

## **MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

### **REGULAR MEETING**

**JULY 28, 1999**

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, July 28, 1999 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Bill Hancock; with the following present: Chair Pro Tem Betsy Gwin; Commissioner Thomas G. Winters; Commissioner Carolyn McGinn; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Jarold D. Harrison, Assistant County Manager; Mr. David C. Spears, Director, Bureau of Public Works; Mr. Fred Ervin, Director, Public Relations; Mr. Paul Rosell, Chief Deputy County Clerk; Ms. Louanna Honeycutt Burress, Member, South Central Kansas Economic Development District Executive Committee; Mr. Thomas Webb, Alternate, South Central Kansas Economic Development District Executive Committee; Ms. Jane Moralez, Compensation Specialist, Division of Human Resources; Ms. Cecilia Maggard, Public Relations; Ms. Deborah Donaldson, Director, Human Services; Dr. Susan Hendrich, Director, COMCARE Children's Services; Mr. Joe L. Norton, Bond Counsel, Gilmore & Bell; Mr. Marvin Krout, Director, Metropolitan Area Planning Department; Mr. Randy Duncan, Director, Emergency Management; Mr. Kevin Bomhoff, Director, Community Development Disability Organization, COMCARE; Ms. Cecil Gogh, Operations Administrator, Department of Corrections; Ms. Stephanie Knebel, Project Manager, Capital Projects Department; Mr. Charles Magruder, MD, MPH, Director of Community Health; Mr. Mark R. Borst, PE, Deputy Director, Public Works; Mr. Jim Weber, PE, Director, Sewer Operations and Maintenance; Mr. Steve Lackey, Director, Public Works, City of Wichita; Mr. Ken Williams, Assistant Director, Purchasing Department; and Ms. Heather J. Knoblock, Deputy County Clerk.

### **GUESTS**

Mr. Talbert Showalter, 8341 S. Victoria, Salem Township

Mr. Mike Shields, 8749 Ida Street, Peach valley Estates

### **INVOCATION**

The Invocation was given by Mr. Paul Schulte, of the Church of Jesus Christ of Latter-Day Saints

### **FLAG SALUTE**

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**ROLL CALL**

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

**CONSIDERATIONS OF MINUTES:      **Regular Meeting, June 30, 1999****

The Clerk reported that all Commissioners were present at the Regular Meeting of June 30, 1999.

**Chairman Hancock** said, "Commissioners, you received copies of those Minutes for review. What's the will of the Board?"

**MOTION**

Commissioner Gwin moved to approve the Minutes of the Regular Meeting of June 30, 1999.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Before we begin the next Agenda item, I'd like to take the opportunity to welcome and recognize former Commissioner Mark Schroeder who is trying to hide in the back. Thank you, for being here today. Pleasure to see you again. Next item, please."

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**APPOINTMENTS**

**A. APPOINTING RESOLUTIONS (THREE).**

- 1. RESOLUTION APPOINTING MARCI HESS (BOARD OF COUNTY COMMISSIONERS' APPOINTMENT) TO THE SOUTH CENTRAL KANSAS ECONOMIC DEVELOPMENT DISTRICT (SCKEDD).**

**Mr. Richard A. Euson**, County Counselor, greeted the Commissioners and said, "Commissioners, we have prepared this Resolution for a four year term to expire in July 2003. The Resolution is in proper form."

**Chairman Hancock** said, "Thank you, Richard. Commissioners, discussion?"

**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner McGinn seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Marci couldn't be here this morning. Next item, please."

- 2. RESOLUTION APPOINTING LOUANNA BURRESS (BOARD OF COUNTY COMMISSIONERS' APPOINTMENT) AS AN ALTERNATE TO THE SCKEDD EXECUTIVE COMMITTEE.**

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**Mr. Euson** said, "Commissioners, on the Executive Committee of SKEDD, this is also a four year term expiring July 2003. The Resolution is proper."

**Chairman Hancock** said, "Thank you. Commissioners, discussion? If not, what's the will of the Board?"

**MOTION**

Commissioner Winters moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Louanna is here to be sworn in. Please, come forward."

**Mr. Rosell**, Deputy County Clerk, said, "Raise your right hand and say I do so swear at the end.

*I do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Kansas, and faithfully discharge the duties of the Office of South Central Kansas Economic Development District Executive Committee as an alternate, so help me God."*

**Ms. Louanna Burress** said, "I do."

**Chairman Hancock** said, "Thank you, Louanna. We appreciate you taking the time to do this. Next item, please."

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**3. RESOLUTION APPOINTING THOMAS WEBB (BOARD OF COUNTY COMMISSIONERS' APPOINTMENT) AS AN ALTERNATE TO THE SCKEDD EXECUTIVE COMMITTEE.**

**Mr. Euson** said, "Commissioners, this is also a four year term to this Executive Committee for an alternate position. The Resolution is in proper form."

**Chairman Hancock** said, "Thank you. Commissioners, discussion?"

**MOTION**

Commissioner Winters 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 Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Mr. Webb is here this morning. If you'll come forward, we'll get you sworn in sir."

**Mr. Rosell**, Deputy County Clerk, said, "Raise your right hand and say I do so swear at the end.

*I do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Kansas, and faithfully discharge the duties of the Office of South Central Kansas Economic Development District Executive Committee as an alternate,*

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*so help me God."*

**Mr. Thomas Webb** said, "I swear."

**Chairman Hancock** said, "Thank you, Thomas. We appreciate you taking the time to serve on the SKEDD Board. It is an important position. SKEDD serves the South Central Kansas area for Economic Development. We're very pleased that you'll serve on it. We're pleased you'll be a member of the Board. Thank you, very much. Next item, please."

**RETIREMENT**

**B. PRESENTATION OF RETIREMENT CLOCK TO WILLIE MCINTOSH, SECURITY OFFICER, COURTHOUSE SECURITY.**

**Ms. Jane Moralez**, Compensation Specialist, Division of Human Resources, greeted the Commissioners and said, "Willie McIntosh, Security Officer, will retire August 1, 1999, after 15 years of service. Willie was hired March 22, 1984, as a psychiatric Nurse Aid for Mental Health and transferred to Security as a Security Officer on April 24, 1999. Willie couldn't be here today to accept his certificate and clock, but we will get it to him right away. Thank you."

**Chairman Hancock** said, "Thank you, very much. Want to wish Willie the best of luck. We appreciate his time here with Sedgwick County and we'll miss him. Thank you. At this time, Commissioners, I'd like to take an Off Agenda Proclamation.

**MOTION**

Commissioner Gwin moved to take an Off Agenda Proclamation.

Commissioner McGinn seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin

Aye

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Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**OFF AGENDA PROCLAMATION**

**Chairman Hancock** said, "We have with us today Cecila Maggard."

**Ms. Cecilia Maggard**, Public Relations Department, said, "Good morning. I would like to read this Proclamation into the record.

**PROCLAMATION**

**WHEREAS**, on February 1, 1989, Fred Ervin began his monumental career with Sedgwick County; and

**WHEREAS**, through the years, he has represented Sedgwick County with the utmost professionalism, grace and humor; and

**WHEREAS**, he has gone above and beyond the call of duty, not only dealing with the media, but also assisting his fellow employees by immediately jumping to his feet to aid an employee who was "sick," ; and

**WHEREAS**, his "hands on" talent, ideas and carpentry skills will be missed by those who volunteer to build the Sedgwick County float during the River Festival; and

**WHEREAS**, Fred, also known as "Booker," loves watching All-Star Wrestling, calling the wrestlers "Sissy-Boys,"; and

**WHEREAS**, Fred's smile, kindness and his charming ways will be greatly missed by everyone in Sedgwick County Government.

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**NOW THEREFORE BE IT RESOLVED, that Bill Hancock, Chairman of the Board of Sedgwick County Commissioners, does hereby proclaim July 28, 1999 as**

**“FRED ERVIN DAY”**

in Sedgwick County, and encourages everyone to wish Fred well in his future endeavors.

"Commissioners, I would request that you adopt the Proclamation and authorize the Chairman to sign."

**MOTION**

Commissioner Gwin moved to adopt the Proclamation.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Ms. Maggard** said, "Here to accept is Fred Ervin."

**Mr. Fred Ervin** said, "This is really a surprise. I thought when you called for an Off Agenda Proclamation I just about thought I had a heart attack. I couldn't remember one. I didn't know we had one. This is really great. It is almost unbelievable that after ten years that this is the last meeting where I'll stand before you. I will take with me the memories of all the love and the kindness. Thank you."

**Commissioner Winters** said, "We want to make a couple of brief comments. I looked over this Proclamation and saw the words professionalism, grace, humor, your smile, kindness, charming ways, couldn't be more descriptive Fred of what kind of person you are. I think it is also kind of fitting that former Commissioner Mark Schroeder is here too. I know that all of us spent a lot of time with you



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talking about ideas, planning on how things were unfolding or how we hoped they would unfold. I just want to certainly thank you for all of the assistance that you've given me over the past years. It's been very valued and I certainly wish you the very best in whatever comes forward. We're going to miss you, Fred."

**Chairman Hancock** said, "Commissioner McGinn."

**Commissioner McGinn** said, "Fred, I was disheartened when I found out you were going to leave us here. I only had an opportunity to know you a short time, but you're the type of guy that a person feels like they've known you for a long time. I think it is because I happened to write down some words about you before I even looked at this Proclamation. I think it is interesting. I had charm, honesty, humor, smile, they're all attributes to be desired by anybody. I look over here and we have professionalism, grace, and humor, very similar types of words. I wish you the best Fred. I wish I had a longer time to work with you. I know you'll do well. Good luck. Thank you."

**Chairman Hancock** said, "Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Mr. Chairman. Fred, you and I have known each other in a prior life and I think that infectious smile is a tremendous asset that will bode well for you. I have to be honest with you, I think the steps that you are taking are drastic and just to get out of being picked as a member of our next year's softball team is rather drastic. Good luck in any endeavor that you intake."

