNTY, KANSAS AND AUTHORIZING IMPROVEMENTS THEREIN (WOODLAND PLACE ADDITION).

Mr. Norton said, "This is a companion item to Item F we just discussed. This is the creation of a road improvement district in the same area, the Woodland Place Estates in the eastern portion of the County. Again, a 100% petition. The estimated cost of the proposed road improvements would be about \$124,000, again, apportioned equally among the 14 lots would be about \$8,860 principal component or about \$912 per year over a 15 year period at a 6% assumed rate on bonds to finance the permanent project. The Petition was signed by 100% of the property owners proposed to be assessed on an equal 14 lot basis. The State law does not require a public hearing. You may wish to receive public comment prior to taking action on a Resolution authorizing this proposed road improvement district."

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Chairman Winters said, "Alright, thank you very much. Is there anyone here today who would like to speak to Item G, a road improvement district in Woodland Place Addition? Is there anyone here who would like to address the Commission on this issue, Item G? See no one Joe."

Mr. Norton said, "If not, we'd recommend you adopt the Resolution creating the district."

MOTION

Commissioner Gwin moved to adopt the Resolution.

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 very much. Next item please."

H. RESOLUTIONS (2) REGARDING THE SALE OF NOTES AND BONDS.

- 1. RESOLUTION AUTHORIZING THE OFFER FOR SALE OF \$4,300,000 PRINCIPAL AMOUNT OF TEMPORARY NOTES, SERIES 1996-1 AND \$1,225,000 TEMPORARY NOTES, SERIES 1996-2, OF SEDGWICK COUNTY, KANSAS.**

Mr. Norton said, "This item authorizes the solicitation of sealed bids for the sale of these two series of Temporary Notes. 1996-1 series in the amount of \$4,300,000 is to provide construction financing for 17 Capital Improvement Projects for which the Commission has previously authorized those improvements to be made."

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"The term of these notes would be for approximately 15 months and would coincide with the sale of County General Obligation Bonds next December to permanently finance the cost of these improvements. This is construction financing.

"Series 1996-2 is to finance the balance of the acquisition costs of voting machines for the County. As you may recall, you previously funded the acquisition of approximately 450 machines through cash expenditures. This temporary borrowing will fund about another 300 machines for the Election Commissioner's Office for use by County residents. This note series is anticipated to be repaid over a three year period from appropriations and is not expected to be permanently financed for a longer period, thus saving the County some issuance costs and some interest rate break by doing a short term financing within the guidelines that we have by State law.

"There has been prepared, a preliminary official statement which we worked with very hard with County staff and this will be sent out along with notice of sale to bidders requesting their bid on each series separately for those notes on July 31. The Resolution for your consideration would approve the form of this sale documentation, authorize the Manager, his staff and the Bureau of Finance to solicit these bids and come back to you on July 31 for your consideration of this financing. Be happy to try to address any questions you may have."

Chairman Winters said, "Thank you Mr. Norton. Commissioners, does anyone have questions regarding these two proposed offerings of bonds? Any questions? If not, what's the will of the Commission?"

MOTION

Commissioner Schroeder moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

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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 very much. Next item please."

2. RESOLUTION AUTHORIZING THE OFFER FOR SALE OF \$12,100,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, SERIES A, 1996 OF SEDGWICK COUNTY, KANSAS.

Mr. Norton said, "This is the permanent financing of the County's summer bond issue for \$12,100,000. The Resolution, again, would authorize the Bureau of Finance to solicit sealed bids on July 31 for the permanent financing of these projects. Included in this bond issue is about \$4,100,000 of permanent financing for 17 special assessment projects which you considered those assessments earlier in the spring. The pay-in period has ended and there have been significant amounts of dollars paid on those assessments but there is still about \$4,100,000 to be permanently financed. This portion of the issue would be financed over a 15 year period at approximately level debt service so that the assessments that translate to the property owners would be on that same basis and at the interest rate receive by the County on this portion.

"The other component of this bond issue is about \$7,096,000 comprised of \$5,000,000 to fund that portion of the County's Capital Improvement Projects for roads in the guides marked for financing and about \$2,096,000 in permanent financing for a bridge component included in your Capital Improvement Projects for bond financing. This portion of the financing would be over a ten year period on an approximate level principal reduction so we are reducing debt on a level principal basis rather than a debt service basis, thus reducing that debt faster to allow for future issues to be melded into that so that we can continue the bond financing program for the Capital Improvements for roads and bridges in the future and get those expedited, paid off. It is the same theory which we have done for a number of years on this type of financing.

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"Again, County staff has worked very hard at preparing the presentation material, the Preliminary Official Statement and Notice of Bond Sale which will be submitted to the proposed bidders and also be submitted to the Moody's, Standard & Poors rating agency to try to get a confirmation of the County's very good bond ratings, AA and AA-1 respectively. So that this would allow the County to achieve the best potential interest rate on this financing, part of which will be translated into the special assessments and the other part into the County's bond and interest funds. It is important to maintain these high credit ratings thus getting a lower interest cost to finance these projects on a permanent basis. The Resolution would authorize the dissemination of these documents and receive sealed bids on July 31 to be brought back to you for confirmation. Be happy to try to address any questions you have."

Chairman Winters said, "Thank you Mr. Norton. That was a very thorough explanation. Commissioner Miller has a question."

Commissioner Miller said, "After a very thorough explanation. Joe, I just have a point of clarification. Level principal payments on first of all the 12.1 and as I was listening, you were saying that this is something that we've been doing for a long time as opposed to debt."

Mr. Norton said, "The difference between level principal and level debt service is basically as follows. A level debt service payment would mean that the amount of principal repaid and the interest on that debt would have a level annual payment over the 15 years, more like a house mortgage would be. You make a level payment, a lower principal amount in early years, you are increasing the principal amount. That is what the special assessment projects that go on the homeowners property tax statement does. The component representing the road and bridge financing is issued on a level principal payback. So we divide basically the \$7,900,000 equally by the ten years, pay that amount of principal back each year plus interest on the outstanding balance. That results overall in a ten year period of reducing significantly the amount of interest paid on that borrowing because we're accelerating the principal payment on a level principal repayment rather than a level debt service."

Commissioner Gwin said, "Okay. Do we also do that on our temporary notes?"

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Mr. Norton said, "The temporary notes don't impact on the \$4,300,000 don't even impact the budget because those are then rolled into permanent financing and bonds when those projects are done. This is just the construction financing. The smaller issue, the \$1,225,000 for the voting machines is done on a level debt service repayment so it has a mill levy impact."

Commissioner Gwin said, "Okay, so that is a debt service repayment. Okay, thank you."

Chairman Winters said, "Thank you Commissioner. Any other questions of Mr. Norton. Commissioners, you've heard the report on Item H-2, what's the will of the Board?"

MOTION

Commissioner Schroeder moved to adopt the Resolution.

Commissioner Hancock 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 very much Mr. Norton."

Mr. Norton said, "Again, I'd like to commend your Finance staff for working very diligently getting this document ready. They've done an excellent job as usual. Thank you."

Chairman Winters said, "Thank you Mr. Norton. Next item please."

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I. GRANT APPLICATION TO THE KANSAS DEPARTMENT OF COMMERCE AND HOUSING IN THE AMOUNT OF \$150,000 FOR A HOME INVESTMENT PARTNERSHIP PROGRAM GRANT FOR HOUSING REHABILITATION IN THE OAKLAWN IMPROVEMENT DISTRICT.

Ms. Hart said, "Two years ago, we applied for \$300,000 in home funds to do housing rehabilitation in Oaklawn. We were awarded that amount of funds and we still have a waiting list and we still have a need for housing rehabilitation in Oaklawn. We are applying for \$150,000. Matching funds will be provided by Community Housing Services in the amount of \$37,500 cash. Sedgwick County Code Enforcement will be providing inspection services in an in-kind contribution of \$7,200. I'd be happy to answer any questions at this time."

Chairman Winters said, "Okay. Commissioner Miller."

Commissioner Miller said, "Irene, so does that mean, I understand the matching funds will come by way of Community Housing Services, does that mean that they will be the distributing point of the funds also? Are the funds housed in Sedgwick County or are they housed in Community Housing Services?"