**Chairman Hancock** said, "Commissioner Gwin."

**Commissioner Gwin** said, "Everybody else is talking about the good stuff. I want to go back and remind people of some of these paragraphs and some of the things that Fred has done. If you've ever seen Fred tell a story, particularly on himself, you've witnessed brilliance, I think. The story about him helping a fellow employee who was sick still just drops me over. We know your reputation in building a float, where Truman and others say Fred go stand over there. Hold the paint brush. Don't do anything with it, just hold the paint brush. But he tells that on himself. The other people never say, except for Eula, nobody else rats him out. The part about him going to wrestling is the evening when he attended, I think it was your first wrestling event, I thought we were all going to get killed because he was proclaiming them all to be sissy-boys and I thought our whole section was going to be annihilated by a bunch of brawlers taking Fred on. Some of the funniest stories and the funniest parts of my job involve you. I'll miss you."

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**Chairman Hancock** said, "Fred, I'm probably not the best, but I'm at least the last. Fred has become a friend over the years. I think we've been here about the same amount of time. We came along about the same time and grew up together here the last decade or so. Fred is a very special friend and one of those people that public people can tell almost anything to and for some reason we want to. He always responds appropriately. I can't think of an individual in the courthouse that I'd more often like to have around me and be with than Fred Ervin, a very special person.

"I didn't know he did some things. I was listening to Channel 8 one evening and wasn't watching it, I was just listening to it as I worked in the little shop I have in my basement. I heard this voice on television and I thought that sounds familiar. I didn't think much about it, but the voice was pleading for funds for Channel 8 and doing a very good job. I was just about to write the check. I went in there and I can't believe how I was just incredibly startled that it was Fred Ervin up there using that very special voice of his. If you haven't known Fred, he speaks to you a lot differently than he sounds on that podium and on television and on the radio. It is one of the best voices I've ever heard and it is always a joy to hear it. Always a joy to just talk to you Fred. Thank you very much for everything you've done for me. We're going to miss you around here. If you change your mind, you're welcome to stay."

**Mr. Ervin** said, "Thank you. I'd like to also recognize my brother who surprised me, who is here. I'd also like to say thank you to Eula and to what we call our team, to Eula, Cecilia and Marietta. They've just been a joy to be around. I'm going to really miss them. I'm going to also really miss Ms. Marie and also I'd like to recognize and say thank you to a good friend, Louanna Burress. Louanna did this job when I was a reporter and when the baton was passed, it was passed with pride. It's been a ten year marathon relay for me and I do the same thing. I pass the baton on to the next person and I do so with pride and I say to that person, you take it and go with it."

**Chairman Hancock** said, "Commissioner Sciortino."

**Commissioner Sciortino** said, "Mr. Chairman, as you know, we asked the County Manager and his staff at COMCARE to prepare a transition plan for children with mental illness who are coming to us from the Wichita Child Guidance Center. Providing a stable environment for these children and their families, is and continues to be our highest priority. I would move that we take an off agenda report from Deborah Donaldson, Director of COMCARE, to provide us an update on the resources committed to this transition, to provide seamless services and care for these children."

### **MOTION**

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Commissioner Sciortino moved to take an Off Agenda item.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Debbie."

**OFF AGENDA ITEM**

**Ms. Deborah Donaldson**, Director, Human Services, greeted the Commissioners and said, "We're here to give you a report on the work and effort that has been put together to work on this transition plan for children, especially those children who have a mental illness. I would first like to tell you that we have some excellent partners who are working with us and will continue to work with us. They are here today because of their commitment to children and to making sure they are taken care of. I would like to read the names of the community partners that we are currently working with and that would be: The Mental Health Association; Family Consultation Service; Job Readiness Training; Breakthrough Club, Counseling and Mediation Center; Kansas Children Service League; and the National Alliance for the Mentally Ill, The Children and Adolescent Network. A number of these individuals are in the audience today and I appreciate you being here. I would now like to turn the podium over to Dr. Susan Hendrich to give you an update on what has happened. She really is on the front line in answering many of the calls and dealing with many of the circumstances."

**Dr. Susan Hendrich**, Director, COMCARE Children Services, greeted the Commissioners and said, "I have three thoughts to share with you in regards to the transition plan that COMCARE and its community partners have put together in order to care for these children. In the beginning of this process,

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we were very concerned about making sure that each of the children who are at risk of state hospitalization have an individualized plan set up for them to ensure continuity of care. These children, who have severe emotional disturbances, require access to community based services. Our first priority in developing this transition plan was to focus on creating an overall plan that would be as seamless as possible in transition in these children into the system of care.

"Our first step in that goal of creating a seamless transition plan was to identify those children who were in the high risk category and need those services. We wanted to develop immediate and short term plan for them in the interim period before we developed the longer term goals for transition. Again, the chief concern was to minimize the disruption of care. I'm very happy to report to you today that of those children who were identified as at the highest risk, those who are in immediate danger of placement in the state hospital, 19 of those 20 children will continue to receive the same community based services from the same care giver that they were receiving services from before. The one child who will not receive services had another individualized plan developed through another system of care. So all of those children are accounted for at this time.

"In addition to 110 children who we identified as having also high risk needs, although nearly as high risk as the others, we do have folks immediately ready to develop plans for those children and take care of them. Our primary target population again has been accounted for and we have case managers and other community based providers immediately ready to care for those children.

"We created crisis action plans for those children by using both the services of our transition coordinators during the daytime and then myself along with another transition coordinator on a 24 hour basis through the use of the Sedgwick County crisis intervention services. We have been taking calls on a 24-hour basis from any parents and families who have expressed concerns.

"The second priority, once we identified these children, was to meet with our community partners and ask them frankly what services can you help provide in order to make sure that these children are transitioned. I'm very proud and looking at your faces right now, it is very comforting to know that we have a strong community of mental health providers who are each committed to stepping up to the plate and making sure these children are provided for. It was a wonderful meeting that we had the other day, where each agency said I can provide this service, I can provide this service. They have made us aware of the assistance that

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they will need from the COMCARE team in making that happen. We are very confident that we will be successful in implementing that plan.

"The third piece of our plan is to deliver to the community the information in regards to this transition plan. Part of our plan was to visit with you today and at Commissioner Sciortino's request, we did prepare for you a one page summary of that transition plan which you have before you. That plan will also be available to any community members who are interested in seeing in writing the progression that we have planned for these children.

"The final thought I wanted to share with you is, in addition, to being proud of our community partners and of the children staff who have put in a lot of effort, I truly do not believe that we could have been as successful in creating this plan if we did not have the wholehearted support of the County Commission and the County Manager and COMCARE and Sedgwick County administration. I've felt very confident that you have been behind us in developing this plan. I truly don't think it could have happened without that support. I want to thank you, very much."

**Chairman Hancock** said, "Thank you, Dr. Hendrich. Commissioners, questions or comments? Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Mr. Chairman. Doctor, I want to strongly suggest to both you and to Debbie, if you need any further resources, do not hesitate to contact the County Manager with your request."

**Dr. Hendrich** said, "If you notice that we're wearing purple ribbons, and the reason for that, all of the community partners are with different agencies but we are united with one purpose and that is to take care of these children with severe emotional disturbance. We brought ribbons for you since you have been a very strong part of that team. I will present those to you."

**Chairman Hancock** said, "Thank you. Commissioner Winters."

**Commissioner Winters** said, "I guess I have a question. The partners here, could you identify them for me and for others?"

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**Dr. Hendrich** said, "Would the community partners mind standing up and being recognized. These are our directors and agency leaders from the various community agencies. Randy Class is the Executive Director of Family Consultation Service and he will be very much a leader in this effort. Anita Jo Bare is also a leader with Family Consultation Service, the Clinical Service Director. Dr. Rosemary Moore is the Chief Executive Officer and President of the Mental Health Association of South Central Kansas. Nina Lomalee Baker is the leader of the Parent Support Services Program and is also a parent who is available to talk with any families who have questions. She has a double understanding of the system of care. We also have Doug Morphis who is the Director of the Center for Counseling and Mediation. Eloise Reeves, who is the leader of a very important volunteer parent support group in Sedgwick County, the National Alliance for the Mentally Ill, Adolescent Network. Again, Eloise, like Nina, is a parent who had understanding from both sides of the system and is available to speak with any families or parents who have questions."

**Commissioner Winters** said, "Thank you, very much."

**Commissioner Sciortino** said, "Thanks, to all of you."

**Chairman Hancock** said, "Thank you, Doctor. Commissioner McGinn."

**Commissioner McGinn** said, "You said out of the 20 kids, 19 are with the same care provider, is that correct?"

**Dr. Hendrich** said, "Yes."

**Commissioner McGinn** said, "Another question I had is how many calls did you end up getting from the day we started this of people just concerned and that type of thing?"

**Dr. Hendrich** said, "Commissioner, from the beginning of the announcement of the transition, we began to receive calls. I have knowledge that we have had contact from over 100 families. From many of those families we have had multiple phone calls checking in on questions they had with regards to their children. Some of them have simple questions, others really want to share their story and find out what is going to happen in the future. Over 100 families."

**Commissioner McGinn** said, "Everybody felt pretty positive or confident after . . ."

**Dr. Hendrich** said, "Each family that has called in, we've followed up afterward, the next day or day after,

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to make sure they didn't have any other questions or concerns. At this time, there are no open ends left with regards to the parents who have called in."

**Commissioner McGinn** said, "I want to thank you, and Debbie Donaldson and the rest of the staff for the extra time you've put in. I know the reason was the kids are first. You wanted to make sure they were taken care of and I thank you."

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, further comments? Thank you, Doctor. Debbie, do you have something else?"