Ms. Hart said, "They are housed in Sedgwick County. They will be our partners in the project but we are the administrators of the grant. We approve the individual applications and the project homes, et cetera."

Commissioner Miller said, "Okay. Very good. Are we looking at doing something similar to that in the Kenmar area also?"

Ms. Hart said, "We don't have jurisdiction in Kenmar."

Commissioner Miller said, "Gosh, that's right. We need to talk to the City about that. Thank you. Thank you Mr. Chairman."

Chairman Winters said, "Thank you Commissioner. Commissioners, any other questions? Seeing none, what's the will of the Board?"

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MOTION

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

Commissioner Hancock 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 very much. Irene?"

Ms. Hart said, "One thing I might make clear, the reason the County is involved in the Oaklawn-Sunview neighborhoods is because those are not incorporated cities. We can't take action in the City of Wichita for these grants nor could we in the City of Mulvane or Cheney. So that's why we are involved in the Oaklawn-Sunview neighborhoods."

Chairman Winters said, "Alright, thank you. Good clarification. Next item please."

J. LEGAL DEPARTMENT - VARIOUS COUNTY CONTRACTS AND RESOLUTIONS.

- 1. LEASE AGREEMENT WITH CITY OF WICHITA, KANSAS FOR SPACE LOCATED AT CENTRAL AND WACO TO PROVIDE TEMPORARY EMPLOYEE PARKING DURING EXPANSION OF THE ADULT LOCAL DETENTION FACILITY.**

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Mr. Stephen B. Plummer, County Counselor, greeted the Commissioners and said, "Any topic entitled Legal Department miscellaneous should scare anybody. Item one is a lease agreement with the City of Wichita to lease parking spaces for County employees at Central and Waco. I recommend you approve that and authorize the Chairman to sign."

MOTION

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

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, "Thank you very much. Next item please."

2. CONTRACT FOR PURCHASE OF REAL PROPERTY ADJACENT TO LAKE AFTON PARK.

Mr. Plummer said, "Rich Euson is going to present the next item which is the some real property adjacent to Lake Afton Park."

Mr. Richard Euson, Assistant County Counselor, greeted the Commissioners and said, "This is a contract to purchase 60 acres of undeveloped land which is immediately south of the County's Lake Afton Park. This property was listed at \$4,000 per acre and the contract is for \$2,000 per acre and we are bringing it to you for your consideration. This contract is pretty much on the standard form agreement which provides that the seller and buyer will split the cost of title insurance and the closing costs."

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“The closing would be on or before August 15. You have an overhead of this property if you'd like to take a look at it but essentially it totally abuts the southern property line of Lake Afton Park and it is undeveloped land. It is subject to certain contingencies which include our examination of any existing easements and restrictions, also our look at an agreement which is a CRP agreement having to do with about 15 acres of land on this ownership that we are not able to develop for agricultural use and I might also say that Susan Erlenwein's department has been out and inspected this property and has determined that there are no hazards that exist that would be a problem in the County's purchase of it. As I said, I do have an overhead if you'd like to look at that which is just an aerial photograph showing the general area and I'll try to answer any question you might have and Jerry Harrison is also here.”

Chairman Winters said, "Okay, very good. Commissioners are there any questions of Rich at this time?"

MOTION

Commissioner Gwin moved to approve the Contract and authorize the Chairman to sign.

Commissioner Hancock 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	No
Chairman Thomas G. Winters	Aye

Chairman Winters said, "Thank you very much. Thank you Rich. Do you have something else?"

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Mr. Euson said, "Yes I do. The next two items, which I believe are J-3 and J-4 on your agenda, they require separate action but they are interrelated so perhaps I could address them at the same time."

Chairman Winters said, "Alright, let's move to the next item, Item J-3."

3. CONTRACT WITH THE CITY OF HAYSVILLE, KANSAS RELATING TO DRAINAGE AND RELATED IMPROVEMENTS IN THE VICINITY OF BROADWAY AND 91ST STREET SOUTH.

Mr. Euson said, "These items, Commissioners, have to do with a matter involving a drainage problem in the vicinity of 95th Street South and Broadway. The County has been working with the City of Haysville to try and determine the best way of solving some of this drainage problem, a lot of which has to do with the bridge at 91st Street just west of Broadway. The bridge has been determined to be a non-conforming structure by the State Department of Agriculture and the State has asked the City of Haysville to remove it. The City has voted to do that but that will leave the City of Haysville's property landlocked. There is a provision in the State statute which allows a city to apply to the County to petition for an access road and have that put in so they can have access to a public road. Their proposal is to take access themselves per their property and extend it down to 95th Street South. We have proposed an agreement with the City of Haysville to pay for some of the cost of this road which would be not to exceed \$35,000 for the acquisition of right-of-way and the construction. The City of Haysville, under this agreement, would be agreeable to maintaining the road after it is put in. Again, I have an overhead of this area if you'd like to take a look at it. I'll be happy to answer any questions you might have about this agreement."

Chairman Winters said, "Thank you. Commissioner Miller."

Commissioner Miller said, "Thank you Mr. Chairman. You were saying that the County has agreed to pay for some of the cost of the road or all the cost of the road?"

Mr. Euson said, "Well actually, it is all the cost of the road except maintenance. After the road is put in, we will not be responsible for maintaining it."

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Commissioner Miller said, "In discussion, I found out that this is a not very used statute or area in terms of being landlocked and the County does need to be able to come in and allow for appropriate travel to and from their property."

Mr. Euson said, "We have never used this statute to my knowledge since I've been here."

Commissioner Miller said, "That's the only question I had."

Chairman Winters said, "Okay, thank you. Other questions of Rich on Item J-3? Commissioner Hancock."

Commissioner Hancock said, "We're not on television anymore so it doesn't make much difference, but I do want to say to Rich that I do appreciate you working on this Richard. I appreciate the County Engineer's Office working on this. Those of you who are not informed about this, this obstruction has been at least partially responsible for some of the flooding that has gone on and since I've been a Commissioner, it just so happens that it flooded down there in '89, '91, and '93 and '95 and hopefully this will increase the flow and lower the backup level and I know this has been a tough one for everyone and this is not, there was a whole bunch of bad choices to make. I do appreciate you working on this Rich and I hope, with you and David Spears, maybe we can get this thing done pretty soon and wrap it up. Thank you very much."

Chairman Winters said, "Thank you Commissioner. Commissioners, you've heard Rich's report, what's the will of the Board?"

MOTION

Commissioner Gwin moved to approve the Contract and authorize the Chairman to sign.

Commissioner Miller seconded the Motion.

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

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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. RESOLUTION AUTHORIZING CONDEMNATION OF LAND AND CONSTRUCTION OF A PUBLIC ACCESS ROAD UNDER AUTHORITY OF K.S.A. 68-117.

Mr. Euson said, "This next item is related to the agreement. It is a Resolution that acts upon the Petition submitted by the City of Haysville and it authorizes the County to acquire right-of-way and construct the road. I recommend it for your approval."

Chairman Winters said, "Thank you."

MOTION

Commissioner Hancock moved to adopt the Resolution.

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

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Chairman Winters said, "Thank you very much. Thank you Rich. Next item, J-5."

5. RESOLUTION AMENDING PROCEDURES FOR THE OPERATION OF THE COUNTY COURT OF SEDGWICK COUNTY AND SUPPLEMENTING K.S.A. 19-4701, ET SEQ.

Mr. Plummer said, "One of the elements of the Legal Department or one of the items in the Legal Department is our County Court System, which we have used primarily for zoning violations and various other parts of the County Code. One of the things that I have tried to do over the last several years, is to make County Court a more viable method of enforcing our Resolutions and this Resolution reflects some success we've had in doing that. Now what this Resolution does is move County Court from the Commission Chambers across the street and to set court on Monday afternoon instead of Thursday afternoon. The reason we are doing this is that we were having periodic conflicts in using this room. Secondly, we have more business than we used to and it is better to have our own courtroom across the street. One of the things we've done along that line was to simplify the process of writing tickets for zoning violations, which in turn means that more tickets are written. I would recommend you adopt this Resolution which has the effect of giving us our own courtroom and changing the day of County Court from Thursday to Monday. I recommend you adopt the Resolution."