**Ms. Donaldson** said, "Thank you, very much, Dr. Hendrich. I really appreciate your work on this. To move this forward, as you are aware and you see me up here frequently with a number of agreements with individuals. You probably are also aware that normally we take a number of weeks and planning before you see any agreements. We set down and we negotiate, we work with folks. It goes to the Legal Department, who handles literally hundreds of contracts for us alone in our division, and then it goes to the governing boards of the different agencies, then it comes back and you see it. So, I'm talking weeks and sometimes months before we complete this process. I want to commend everyone within the County and the affiliate agencies that within a week I am sitting here with 7 agreements I'm going to ask for your approval. That tells you how quickly the Legal Department got these out, how quickly the affiliates and the other groups moved it through a governing body, which normally would take weeks, now quickly these have been put together to make sure that these are covered.

"What I am going to ask for today is that at this point we have five case managers under contract which allows for that continuity of care and those agreements with those individuals are with: Brian Percy, Stacy Rucker, Donald Taylor, Rhonda Kingwood, and Valerie Hill. I'm also asking for approval of a contract with Mental Health Association, because the attendant care, which is a critical program that was previously managed over at the Wichita Child Guidance Center will be moving over to the Mental Health Association, which was already doing attendant care and this allows them to expand that program to meet the needs. That amount is \$115,000. Those are state dollars that were used to support that program previously. The

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last agreement is with Family Consultation Service. This is to provide the therapy and medication management which was previously provided and would allow some continuity of care with that group and allows them to immediately hire, and I know they are already in that process and have been interviewing and perhaps have already made some offers. They have. That is \$333,811. Those are dollars that were state aid and certified match dollars against state dollars that we use for those purposes. I'd be glad to answer any questions."

**Chairman Hancock** said, "Thank you. Commissioner Sciortino."

**Commissioner Sciortino** said, "I don't have a question, Debbie. I just want to say a very hardy well done. That's all I have."

**Chairman Hancock** said, "Thank you, Commissioner. Debbie, I have here as two off agenda items, agreements with Mental Health Association of South Central Kansas and the Agreement with Family Consultation. Did you have other agreements that you wanted to do?"

**Ms. Donaldson** said, "Those were the five individuals whose names I read off."

**Chairman Hancock** said, "So I need to add that as an Off Agenda item. Okay."

**MOTION**

Commissioner Winters moved to approve the Contract with the five individuals, Brian Percy, Stacy Rucker, Donald Taylor, Rhonda Kingwood, Valarie Hill, as case managers.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye



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**Chairman Hancock** said, "Thank you."

**MOTION**

Commissioner Gwin moved to approve the Agreement with Mental Health Association and authorize the Chairman to sign.

Commissioner McGinn seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you."

**MOTION**

Commissioner Sciortino moved to approve the Agreement with the Family Consultation Service to provide therapy and medication management for mentally ill children and their families and authorize the Chairman to sign.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye

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Commissioner Ben Sciortino  
Chairman Bill Hancock

Aye  
Aye

**Chairman Hancock** said, "Thank you. Debbie, I'd like to take a moment to commend you and Susan and the staff of COMCARE for your response to this situation. I think you've really put together a thoughtful transition plan considering the needs of each child and his or her family. That's very important. I'd also like to thank the community agencies here today who stepped forward to support these individuals and their willingness to meet the needs of the children of the community. Appreciate that very much. I know this has been a very difficult situation, however, I think it is important that all of you continue to focus our attention on the care and services for children. I think it has been our paramount objective all along. It is unfortunate that this situation occurred. I want to thank all of you very much for your hard work. We appreciate it. Thank you, very much. Thank you, Debbie. Thank you, Doctor. The next item we have is a citizen inquiry. I'd like to ask their indulgence for a five minute break."

**The Board of Sedgwick County Commissioners recessed at 9:40 a.m. and returned at 9:48 a.m.**

**Chairman Hancock** said, "I'll call back to order the Regular Meeting of the Board of County Commissioners. This is the time in our meeting when we have our citizen inquiry for those citizens who would like to address the Board of County Commissioners and be on our Agenda it is an opportunity. We request that you request the agenda item in writing to the Chairman, one of the Commissioners or the Manager's Office. We allow individuals to speak five minutes. Today we have with us Talbert Showalter and Mike Shields."

### CITIZEN INQUIRY

#### **C. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING SURPLUS WATER DRAINAGE AND HIGH WATER TABLE PROBLEMS.**

**Mr. Talbert Showalter** said, "I live at 8341 S. Victoria, which is the Salem Township. Mike and myself are here today to represent the 125 residents that border the 79th Street to Hydraulic to the Turnpike to 87th Street. There are some residents beyond there who are having the same problems we're having, but we're just representing the township today."

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"Basically, what we're here to do today is to ask for your help. We've got a problem with water in our basements. It is a fairly severe problem. I'd like to go over a little bit of the history of my area. I, myself, have only lived there for six years. In the six years that I've lived there, my basement has flooded twice. Now I will use the term flood. It is not FEMA's definition of a flood, but there is water coming in our basements from the floor, the sides, and our sump pumps can't keep up.

"In 1987, the first flood actually occurred. There were quite a few substantial rains that piled up and the water was not able to get out fast enough and so the basements flooded. At the time, there was not a lot of development out there. There were probably 40 or 50 homes. Talking to a lot of the engineers, I am not an engineer myself, but I've learned a lot during this experience. If you put more basements in the ground, you take the ability of the ground to absorb the water. So the water has no where to go but to fill the water table up. This is one of the problems we're having is our water table is extremely high.

"In 1993, we were hit again. We had large amounts of rain again over a short period of time. Water again was not able to get away from our homes. More homes are being put in. Our design of our ditches were to hold water to absorb into the ground, not to move the water, which is a problem I'll get to here in a minute. In 1995, we had a fluke rain, 8 to 10 inches of rain in one night. The only difference of the first two I talked about and this is one, is the 8 to 10 inches came in our houses over night. We had massive flooding, feet of water in basements.

"In 1997, we had a bunch of what we called slow soaker rains, just over a long period of time the water just kept pouring and pouring and the ground water came up into our basements. It seeps through the cracks, through the footings, wherever it can get it.

"In 1999, which I'm going to talk about today, we've had since the May 3, most of the residents in our area have been pumping continuously. I know right now, at one time I was pumping over 50,000 of gallons of water out of my basement by sump pump and the sump pump couldn't keep up. Water was coming through the cracks and crevices in my basement floor, which were probably caused by the pressure of the water coming up.

"A lot of the problems we have is people having to take vacations just to stay at home and vacuum up water. People are missing work. It is something that you live with 24 hours a day. Some people have more than five sump pumps in their sump wells to try to keep up. Some people, like myself, have brought in industrial sump pumps to move the amount of water that we're talking about. The problem is that we're just pumping the water out on the ground. It is 100 degrees now which you can blame the hot weather on us because we prayed for it. My yard is burning up, but we can live with that.

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"Most of our basements are non-livable space now. We can't even go down in them. The bacteria, the mold it has caused, is unsafe, unhealthy. I wanted to show you, there is a pattern emerging. It is getting faster and faster. We're flooding about every 18 months. Mike has a worse case than I do. I live a little bit north. One of the problems we feel is the development and drainage. The drainage is inadequate in our area. I don't want to say that I want to stop development, but our drainage was based on a few homes and now we have a lot of homes going in. We have another addition going in out there which is going to cause even more strain on a very inadequate drainage system we have right now.

"What's going to happen now and what is going to happen in the future is it is going to get worse. The water had no where to go. I've been working with the Kansas Department of Agriculture, the Water Resource Management Group. Mr. Hancock has been doing the same. He's meeting with them this week. What we need is a long term comprehensive drainage plan. That's what this study was. The Sedgwick County drainage district, we need one in our area. I know it is a long term solution, but we feel that it is going to help us out. Whatever you can do to help Mr. Hancock get that forwarded and funding, whatever is possible, we would appreciate it. That must be my five minutes. I'll turn it over to Mike and he'll talk about the ground water table. Thank you."

**Chairman Hancock** said, "Thank you, Talbert. Mike, go ahead."

**Mr. Mike Shields** said, "My wife Carolyn and I live at 8749 Ida Street in the Peach Valley Estates, Third Addition. I'm a member, like Talbert said, of a community representing the area bounded by 79th Street South to 87th Street South and Hydraulic Street west of the Turnpike. We're here today to ask Sedgwick County officials for help in solving the two water related problems, the high ground water table and poor surface water drainage. They have combined to cause more than 100 basements in our area to flood in the past few years. This has resulted in damaged carpets, furniture, lost time from work, and increasing repair costs.

"My home was flooded in 1995, 1997, and 1999. From 1997 to 1998, my sump pump operated for 13 continuous months. In mid June of this year, I was pumping approximately 6,500 per hour and water was still seeping up through the cracks in my floor and between the walls and the floor. During the night of May 3 and morning of May 4, following the Haysville tornado, we were without electricity and my wife operated our generator for 10 hours keeping our sump pump running until our electricity was restored.

"We've spent hundreds of dollars on sump pumps and a generator to keep our basement dry, sometimes to no avail. In addition, our homeowners insurance was to be non-renewed during the three water related claims we have made in the past three years. We have since resolved that issue with our homeowners

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insurance company. In June, I helped to form the community committee referred to earlier. The committee has met several times with our community. Many of the members have had similar experiences with their basements as Talbert mentioned. We have all had to abandon our basements, the use of our basements, this year. Additionally, our community has expressed the health concerns, concerning the mold that is now growing on our basement walls. We have grown tired of living in these conditions and we need a solution for both these water problems. To that end, our community has contacted Commissioner Bill Hancock and asked for his assistance and cooperation in our water related problems.