MOTION

Commissioner Schroeder moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

Chairman Winters said, "Thank you. We have a Motion and a second. I have one comment. Would you please on all of the stuff that you send our requiring people to County Court, please in big letters put the address and maybe even say the Old Historic Courthouse in an attempt to get folks to go to the right courthouse. As you make these changes and you make those forms, ask the folks that are developing those forms to try to address that address and put Old Historic Courthouse in bold print or something."

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Mr. Plummer said, "We considered renaming that the Winter's Building, but there wasn't enough support for that. Nevertheless, we will put in bold letters where people ought to go to take care of County Court."

Chairman Winters said, "Alright, well ask the people to make those forms to address that. Commissioners, we have a Motion and a second, is there further discussion on this Motion for J-5? Seeing none, call the vote."

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."

K. ADDITION OF THREE PART-TIME, TEMPORARY STUDENT INTERN POSITIONS TO THE BUREAU OF HUMAN RESOURCES STAFFING TABLE.

Mr Harry J. Hayes, Director, Bureau of Human Resources, greeted the Commissioners and said, "In concert with the Sedgwick County value, establish, maintain and nurture partnerships, to ensure effective and efficient delivery of services, the Bureau of Human Resources is requesting BOCC approval of three temporary positions of college interns. We have identified a need that local youth need real life professional experience to better prepare them for their future careers. As a responsive government and community partner, Sedgwick County and the Bureau of Human Resources would like to provide this partnering service opportunity. This will be extended to any local full-time college, junior college, or university student. The individuals will go through the normal Sedgwick County application process and will be interviewed by the appropriate personnel within the three departments in the Bureau of Human Resources. The length of time for this will be ninety days or the expense of the dollars that we've identified and it will have a negative impact on our budget."

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Chairman Winters said, "Alright, thank you. You've heard Mr. Hayes' report. Commissioner Miller."

Commissioner Miller said, "I think this is a wonderful endeavor in terms of educational experience and job training all wrapped up into one. I was just briefly looking over the actual work projects that they'll be involved in and this is not just shuffling papers."

Mr. Hayes said, "Oh heavens, no."

Commissioner Miller said, "You're going to have them doing real stuff."

Mr. Hayes said, "We've learned from the County Manager that you can get a lot of good work out of college students."

Commissioner Miller said, "I just simply needed to say that."

Chairman Winters said, "Thank you Commissioner. Commissioners, you've heard the report, what's the will of the Board?"

MOTION

Commissioner Schroeder moved to approve the additions to the Bureau of Human Resources Staffing Table.

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

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

L. ADDITION OF THREE FULL-TIME AND SIX PART-TIME POSITIONS TO THE JUVENILE INTAKE AND ASSESSMENT CENTER STAFFING TABLE.

Mr. Thomas Kimbrell, Program Manager, Juvenile Intake and Assessment Center, greeted the Commissioners and said, "We are a program that will be taking children from the Sheriff's Department and the Police Department. The officers will hand these kids off to us. We will do an assessment for them, based on our assessment, we will do a referral and release them to the appropriate authority, whether it be their parents or the Juvenile Detention Facility or some other placement. In order to get the program up and running we need to hire additional staff. I am asking you for three full-time and six part-time positions. This will allow us the opportunity to be open 24 hours a day, seven days a week."

Chairman Winters said, "Thank you very much. Commissioner Schroeder has a question or a comment."

Commissioner Schroeder said, "Mr. Chairman, if you please. Tom, the funding for this is coming from where?"

Mr. Kimbrell said, "This is State General Fund."

Commissioner Schroeder said, "Okay. So it is a grant?"

Mr. Kimbrell said, "And for what length of time?"

Commissioner Schroeder said, "For the next year. Then what happens after that?"

Mr. Kimbrell said, "After this next year then we will become a part of the Kansas Youth Authority, which was brought about by the House Bill 2900 this year in the legislature."

Commissioner Schroeder said, "Okay, so it will be funded through the State process?"

Mr. Kimbrell said, "Yes, that is our expectation."

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Commissioner Schroeder said, "Very good. Thank you. Thank you Mr. Chairman."

Chairman Winters said, "Thank you. Are there other questions or comment about this item? Mr. Manager."

Mr. Buchanan said, "Chairman Winters, the Clerk appropriately read that there would be an addition of two full time and that was an error. We passed to you a new agenda item request and Mr. Kimbrell also requested that there would be three full-time, just so everybody understands that it is a request for three full-time positions."

Chairman Winters said, "Okay. Everyone understand that? Commissioner Miller."

Commissioner Miller said, "Yes, Mr. Chairman. Tom, Commissioner Schroeder has already asked some questions, but just clarify for me, you said that it is your intent that the State would pick this up after this particular issuance has run out."

Mr. Kimbrell said, "Right, this is a State program. It was passed by the legislature as part of House Bill 2900, that there would be the creation of a juvenile intake and assessment system across the state, one set for each judicial district."

Commissioner Miller said, "Right, but I'm just saying, is it a definite that this will be a long running program? Is it renewable or is it a standing funding line item?"

Mr. Kimbrell said, "I believe it is renewable. I have in my office right now the budget request for fiscal year '98."

Commissioner Miller said, "Okay. Thank you. Thank you Mr. Chairman."

Chairman Winters said, "Thank you Commissioner. Commissioners, you've heard the report and the discussion, what's the desire of the Board?"

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MOTION

Commissioner Schroeder moved to approve the additions to the Juvenile Intake and Assessment Staffing Table.

Commissioner Hancock 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 very much for being here today. I know you've had a long wait."

Mr. Kimbrell said, "Thank you Commissioners."

Chairman Winters said, "Next item please."

M. RECOMMENDATION TO THE STATE BOARD OF TAX APPEALS THAT A FURTHER REDUCTION BE GRANTED IN THE MATTER OF THE APPLICATION OF HUDSON FOODS, INC. FOR RELIEF FROM A TAX GRIEVANCE IN SEDGWICK COUNTY.

Mr. Bruce Sundling, Director of Problem Resolution, Appraiser's Office, said, "What I bring for you today is a recommendation that we do approve a further reduction. There was a correction of errors for the '89 through '91 tax years on this parcel for correction of classification. Suggest that there be further reduction granted in that matter and they make the recommendation of further tax refund."

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MOTION

Commissioner Schroeder moved to make a recommendation for a further tax refund.

Commissioner Hancock 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 very much. Next item."

N. RETENTION OF COUNTY MOTOR POOL VAN #9404 AND ASSIGNMENT TO THE APPRAISAL OFFICE FOR USE FOR VIDEO IMAGING PURPOSES.

Mr. Gerald C. Frantz, Sedgwick County Appraiser, said, "I'm Jerry Frantz, the County Appraiser. Hi!"

Commissioner Gwin said, "Hi! How are you?"

Mr. Frantz said, "I have some slides that my staff put together."

Commissioner Schroeder said, "This is just a van Jerry."

Commissioner Gwin said, "It's just a van Jerry."

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Mr. Frantz said, "We're going to show our slides. As you know, last year, you folks allowed the Appraiser's Office to enter into a contract to video all the residential properties in the County. A video of all residential properties. At the time we said it was our intention, once we got this residential property done, our intention was to be able to do this job ourselves and enjoy further cost savings.

SLIDE PRESENTATION

"At this point, we're asking you folks to allow us to purchase a van from Community Corrections at a cost of approximately \$5,000. That number has not yet been decided. The conversion of this is going to be approximately \$9,800. Bob is here and there are some other costs that may be realized in this van conversion through our carpentry shop and our Motor Pool. This is what it is going to cost us over five years, to do the maintenance, pick up the commercial and then start on the first years of redoing the 25% and cyclically doing it every year after that. That would be \$85,400 for five years of cost.

"Now, if you were to hire the video contractor to do this stuff, it would cost that number right there, \$327,500. There is the van we're buying right there.

"Wait until you see this graph now, this is great. This is the difference in price between doing it ourselves and hiring a contractor. This number down here represents what it costs us per year to currently doing these same jobs, which is final review labor, final review auto expense, clerical labor for final review and then the field checks that are involved with the informal and HOP hearings. So the cost per year at \$98,780 comes down to a total cost over five years of \$493,000, so if we do what we are proposing and buy the van and convert it, we'll save \$408,500 over five years or if we hire a contractor, which of course we're not recommending, we would save \$166,400. Based on that, we asked that you allow us to buy the van from Community Corrections."