"Commissioner Hancock and our community have begun the solution process in two ways. The first involves the South Sedgwick County Drainage District and the second involves a geologist study on the ground water table. The South Sedgwick County Drainage District is an ongoing project started by Commissioner Hancock a couple of years ago. Its purpose is to fund the problem areas in southern Sedgwick County with water drainage problems and develop and implement solutions for those areas. Professional Engineering Consultants is currently working with County Public Works engineers on those solutions.

"The geologist study will determine whether it is feasible to put down wells to pump the ground water out of the water table and away from our community. Currently, the geologist plans to install one well to pump the water table and two test wells to monitor the draw down on the water table. This work is expected to begin within the next two weeks and the study of the water table will run into September. The geologist will use data from this study to determine the number of wells required to draw the water table down to a reasonable depth, a depth that will no longer effect our basements and homes.

"We ask the Commissioners today for their continued support and cooperation for the South Sedgwick County Drainage District and the research and development of a water table solution for our community. We ask that you use our tax dollars for these projects and that you allocate budget money for the manpower and man hours that are required in the County Engineering and Legal Departments to accomplish these two projects. In conclusion, we wish to thank Commissioner Bill Hancock for his cooperation and ask that the other Commissioners support him in helping our community solve these water problems. Thank you."

**Chairman Hancock** said, "Thank you, Mike. Commissioners, questions or comments? Talbert is right when he talks about the development and the drainage down there. This is probably more or less a public

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confession and I spoke to you of this the other day, that all along in this problem, I've assumed a couple of things, one is that this was almost an unsolvable problem. That it was something that we couldn't deal with. A problem that nature provided to us that there simply wasn't any way around it. I've since learned at your prompting as the citizens down there as I got hold of experts in the field that this problem is something you can deal with. It has been dealt with in other areas. I've also assumed that the drainage while poor, the ditches down there, many of them have been designed to hold surface water and they do it very well. It is very flat down there. It is very difficult to drain. I've learned also that there has to be a solution to moving the surface water away from the area. If we are to solve the ground water problem, we have to solve the surface water problem along with it. So in those two areas, I have been remiss and I have been wrong. As I talk to people who know a lot more about this than I do, I'm finding that there are ways to do this, but we have to work at it. I visited with Mike and Talbert Friday and they said they would be here today and I encouraged them to do so.

"It is going to be an interesting project, something we've never done before including the drainage district. It may be a project with a benefit not only to this addition but to others who need the water. It may be possible for us to finance this project with the sale of water from your area. You obviously have plenty of it. That's something we're working on. The County Counselor this morning gave me a document I haven't had time to look at, but it is ideas on how you can form yourselves to create a unit to give us permission to sell that water. I haven't had time to look at it yet.

"Also, along those lines, I have put together a very brief calendar of events, including events that have taken place since the June 26 meeting. Right now, I have it to the secretaries yesterday and they're putting together on that mailing list to send everybody out kind of a flier of what we've done so far and what we'll be doing in the next week or so.

"I appreciate your being here today. We have a lady here with us who probably was the original basement sufferer of all time in the area. She has contacted us more over the years on this issue than anyone that I now of. Thanks for being here today. I hope that we can help you solve the problem, I really do. It is going to be interesting. Is one of those things I find challenging. While I didn't see a way before it wasn't much fun. But now I do see a way and it is a challenge and it is going to be a little bit more fun for us. Commissioner Winters."

**Commissioner Winters** said, "I have a question and I don't know that I'm looking for an answer right now. Does someone need to consider us putting some kind of moratorium on issuing permits to houses with basements in certain parts of the County? If there is more continued development going on down there, I wonder why should we issue permits to builders if we know this is going to be a problem until we

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get this resolved. I wonder if we need to have our Code Enforcement Glen Wiltse work with perhaps Marvin Krout, MAPC or whoever, to think about that. I don't mean to be sticking into your district's affairs, but if innocent homeowners are going down there buying houses with basements and don't know what they're buying, maybe somebody needs to be saying something about that."

**Chairman Hancock** said, "The City has a model in that they have advisories available to citizens who are going to build houses concerning high water tables. We're looking at something like that in a moratorium. They don't prohibit them, but they do advise that there are situations that there would be a high water table. This situation, and one of the things I've learned since looking into this in June talking to folks, is that Talbert is right. You can test and you can look at history. You can dig basements and test holes and it doesn't tell you much. But what has happened is as water retention is increased and sump pumps operate and we've had an abundance of rain obviously in the last decade or so. But as the development increases, it is its own worst enemy. New development creates a worse situation. It is something we weren't aware of back in 1988 when they began this last subdivision. I've already talked to Glen about it and we're looking at a fair warning until it is corrected. There are building spaces available in the area and folks need to be made aware of what they're getting into right now. Further questions or comments? Joan, thank you for being here today. You'll probably get an update in the mail very soon."

**MOTION**

Commissioner Gwin moved to receive and file.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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**Chairman Hancock** said, "Thank you. Next item. Pardon me, before we begin that, this is the Off Agenda king of all meetings. I need one more Off Agenda Commissioners."

**MOTION**

Commissioner Gwin moved to take an Off Agenda item.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**OFF AGENDA ITEM**

**Mr. Euson** said, "We have several items relating to Payne Township. We have a couple of resignations that I'd ask you to accept. One of them is the resignation of Walter Bell as Trustee of Payne Township and the other is the resignation of Bryan Jaax as Clerk of Payne Township. I would ask you to take those together please."

**MOTION**

Commissioner Gwin moved to accept the resignations of Walter Bell and Bryan Jaax.

Commissioner Sciortino seconded the Motion.

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

**VOTE**



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Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**Mr. Euson** said, "Commissioners, in the next item, we prepared a Resolution to appoint Bryan Jaax as the Trustee of Payne Township and this will be for an unexpired term, which would if he chooses to run for election, would be required to run for election next year in 2000. We would ask that you approve this Resolution."

**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Next item."

**Mr. Euson** said, "Finally, we have prepared a Resolution which would appoint Robert Pippin as Clerk of Payne Township. He would serve in that capacity until January 2003. I would ask that you adopt the Resolution."

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**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Commissioner Gwin** said, "Thank you, Commissioners for considering these on such a short notice."

**Chairman Hancock** said, "You're welcome. Okay, Joe."

**PUBLIC HEARINGS**

**D. PUBLIC HEARINGS (THREE) AND RESOLUTIONS (THREE) CREATING LATERAL SEWER DISTRICTS WITHIN SEDGWICK COUNTY, KANSAS AND AUTHORIZING CERTAIN IMPROVEMENTS THEREIN.**

**1. SMITHMOOR NINTH ADDITION.**

**SLIDE PRESENTATION**

**Mr. Joe L. Norton**, Bond Counsel, Gilmore & Bell, P.C., greeted the Commissioners and said, "These three items are each public hearings and resolutions creating lateral sewer districts within Sedgwick

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County. The initial project is in Smithmoor Ninth Addition. That is an area of the County located, depicting on the map which is adjacent to Greenwich Road between Harry and Pawnee. The map on the screen now before you depicts the proposed benefit district. It consists of two phases. In red is the description of Phase I and blue, Phase II.

"The Phase I improvements to the lateral sewer district, the Bureau of Public Works has estimated the total cost of this improvement to be approximately \$221,000. There are 55 parcels or lots. That proposed assessment is equally per parcel with a principal component of approximately \$4,018 or if spread over 15 years at 6% about \$510 annually.

"The Phase II improvements are about \$120,000. There are 44 parcels. A principal component of about \$2,727 or \$345 per year. State statute and your charter resolutions require that prior to considering a resolution creating this district, that you must first conduct a public hearing to receive citizen input. This project was initiated by a petition of 100% of the owners of property within this proposed improvement district, I'd be available to answer any questions as would Mr. Weber, prior to or after the public comment."

**Chairman Hancock** said, "Okay, thank you Joe. Commissioners, questions of Joe? If not, at this time I will open this item for public hearing to those who would comment on the Smithmoor 9th Addition sewer improvements. Is there anyone here who would like to address this item today? If not, I'll close the public hearing and limit comments to staff and Commissioners. Commissioners, questions or comments? If not, what's the will of the Board?"

### **MOTION**

Commissioner Sciortino moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

### **VOTE**

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Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**2. CHAPEL HILL ADDITION.**

**Mr. Norton** said, "The second part of this item is a public hearing on lateral sewer district resolution for Chapel Hill Addition. This is located in area of the County depicted on the map, which is basically adjacent to 13th Street North between Greenwich Road and 127th Street, just west of K-96. On the screen before you is a map depicting the proposed benefit district. You will note there is one large tract at the bottom of the screen that is proposed to be a church, the other is a residential type development adjacent to that. There are 55 lots in the proposed benefit district and 61 parcels. The large lots toward the northeast corner of this, were proposed to have two shares with the rest of the lots having one share of the cost portioned for these sewer improvements.

"The Bureau of Public Works has estimated the cost of this to be approximately \$147,000, 61 parcels, the average per parcel cost is about \$2,400 or \$247 per year on an annual basis over 15 years at 6%. Again, a public hearing is required concerning this proposed creation of the district. Again, petitioned by 100% of the property owners within the proposed benefit district."

**Chairman Hancock** said, "Thank you, Joe. Commissioners, questions for Mr. Norton?"

**Commissioner Sciortino** said, "Mr. Chairman, I have a question. I don't know for sure if this is for Mr. Norton or not. It is just for my own education. Does a home owner have the ability to pay in cash like the principal amount and thereby eliminate any interest charges. In other words, when the assessment is made, can I opt to pay \$2,403 and then not be assessed interest, is that an option?"

**Mr. Norton** said, "That is correct. The general process is that once these projects are approved, the County would typically issue temporary notes for interim financing for construction. When that is complete, we go through an assessment phase of the project. Costs are finalized. These estimates are

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then refined down to actual known dollars. We have a hearing. The County Commission would levy those assessments. Then there is usually a 30 day period of time in which property owners are notified they can pay in cash or a portion and what they pay will not go on their tax role. What they don't pay, the County will finance it with long term bonds and spread it over 15 years."

**Commissioner Sciortino** said, "Thank you, very much."

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, other questions? If not, at this time I would open the meeting for public comment regarding the Chapel Hill Addition sewer improvements. Is there anyone here who would like to address this item today? Seeing no one, we'll close the public hearing. Commissioners, what's the will of the Board?"

**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner McGinn seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Joe. Next item."

**3. GARDEN MEADOW ADDITION.**

**Mr. Norton** said, "The third item is an area known as the Garden Meadow Addition. This is located in the eastern portion of the County, south of Central and between Greenwich Road and 127th Street East. Those of you familiar with the area know this is located actually within the boundaries of another sewer district that was created a couple of years ago known as Guilder's Garden area. This one is a little bit

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unique that within this proposed lateral sewer district there is another residential development within that particular area, a large unplatted tract. There are proposed to be nine home sites in this particular subdivision to be assessed equally for the cost of the lateral sewer improvements, which are estimated by the Bureau of Public Works to be \$45,000, whereby \$5,000 for principal cost per lot or about \$515 per year spread on assessments.

"In addition to these costs, pursuant to action earlier, these kinds of things were anticipated in the area with the undeveloped properties so when assessments were levied in the Guilder's Garden area, the County Commission proposed an impact fee that would in essence provide an addition to these costs. These properties will also have to pay back into the Guilder's Garden account, buying into the main sewer lines that were already there. So this just represents the actual construction portion. These properties will pay back an additional amount to make their cost of sewers the same as it is for the other properties within the Guilder's Garden area. So we had some foresight. Sometimes you're successful in doing that. A couple of years ago when these were levied and so now this is the first chance we're going to have to have these people come in and assist the other homeowners who have already been assessed for this property. Those monies that go into this additional amount will be retained in there to help retire the debt early and thereby eliminate some of the later assessment costs for those properties which had to pay a fairly high cost for sewer in that particular area. Again, a public hearing is required prior to your consideration. The petitions generating this request were done by the owners of 100% of the property within this proposed Garden Meadow sewer improvement district."

**Chairman Hancock** said, "Thank you, Joe. Commissioners, questions? If not, at this time I'll open the meeting for public comment regarding the Garden Meadow Addition sewer improvements. Is there anyone here who would like to address this item today? Commissioner Schroeder, would you like to say something about this? Further comments? If not, I'll close the public hearing and limit comments to staff. Commissioners, questions?"

### **MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Joe. Next item, please."

**PLANNING DEPARTMENT**

**E. CASE NUMBER V-2165 - REQUEST TO VACATE A UTILITY EASEMENT LOCATED SOUTH OF US-54 AND EAST OF 143RD STREET.**

**Mr. Marvin Krout**, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, "This vacation item concerns a recently platted subdivision and it is actually west of 143rd Street. It is west of an existing development known as Springdale Lakes that is at 143rd and Kellogg. In this addition, the owner of all of those lots wants to build a house on two of those lots and tie those two lots together and build a house over a utility easement that is in the rear of the lots. So the utility easement that is being requested to be vacated, because the utility easement is no longer continuous and there wouldn't be sewer accessible to one of those lots and so the requirement is to tie the lots together by covenant that they're going to put this one house on. There is also a third lot involved in this vacation south of these other two lots and they are relocating that utility easement in the rear several feet further to the back of the property in order to make a more build able site and relocating the easement that is along the side property line in relationship to that relocation. So there is a dedication of a utility easement that goes along with this.

"The Planning Commission now holds the official public hearings on these cases. We sent a notice to the other nearby property owner in this area along with the regular advertised hearing in the newspaper. No one appeared or spoke at the Planning Commission meeting and no one has filed a protest and the Planning Commission's recommendation was unanimous to approve the vacation order and vacate this portion of the utility easement."

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**Chairman Hancock** said, "Thank you, Marvin. Commissioners, questions on this item? If not, what's the will of the Board?"

**MOTION**

Commissioner Sciortino moved to approve the Vacation Order.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Marvin. Next item, please."

**NEW BUSINESS**

**F. RESOLUTIONS (THREE) CREATING ROAD IMPROVEMENT DISTRICTS IN**



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**SEDGWICK COUNTY, KANSAS AND AUTHORIZING IMPROVEMENTS THEREIN.**

**1. SPRINGDALE EAST 2ND ADDITION - PHASE 3.**

**Mr. Norton** said, "This Agenda item deals with three proposed new road improvement districts in the County. They do not require public hearing prior to consideration of a Resolution adopting the same. You may wish to take public comment prior to consideration of these Resolutions. The first area is the road improvement districts in Springdale East 2nd Addition Phase 3, near the area discussed in the last agenda item by Mr. Krout. This is an area located south of US 54 Highway east of 143rd Street East. On the screen before you is a map depicting the proposed Phase 3 improvements to Springdale East 2nd Addition as noted in the red outline. There are 28 parcels of property within this proposed road improvement district. The Bureau of Public Works has estimated the cost at about \$243,000. The method of proposed assessment is equally per parcel or a principal component of about \$8,325 or about \$850 per year spread over 15 years at 6%. The project was initiated by petitions signed by 100% of the owners of property within the proposed road improvement district. Be available to answer any questions that you might have concerning this matter."

**Chairman Hancock** said, "Thank you, Joe. Commissioners, questions on this item? If not, what's the will of the Board?"

**MOTION**

Commissioner Sciortino moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item, please."

### 2. HUNTINGTON POINTE ADDITION.

**Mr. Norton** said, "The next item is an action relating to Huntington Pointe Addition road improvement district, again created by a petition signed by 100% of the owners of property within this proposed benefit district. This is an area of the County located south of 63rd, north of 71st, and east of Hydraulic. In this proposed benefit district, there is a residential development located as shown on the map outlined in red. Within that proposed benefit district there are 32 properties. The estimated cost of this road improvement district is \$208,000. When divided equally among the 32 parcels, results in a principal component of about \$6,500 per parcel or \$670 annually if spread over 15 years at 6%."

**Chairman Hancock** said, "Thank you, Joe. Commissioners, questions on this item? If not, what's the will of the Board?"

### MOTION

Commissioner Gwin moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

### VOTE

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Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**3. SAND POINTE ADDITION.**

**Mr. Norton** said, "The last item in this series is a road improvement district in Sane Pointe Addition, which is located in the same general area as the previous agenda item, south of 63rd and east of the Kansas Turnpike adjacent to Hydraulic Avenue. Within this proposed benefit district as shown on the map before you, there are 20 parcels as outlined in red. The Bureau of Public Works has estimated the cost of this improvement at about \$173,000, when divided among the 20 parcels results in a principal component of \$8,650, or about \$890 per year if spread over 15 years at 6%."

**Chairman Hancock** said, "Thank you, Joe. Commissioners, questions on this item? If not, what's the will of the Board?"

**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner McGinn seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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**Chairman Hancock** said, "Thank you, Joe. Next item, please."

### **G. YEAR 2000 TABLETOP SIMULATION REPORT.**

**Mr. Randy Duncan**, Director, Emergency Management, greeted the Commissioners and said, "I'm here today to talk with you about the recent simulation that we preformed jointly with the City of Wichita and Sedgwick County folks related to one possible scenario of how things could potentially operate with regard to Y2K. This particular one we chose to basically test our ability to respond to a winter storm type scenario. The idea being that in this particular scenario we postulated that there would be an absence of electrical power during a time of year when we could have cold weather. I'm pleased to say that our system preformed reasonably well. We identified two basic elements or approaches that we wanted to take to this, identifying those things that we thought went well and those things where we think there is a need for improvement.

"As far as those things that did go well, the interaction of our agencies, our status reports and frankly just the networking and knowledge that we gained between the various departments in terms of looking at some creative solutions, not the least of which was for example looking at mass transit authority buses as portable shelters in essence. So there was some very creative thinking that came out of that. Along with that, some opportunities we identified to improve our system. The decision matrix that we use to activate shelters and the fact that many of our first line responders looked at responding outside their traditional roles. That takes a little bit of time and a little bit of challenge, but our emergency response forces are capable of that and I think that has been demonstrated repeatedly since December when I had the privilege of working with you all. I know we've tested that in flooding situations and a tornado on May 3 and some other emergency situations.

"The bottom line is, with regard to the Y2K situation, I think that we are fairly well prepared. We have taken the actions that a reasonable person would take with regard to this issue and we're trying to strike the right balance. While our expectation is that there is relatively little likelihood we're going to experience these large types of infrastructure outages and things of that nature, we wouldn't be doing proper justice to our citizens and our customers if we didn't at least prepare for the possibility.

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"You are aware from some earlier conversations that we've had with you that we're looking at staffing issues in the emergency operations center on New Years Eve and we'll probably continue those operations until two or three in the morning to make sure the transition has passed by, hopefully with relatively little impact. We have had good signs so far with regard to our expectations on that account. The airline industry booking mechanism went into 2000 booking in February of this year. April 9, 1999, passed by, that was one of the dates our technical people told us might cause problems with computers and it passed basically unremarked. The other major deadline of course was July 1 of this year, when the state transitioned into their fiscal year 2000. All three of those dates have basically passed by with nothing but a turn of the calendar page, which is what we hope happens on January 1 as well. I would be happy to entertain any questions that you might have at this time."

**Chairman Hancock** said, "Thank you, Randy. Commissioner Winters."

**Commissioner Winters** said, "We have had several reports from various departments earlier this year on Y2K compliance. Randy, has the County, and maybe you're not the right one to ask this question to. Have we, as a County, listed in order of priority the most sensitive places where we could be involved in Y2K problems. By that I mean, you take life and death ambulance, heart defibrillator, it is critical that it work. The time clock in someone's office may not be so critical. Have we ranked those in order? Mr. Buchanan, I see you shaking your head. Would you want to respond to that?"