Chairman Winters said, "It would still be, even using the video itself, is a cost savings over the way we're doing it now, isn't that correct? So this is just a comparison of the cost savings of us owning the van or using a vendor. The whole video process is going to be a money saver, is that right?"

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Mr. Frantz said, "The bottom line in red over there on the third page is that we will save overall \$408,000 if we buy the van, but over what we are currently doing, if we hire a contractor, we still save \$166,000 over five years over what we are currently paying to do the same job. So it is a win-win situation, but purchasing the van is a bigger win."

Chairman Winters said, "Okay."

Commissioner Gwin said, "Is that van bullet proof?"

Mr. Frantz said, "It will have Kansas plates on it."

Commissioner Gwin said, "Okay, good."

Chairman Winters said, "Well I think this is a good project and it is involved in more than just I heard some comments about it was just involved in the hearing process, but it is involved in much more than just the hearing appeal process."

Mr. Frantz said, "The primary application, Mr. Chairman, is in the final review process. The State law mandates that when we put a new value on a property we must go out and look at it again, so in the case of the 25% neighborhood, we've already been out once and then the law says we must go out and look at it again if we change the value, they allow us to use video for that final review so we don't have to go out and spend the time, burn the gas, and do the data entry."

Chairman Winters said, "Okay."

Commissioner Gwin said, "So have you identified the driver?"

Mr. Frantz said, "We will use our own staff, although if we did choose to use someone from outside, our fireman, County and City fireman have been hired as part time help by the Contractor, so they are already experienced people between the City and County that have done this already. So if we choose to hire some part-time help there are people."

Commissioner Gwin said, "But ordinarily you plan to use your regular staff."

Mr. Frantz said, "The cost savings will allow us to use our own staff."

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Commissioner Gwin said, "Okay, thank you."

Chairman Winters said, "Thank you very much. It sounds like a good project. Commissioners, you've heard the report, what's the desire of the Board?"

MOTION

Commissioner Gwin moved to retain Van #9404 and reassign it to the Appraisal Office.

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, "Thank you very much. Next item please."

O. AUTHORITY TO AWARD CONTRACT COMMITMENT OF COUNTY FUNDS ON KDOT PROJECT 54-87 K-6006-01, SEDGWICK COUNTY PROJECT NO. 620-839; INTERSECTION IMPROVEMENTS AT U.S. 54 AND 143RD STREET EAST. CIP #I-74. DISTRICTS #1 AND #5.

Mr. David C. Spears, P.E., Director, Bureau of Public Services, said, "Item O is the authority to award contract for the intersection improvements at U.S. 54 and 143rd Street East. It is designated as I-74 in the Capital Improvement Program and federal funds will be paying for 90% of the cost. KDOT will be pay 5% and Sedgwick County will pay 5%. Ritchie Corporation was the low bidder at \$281,465.10 and the County share will be \$14,776.92. Recommend that you approve the Authority to Award Contract and authorize the Chairman to sign."

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MOTION

Commissioner Schroeder moved to approve the Authority to Award Contract Commitment of County Funds and authorize the Chairman to sign.

Commissioner Hancock 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 very much. Next item please."

CONSENT AGENDA

P. CONSENT AGENDA.

1. Right-of-Way Instruments.

- a. One Temporary Construction Easement for Sedgwick County Project No. 817-G through N½ J; Meridian from the north city limits of Wichita to the south city limits of Valley Center. CIP #R-169. District #4.
- b. Three Easements for Right-of-Way and two Temporary Construction Easements for Sedgwick County Project No. 616-833; Intersection Improvements at 13th Street North and Webb Road. CIP #I-72. District #1.