**Mr. Duncan** said, "Basically yes, those activities have occurred. We've been going through and identifying those functions that are absolutely essential to life and property and those functions that are less essential. Our resources have been directed to taking care of the highest priority problems first. Even though I'm stepping outside my department, let me give you an example of that. Diane Gage and the folks in 911 have been doing an excellent job of looking at all the issues relating to how our public safety radio system will operate in the transition. We've discovered one computer system within there that when it turns over to January 1, 2000, it will actually think it is January 1, 1980. The only impact of that is it will put 1980 instead of 2000 on a logging report, which basically will have no impact on the functioning of the system. So yes Sir, we've been doing that. All the departments have under the leadership of Kathy Sexton and the Manager and the rest of us. We've been engaged in that process for some time."

**Mr. William Buchanan**, County Manager, said, "If I may, there has been a series of tests. We continue

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to look at the highest priorities where citizens would be effected the greatest. We have worked on those programs. We've tested and tested and there is no reason to assume that it won't be a fine transition. The other good news is that Saturday and Sunday are New Years Day and the day after New Years are a weekend and anything that are minor glitches, if we discover those if we haven't already, we'll have plenty of time to look at that. The kinds of reports, we're running into those kinds of issues, the kind of things that Randy said, a report that kicks up 1980 on it.

"We've looked at the jail. We've looked at the locks. We've looked at EMS. We've looked at the Fire Department. We've looked at 911 and their systems are working and will work."

**Commissioner Winters** said, "I would assume that we will probably have some additional Y2K comments or briefings as we proceed on to the last half of this year. What I'm attempting to make sure of, when citizens ask us if we as elected officials have made sure that we've done everything we need to do, I want to be confident in saying that we have, both before January 1 and on January 3, I want to be able to say that too. I would think that it might be appropriate in the next briefing that we have some kind of listing of priority systems that have been actually checked and confirmed that we either have a problem or not. I don't know that we need to do a full-fledged audit from an outside company performing the audit. I assume they're all pretty busy right now. But I think it would certainly be easy to find out what kind of audits they do and to make sure that we're there. I want to make double sure that as an elected group, that we've done our due diligence in making sure that staff has done theirs."

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, further questions or comments? Thank you, very much Randy for being here today."

**Mr. Duncan** said, "Thank you, all, very much."

**Chairman Hancock** said, "What's the will of the Board?"

### **MOTION**

Commissioner McGinn moved to receive and file.

Commissioner Sciortino seconded the Motion.

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

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**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**H. DIVISION OF HUMAN SERVICES.**

- 1. AGREEMENT WITH REX LEAR, M.D. TO PROVIDE PSYCHIATRIC SERVICES INCLUDING MEDICATION ASSESSMENTS AND MEDICATION MONITORING FOR COMPREHENSIVE COMMUNITY CARE (COMCARE) CONSUMERS.**

**Ms. Donaldson** said, "This first item is for a part time psychiatrist who will be working with us and has the capacity to work with both adult and children. The cost of that is \$70,000. Those are County funds. I'd be glad to answer any questions."

**Chairman Hancock** said, "Commissioners, questions? If not, what's the will of the Board?"

**MOTION**

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

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye

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Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**2. AGREEMENT WITH JORGE BEBER, M.D. TO PROVIDE SERVICES AS MEDICAL DIRECTOR FOR COMCARE.**

**Ms. Donaldson** said, "Commissioners, Dr. Beber has accepted the position as Medical Director for COMCARE since Dr. Topping has left. We're really pleased with this and really excited to be working with him and would like to bring him to a Commission meeting at some point so that you could meet him. This is \$158,000. This again is County mill levy. Be glad to answer any questions."

**Chairman Hancock** said, "Thank you, Debbie. Commissioners, questions on this item? If not, what's the will of the Board?"

**MOTION**

Commissioner Sciortino 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 Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."



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**3. AGREEMENT WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES, SUBSTANCE ABUSE, MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES COMMISSION TO PROVIDE CERTIFIED MATCH ALLOCATIONS.**

**Ms. Donaldson** said, "Commissioners, this is one of the items where the money does come to us instead of spending it which is what you've seen so far. This is our regular certified match agreement with the state and this is the 40% of Medicaid that we receive in advance. That amount for the year, and we have an increase this year, is \$1,140,746.91. I don't know what we'll do with that one cent, but we'll figure it out."

**Chairman Hancock** said, "That will just mess up the books. Okay, thank you, Debbie. Commissioners, questions on this item? If not, what's the will of the Board?"

**MOTION**

Commissioner McGinn 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 Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

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**4. CONTRACT WITH VIA CHRISTI REGIONAL MEDICAL CENTER, INC., ST. JOSEPH CAMPUS, TO PROVIDE PROFESSIONAL WORK PLANS FOR DISCHARGE OF COMCARE CONSUMERS FROM AN INPATIENT SETTING.**

**Ms. Donaldson** said, "Commissioners, this particular agreement is with Via Christi where they pay us to provide an inpatient coordinator to help with discharge planning. We receive \$2,000 a month for that. I'd be glad to answer any questions."

**Chairman Hancock** said, "Thank you, Debbie. Commissioners, questions on this item?"

**MOTION**

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

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**5. SERVICE PROVISION CONTRACTS (EIGHT).**

**! MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS (MHA) - ADULT ATTENDANT CARE SERVICES**

**! MHA - CASE MANAGEMENT AND FLEXIBLE FUNDS**

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- ! MHA - COMPEER SERVICES**
  
- ! KENNETH WILLIAMS, M.D. - CONSULTATION SERVICES FOR CONSUMERS DUALY DIAGNOSED WITH A MENTAL ILLNESS AND A DEVELOPMENTAL DISABILITY**
  
- ! VIA CHRISTI REGIONAL MEDICAL CENTER, INC., ST. JOSEPH CAMPUS - SHORT-TERM CRISIS STABILIZATION BEDS FOR ADOLESCENTS**
  
- ! TMP TWIN LAKES, LLC - OFFICE SPACE TO HOUSE COMCARE COMMUNITY SUPPORT SERVICES**
  
- ! FAMILY CONSULTATION SERVICE - IN-HOME FAMILY THERAPY**
  
- ! BREAKTHROUGH CLUB OF SEDGWICK COUNTY - PSYCHOSOCIAL AND RELATED SERVICES**

**Ms. Donaldson** said, "These eight contracts are ongoing contracts that we have with these particular agencies. The Mental Health Association of South Central Kansas provides the adult attendant care services. That is for \$420,000. Those are state dollars. The Mental Health Association also provides case management and flexible funds. We provide flexible funds that are tied to that case management program. That is \$36,000, again state funds. Mental Health Association also provides compeer services and receives \$24,000 for that. That flows through us to them.

"Dr. Kenneth Williams is a consultant for the folks that we serve who are dually diagnosed with a mental illness and a developmental disability. This is kind of a specialty and difficult to find professionals who can really work with both well. That amount is \$3,060, again state funds and CDDO funds.

"The next one, is with Via Christi, St. Joseph Campus, and they provide short-term crisis stabilization beds for adolescents. We pay \$380 a day and those beds really are used when we have an adolescent that is in a crisis. We do not need a full treatment program with an inpatient setting, but we need that kind of security until that crisis can be resolved and that child or adolescent can return home. So that is what we use those beds for.

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"We have the renewal of our lease at Twin Lakes. We have our community support services program, which is one of our larger programs. That amount is \$158,199.96. Again, state money.

"The next one is with Family Consultation Service for in-home family therapy. That's \$50,000, state money.

"The last one of this group is with Breakthrough Club of Sedgwick County and that is psychosocial and related services. Those are such things as employment services, helping adults with serious mental illness become employed. That is the TAP program, the transitional age program, working with a very difficult group which is 16 to 24, in terms of their transition in dealing with their serious mental illness and their desire for employment. They do provide bank service to help consumers work with their financial situation. That is \$209,896. Again, state money. I'd be glad to answer questions on any of these contracts."

**Chairman Hancock** said, "Thank you, Debbie. Commissioners, questions in regards to these Contracts Debbie has brought to us today?"

**MOTION**

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

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Debbie. Next item, please."

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**6. AGREEMENT WITH RAINBOWS UNITED, INC. TO PROVIDE VENDOR WITH DEVELOPMENTAL DISABILITY COMMUNITY SERVICE PROVIDER STATUS.**

**Mr. Kevin Bomhoff**, Director, Community Developmental Disability Organization, COMCARE, said, "This item will need to be tabled because internally a budget has not been set up for this item and we'll bring it to you in the next week."

**MOTION**

Commissioner Winters moved to defer item indefinitely.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Kevin, before you leave. I read the paper and I didn't like what I was reading. I understand you're going to be leaving us and it is going to be a sad day. You've been an exceptional person here and a very special person in our organization. Sorry to see you go. On the other hand, I understand you are going to a good organization with great opportunities."

**Mr. Bomhoff** said, "Thank you, very much. I appreciate very much the support that this Commission has had. Deborah Donaldson as well as Bill Buchanan, as County Manager, I could not ask for a better and more supportive environment to work in and to grow in. I don't now whether I should tell you this or not,

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but many of the skills I marketed to my new employer were developed here with your help. I very much appreciate the kinds of opportunities that you've provided.

"I look forward to working continually with COMCARE and service providers in my new capacity with Wichita State University as we develop rehabilitation research opportunities and serve the community I hope more effectively in the area of strategic planning, strategic management, program evaluation and consultation."

**Chairman Hancock** said, "I know you won't be leaving the work that you do entirely. We'll see a lot of you I hope. You're always welcome back and we're going to miss you. Thank you, not only from us, but from all the citizens that you've served in your work. They should be, as we are, very appreciative of what you've done for them. Thank you, very much."

**Mr. Bomhoff** said, "Thank you."

**Chairman Hancock** said, "Next item, please."

**7. AGREEMENTS (11) TO PROVIDE VENDORS WITH DEVELOPMENTAL DISABILITY COMMUNITY SERVICE PROVIDER STATUS.**

**! ARROWHEAD WEST, INC.**

**! CEREBRAL PALSY RESEARCH FOUNDATION OF KANSAS, INC.**

**! CATHOLIC CHARITIES, INC. ADULT DAY SERVICES**

**! DREAM CATCHERS**

**! ELEANOR DOCKERS CASE MANAGEMENT, LLC**

**! ENVISION**

**! GOODWILL INDUSTRIES EASTER SEAL SOCIETY OF KANSAS, INC.**

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- ! KANSAS ELKS TRAINING CENTER FOR THE HANDICAPPED, INC.**
- ! STARKEY, INC.**
- ! THE ARC OF SEDGWICK COUNTY**
- ! ZACHARY HOUSE, INC.**

**Mr. Bomhoff** said, "Commissioners, these items are, about three weeks ago I was here and we approved the contract with SRS for \$24,000,000 bringing those dollars into the community. We're now spending those dollars to provide the services required in that Contract. These contracts will allow the service providers to access Medicaid, to have access to County mill and state aid as a supplement to the cost of providing services. They guarantee uniform access. If an agency says they provide a specific service and you are in need of that service and are eligible for that service, you cannot be turned away because of the level of severity that you present to that agency. They also allow the process of CDDO to review the level of need of any individual in our service system and to increase or reduce that service if necessary so that we are not over serving or under serving individuals. Finally, these providers agree to cooperate with all our quality assurance efforts and expectation. Services provided will include day habilitation, residential services, in home supports, respite services, socialization and over night support. These service providers are as listed: Arrowhead West; Cerebral Palsy Research Foundation; Catholic Charities, adult day services; Dream Catchers; Eleanor Dockers case management; Envision; Goodwill Industries Easter Seal Society of Kansas; Kansas Elks Training Center for the Handicapped; Starkey; the Arc of Sedgwick County and Zachary House. Our recommendation is that you approve these Agreements and authorize the Chairman to sign."

**MOTION**

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

Commissioner Winters seconded the Motion.

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

**VOTE**

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Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**8. GRANT AWARD FROM DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES, SUBSTANCE ABUSE, MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES COMMISSION FOR CRISIS COUNSELING SERVICES RELATED TO THE MAY 1999 TORNADO.**

**Ms. Donaldson** said, "Commissioners, this item is the grant that we received from FEMA for counseling services we provided through the tornado and meeting the various needs of the folks in the community. I think that went very well even though it was sometimes a little chaotic out there. People communicated, got together, and got the job done. I was really pleased. I think we probably had between 50 and 60 staff involved in this effort. I'd be glad to answer any questions."

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

**Commissioner Winters** said, "Just a quick comment Mr. Chairman. We received a letter from Connie Hubble who is one of the head staff of the SRS. The letter was addressed to Deborah Donaldson. In that letter, Connie Hubble says, 'SRS staff has informed me that this has been the best mental health response to date in a disaster in Kansas.' I thought somebody needs to stick that in the file. Again, job well done Debbie by you and all of your staff who participated in that."

**Chairman Hancock** said, "Thank you, Commissioner. Care to comment on that?"

**Ms. Donaldson** said, "Thank you."

**Chairman Hancock** said, "Commissioners, what's the will of the Board?"

**MOTION**

Commissioner Winters moved to approve the grant award and authorize the Chairman to sign.



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Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**9. ADDITION OF ONE INPATIENT COORDINATOR POSITION, RANGE 19, TO THE COMCARE STAFFING TABLE.**

**Ms. Donaldson** said, "Commissioners, you've previously approved the funding that we are receiving from Via Christi for this position. I would recommend your approval."

**Chairman Hancock** said, "Thank you. Questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Winters moved to approve the addition to the COMCARE Staffing Table.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye

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Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**10. AGREEMENT WITH KANSAS STATE DEPARTMENT OF EDUCATION PROVIDING RENEWAL OF THE RESIDENTIAL CENTER PROGRAM ALLOWING SEDGWICK COUNTY YOUTH SERVICES DIVISION TO RECEIVE MEAL REIMBURSEMENT FUNDS.**

**Ms. Cecile Gough**, Operations Administrator, Department of Corrections, greeted the Commissioners and said, "The juvenile detention facility, the juvenile residential facility and the Judge Riddel Boys Ranch provide breakfast and lunch meals to youth which qualify for the Kansas Department of Education per diem reimbursements under this agreement. If this is renewed, we will continue to receive the annual revenues of approximately \$115,000. We have participated in this reimbursement program since 1982. We request that the Commission approve the Agreement and authorize the Chairman to sign."

**Chairman Hancock** said, "Thank you, Cecile. Commissioners, questions on this item? If not, what's the will of the Board?"

**MOTION**

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

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye

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Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item, please."

**I. CERTIFICATE OF SUBSTANTIAL COMPLETION FOR THE LAW COMPANY, INC. FOR WORK ASSOCIATED WITH THE ADDITION AND REMODEL OF THE SEDGWICK COUNTY DETENTION FACILITY. CIP #1995 PB258.**

**Ms. Stephanie Knebel**, Project Manager, Capital Projects Department, greeted the Commissioners and said, "This agenda item requests substantial completion approval for the Law Company for specific portions of the detention facility expansion project. As a reminder, our contract with the Law Company was approved on December 13, 1996, to provide general contract services for this expansion project. The specific areas of substantial completion included in these certificates include the new core area, all of what we consider Phase II, all of the exterior site work, and all of the exterior building envelope. By accepting substantial completion, this indicates the work is ready for the County's use. It also is a start date for our warranty and maintenance agreements that we had built into the contract.

"To help you out a little bit, there will be future agenda items requesting substantial completion approval for the housing area and the dormitory area of the jail. That paper work was not completed for this agenda. I expect that to be brought to you in the next several weeks. I am requesting your approval and am available for any questions."

**Chairman Hancock** said, "Thank you, Stephanie. Commissioners, questions on this item? If not, what's the will of the Board?"

**MOTION**

Commissioner Gwin moved to approve the Certificate of Substantial Completion and authorize the Chairman to sign.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Stephanie. Good job. Next item, please."

**J. OUT-OF-CYCLE SALARY STEP INCREASE FOR A BUILDING INSPECTOR II, CODE ENFORCEMENT.**

**Mr. Buchanan** said, "This item is on the Agenda and should not be. I'd like to withdraw it. There is another way to solve this problem and there is a solution that we will bring to you rather than doing this."

**Chairman Hancock** said, "Thank you."

**MOTION**

Commissioner Sciortino moved to withdraw the item from the agenda.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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**Chairman Hancock** said, "Thank you. Next item."

### **K. COMMUNITY HEALTH DEPARTMENT MONTHLY REPORT.**

**Mr. Charles Magruder**, MD, MPH, Director of Community Health, greeted the Commissioners and said, "Just a few updates to let you know about. We have received some new equipment for our dental clinic that will very much improve our ability to provide services. The Northeast Health Station is now fully functioning. We're looking at having an open house this September. In terms of the main Health Department renovation, I talked to you about briefly in the past. The primary motivations being improved patient access and to improve our communication capabilities with the public. That work is about 50% complete. We anticipate it will be fully done in about two months.

"In terms of epidemiology and disease control, we are still in the process of developing a multi-phase plan. The first step, we have now received a formal contract from KDHE that we're in the process of reviewing, to provide funding for a communicable disease specialist here locally.

"Early intervention programs will be preparing a presentation that we will get to you in late August to describe some ways the Health Department can help with this effort. Finally, we have completed a telephone survey and focus group regarding perceptions of the Health Department. We'll be reviewing the information here shortly and looking at different ways we can improve our service to the public. That's all I have. I'd be happy to answer any questions you have."

**Chairman Hancock** said, "Thank you, Charles. Commissioners, questions on this item? Commissioner McGinn."

**Commissioner McGinn** said, "I have a question on the new regulations for the exotic animals that the City passed. Is that something that we need to be looking at? Has it been a problem in the County or the smaller communities?"

**Dr. Magruder** said, "To the best of my knowledge, we have not had any reports from the smaller communities at least during the past year. I cannot speak from a historical concept. I haven't specifically looked into that. I'll be happy to do so and see if we have anything on the record. But to the best of my knowledge, we haven't had any concerns expressed from the smaller communities or in the unincorporated areas of Sedgwick County. The possible exception to that is some concerns that have been expressed by some residents that live nearby the facilities where the animals are taken care of and some concerns have been expressed about safety. I have heard that since I've been here. But that is not actually within

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Sedgwick County to the best of my knowledge. That is related to these facilities that are outside of Sedgwick County. I should point out that the ordinance does address the way the animals are to be transported from the facilities. So there are protective factors for any type of situation when these animals are brought in not only to the City of Wichita but in Sedgwick County itself. I'd be very happy to check it out and get back with you."

**Commissioner Gwin** said, "Don't we already have a Resolution regarding that Rich? About housing and keeping, penning and how they are to be kept, didn't we start this?"

**Mr. Euson** said, "I was thinking that we did, that it is governed through Code Enforcement."

**Commissioner Gwin** said, "I think it is. We'll have Rich get that for you."

**Commissioner McGinn** said, "Okay, but we received some letters last winter about some problems out there and I didn't know if that was addressing it or not. It was my understanding we didn't have anything."

**Mr. Euson** said, "I believe we have something and I will look into it and get you an answer. If we do, it does not go as far as what the City has recently done though."

**Dr. Magruder** said, "Just to point out for the record, the Board with Sedgwick County that provides oversight for this, all of the paper work that was completed and all the work that was done by the Board of Health passed through that Commission. We'll be very happy to work with them or answer any additional questions that they might have to support any efforts as it goes on."