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2. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V96046	\$380.00	1	Trula M. Lieurance
V96051	\$284.00		Orphanage Rentals
V96049	\$260.00	4	Warner & Warner Rental
V96052	\$324.00	2	Sarah Lane Apartments
V96050	\$195.00	3	Brentwood Apartments

3. 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>
C94064	\$176.00	\$175.00
V95116	\$324.00	\$000.00
C96014	\$367.00	\$380.00
V95152	\$335.00	\$380.00
V95088	\$343.00	\$386.00

4. Drainage Easement to the City of Wichita for the relocated Elm Street storm water line. CIP Project #1996 PB-307.

5. Real Estate Purchase Contract with Jon Michael Gulick in the amount of \$32,071.00 less required deductions, under the FEMA buy-out program.

6. Agreement with Butler County Communications to provide on-line access to Sedgwick County's electronic data.

7. Order dated July 3, 1996 to correct tax roll for change of assessment.

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8. Consideration of the Check Register of July 5, 1996.

9. Budget Adjustment Requests.

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960397	Youth Residence Shelter Grant	Supplemental Appropriation
960398	Corrections	Transfer
960399	Code Enforcement	Transfer
960400	Information Services	Supplemental Appropriation
960401	Appraisal	Transfer
960402	Appraisal	Supplemental Appropriation
960403	District Attorney Prosecuting Attorneys Training	Supplemental Appropriation
960404	Youth Residential Shelter	Supplemental Appropriation
960405	Corrections	Supplemental Appropriation
960406	Corrections	Supplemental Appropriation
960407	Corrections	Supplemental Appropriation
960408	Corrections	Supplemental Appropriation
960409	Corrections	Supplemental Appropriation
960410	Road and Bridge Sales Tax	Transfer

Mr. Jarold Harrison, County Manager's Office, greeted the Commissioners and said, "You have the Consent Agenda before you and I recommend your approval."

MOTION

Commissioner Schroeder moved to approve the Consent Agenda as presented.

Commissioner Hancock seconded the Motion.

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

Regular Meeting, July 10, 1996

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 had no Bid Board items? We went through a week without buying anything? Mr. Plummer, I have not read notes this morning, but we still need to have a short executive session?"

Mr. Plummer said, "It will be about ten minutes."

Chairman Winters said, "Alright. At this time I will recess the Regular Meeting of the Board of County Commissioners."

The Board of Sedgwick County Commissioners recessed in to the Sewer District Meeting at 12:30 p.m.

Q. OTHER

EXECUTIVE SESSION

Chairman Winters said, ""We'll call back to order the Regular Meeting of the Board of County Commissioners of July 10, 1996. Other concerns?"

Regular Meeting, July 10, 1996

MOTION

Commissioner Miller moved that the Board of County Commissioners recess into Executive Session for approximately five minutes to consider consultation with Legal Counsel on matters privileged in the attorney/client relationship relating to pending claims and litigation and that the Board of County Commissioners return from Executive Session no sooner than 12:45.

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

The Board of County Commissioners recessed into Executive session at 12:40 p.m. and returned at 12:45 p.m.

Chairman Winters said, "I will call back to order the Regular Meeting of the County Commissioners of July 10, 1996. Is there other business to come before this Board?"

Mr. Plummer said, "We have pending in Federal Court, a lawsuit captioned Angela Denise Cox versus the Board of County Commissioners. That case is presently set for trial in Kansas City in the next two weeks. Yesterday we had a settlement conference that lasted the better part of the day and pursuant to that settlement conference, I recommending today that you settle her claim in the total amount of \$45,000 which includes her damages and attorney's fees, but that is a lump sum settlement of all claims involved in this lawsuit. I recommend you settle the claim in the amount of \$45,000."

Regular Meeting, July 10, 1996

MOTION

Commissioner Schroeder moved to settle the claim of Angela Denise Cox in the total amount of \$45,000.

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	Abstain
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "Thank you very much. Is there any other business to come before this Board? We are adjourned."

R. ADJOURNMENT

Regular Meeting, July 10, 1996

There being no other business to come before the Board, the Meeting was adjourned at 12:50 a.m.

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

THOMAS G. WINTERS, Chairman
Third District

MELODY C. MILLER, Chair Pro Tem
Fourth District

BETSY GWIN, Commissioner
First District

PAUL W. HANCOCK, Commissioner
Second District

MARK F. SCHROEDER, Commissioner
Fifth District

ATTEST:

Susan E. Crockett-Spoon, County Clerk

APPROVED:

_____, 1996