**Commissioner McGinn** said, "Could you give me the highlights of the environmental maintenance? You said you had 1,232 requests from citizens, an all time high record. You indicated that 41 were nuisance abatements, but what are some of the other things that they are called out for just briefly?"

**Dr. Magruder** said, "As I understand it, a large portion of the complaints relate to abandoned automobiles. We also have a number of complaints in general about trash that is in people's yards. There have recently been some concerns as well about things that set on peoples front porches. A portion of those relate to sewage material that may be coming out from the home where things need to be connected properly. Once again, I'd be very happy to provide you a precise listing of the complaints. Do you have a specific time frame in which you desire that?"

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**Commissioner McGinn** said, "I was just curious, it seemed like a high number. I was curious as to what the majority of the calls were for."

**Dr. Magruder** said, "One of the other aspects to that is we do allow anonymous complaints. People are highly encouraged to go into the system and express concern about these things and we do publicize that."

**Commissioner McGinn** said, "Thank you. No further questions."

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, further questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Gwin moved to receive and file.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Dr. Magruder. Nice to see you again. Next item, please."

**L. PUBLIC WORKS.**

- 1. RESOLUTION ESTABLISHING SPEED LIMITS FOR ALL COUNTY-MAINTAINED HIGHWAYS AND PARTS OF HIGHWAYS WITHIN**

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**SEDGWICK COUNTY, KANSAS AND PROVIDING FOR THE ENFORCEMENT THEREOF.**

**Mr. Mark R. Borst**, P.E., Deputy Director, Public Works, greeted the Commissioners and said, "This Resolution before you will establish speed limits on all County maintained highways within the unincorporated areas of Sedgwick County. This Resolution is reviewed on an annual basis and when necessary we bring updated versions before you for consideration and adoption. We've had a number of changes since the last resolution was passed in 1996, but most of those deals with annexation, mainly around Wichita where we've lost the roads and so we've taken those out of the Resolution. A few others that are detailed for you in the back-up are in the Resolution and they are there more to bring uniformity to speed limits, both around the fringe of Wichita and within some of our own sections and anything else, so we get a uniform system that makes more sense to the driving public. I'll answer any questions you have and recommend that you adopt the Resolution."

**Chairman Hancock** said, "Thank you, Mark. Commissioners, questions on this item? I believe we ought to review them one by one."

**Mr. Borst** said, "There are about 40 pages. We can start at your convenience."

**Commissioner Sciortino** said, "That's a joke, right?"

**Commissioner Gwin** said, "We thought it was funny. Mark isn't laughing."

**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye



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Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you."

**Commissioner Gwin** said, "Mark, how quickly will those come into effect?"

**Mr. Borst** said, "They are effective as of passage today. We'll get the signing done in the next couple of days probably."

**Commissioner Gwin** said, "Okay. Thank you."

**Chairman Hancock** said, "Thank you, Mark. Next item, please."

**2. AGREEMENT WITH SAVOY, RUGGLES AND BOHM, P.A. FOR DESIGN AND CONSTRUCTION STAKING SERVICES FOR THE SPRINGDALE EAST SECOND ADDITION, PHASE 3, STREET IMPROVEMENTS PROJECT. DISTRICT #5.**

**Mr. Jim Weber**, P.E., Director, Sewer Operations and Maintenance, greeted the Commissioners and said, "In Item L-2, we are requesting your approval of an Agreement with Savoy, Ruggles and Bohm for design and construction staking services on Phase 3 of the Springdale East 2nd Addition, street improvement project. The cost of this work will not exceed \$27,783. All costs of the project are to be paid by the benefited properties through special assessments. We request your approval of the recommended action."

**MOTION**

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

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Commissioner Winters seconded the Motion.

**Commissioner Sciortino** said, "I have one question. I have to show my ignorance again. I've asked this question of staff a couple of times and I want to ask you. What is a staking service?"

**Mr. Weber** said, "When we let a construction contract, the contractor needs to know where to actually build the thing, to what elevations, how wide, and so on. So staking is having a land surveyor go back out and actually put the stakes in the ground that indicate where the curb goes, where the storm sewer goes, at what depth and so on."

**Commissioner Sciortino** said, "Okay, thank you. Thank you, Mr. Chairman."

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, further questions? If not, Clerk call the vote please."

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item."

**3. AGREEMENT WITH PROFESSIONAL ENGINEERING CONSULTANTS, P.A. FOR DESIGN AND CONSTRUCTION STAKING SERVICES FOR THE SAND POINTE ADDITION STREET IMPROVEMENTS PROJECT. DISTRICT #2.**

**Mr. Weber** said, "In Item L-3, we are requesting your approval of an Agreement with Professional Engineering Consultants for design and construction staking services for the Sand Pointe Addition street improvement project. The cost of this work will not exceed \$15,300. All costs of the project are to be paid by the benefited properties through Special Assessments. We request your approval of the recommended action."

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**Chairman Hancock** said, "Thank you. Commissioners, questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Winters 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 Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item, please."

**4. LETTERS OF INTENT FOR SYSTEM ENHANCEMENT PROJECTS AS PART OF THE COMPREHENSIVE TRANSPORTATION PROGRAM ADMINISTERED BY THE KANSAS DEPARTMENT OF TRANSPORTATION.**

**Mr. David C. Spears**, P.E., Director/County Engineer, greeted the Commissioners and said, "Item L-4 is approval of letters of intent for the system enhancement projects that are part of the Kansas Department of Transportation Comprehensive Transportation Program enacted by 1999 Legislation. The purpose of the program is to allow cities and counties to request transportation projects that improve safety, relieve congestion, improve access, or enhance economic development. A letter of intent must be submitted to K.D.O.T. for any project to be considered for system enhancement funding. The purpose of the letter of intent is for project sponsors to inform K.D.O.T. of interest in a project. The letters of intent are due by

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August 2, 1999. K.D.O.T. will use the request to develop a list of eligible projects. Letters of intent have been prepared for the following projects: I-235 and 13th Street North it would be entered under the interchange category; northwest bypass, corridor preservation; I-235 and 25th Street North interchange; U.S. 54 and I-235 interchange; Kellogg and Greenwich Road interchange; and finally the big interchange at I-235 and I-135 and K-254.

"After submitting the letter of intent and being notified that the project request is eligible for the system enhancement program, an official project request along with the economic development questionnaire, system enhancement project estimate/local match funding form, and detailed cost estimate must be submitted for the project to be further considered. The official project request forms are due December 8, 1999. I recommend that you approve the letters of intent and authorize the Chairman to sign."

**Commissioner Winters** said, "David, just a quick question. If I heard you right, after these are reviewed by the state, then we'll really get into the detail of how we'll approach each one of these projects from finances to partnerships to all of that?"

**Mr. Spears** said, "Exactly. We'll get into that after these are approved by K.D.O.T. and we think they will all be approved. However, the total dollars for these six projects is over \$300,000,000. I know the City turned in all of these and more and I think Steve told me that theirs was over \$500,000,000. Now there is only \$350,000,000 available for the five urban counties, so obviously we won't get all of these projects. So after these are approved, we'll have to sit down with the City and determine where our highest priorities are and go from there. By December 8, we'll have that figured out."

**Commissioner Winters** said, "But some of them that we may or may not have already had work in progress or have studies already started, that will be a plus for some?"

**Mr. Spears** said, "That's right."

**Commissioner Winters** said, "Then the amount of funds that local governments can come up with also will be helpful in moving some projects forward."

**Mr. Spears** said, "That's correct. We get credit for any type of work that has already been done as far as design. We get credit for money that the local units want to put it. For example, if it is a \$1,000,000 project and we decide to put in \$100,000, that is 10%, we get ten extra points. There is a form for each project. There are three different categories. You have bypasses, corridors, and interchanges."

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**Commissioner Winters** said, "One last question. Councilman Bob Martz is here today. He is probably here to hear us talk about flooding as much as anything on the next item, but I know that in conversation with Bob, the 13th Street crossing over the big ditch to relieve intersection congestion over on Zoo Boulevard. I know that is high on his personal list of things that need to be accomplished on the west side. I don't think you necessarily have these ranked in order of priorities. In listening to this Commission, I know we have that as one of our highest priorities. I think you've put together a good list. Thank you Mr. Chairman."

**Chairman Hancock** said, "Commissioner McGinn."

**Commissioner McGinn** said, "I think Commissioner Winters answered most of it, this isn't in a prioritized list or was it categorized that way? Is this in ranking order?"

**Mr. Spears** said, "No."

**Commissioner McGinn** said, "This is after we submit though and then we come back and we go through that whole process."

**Mr. Spears** said, "That's right. This is just a list."

**Commissioner McGinn** said, "Thank you."

**Chairman Hancock** said, "Thank you. Commissioners, further questions or comments? If not, what's the will of the Board?"

### **MOTION**

Commissioner Gwin moved to approve the Letters of Intent and authorize the Chairman to sign.

Commissioner McGinn seconded the Motion.

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

### **VOTE**

Commissioner Betsy Gwin

Aye

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Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item, please."

**5. RECOMMENDATION BY THE CITY/COUNTY TASK FORCE REGARDING COWSKIN CREEK BASIN FLOODING REPORT PRESENTED BY PROFESSIONAL ENGINEERING CONSULTANTS.**

**Mr. Spears** said, "Commissioners, as you know, there was a major flood last Halloween, 1998, on the Cowskin Creek. After that, the City and County hired P.E.C. to do a study of that. Phil Frasher with P.E.C. is here this morning if you should have any technical questions. They have already presented a report at a workshop that we had recently. They mainly studied three things. Part of the Cowskin, the Calfskin, and also Dry Creek. It was determined in that event, Dry Creek came out of its banks and cut across a field and eventually down through a development called Breezy Point and that situation has been studied also.

"The basin itself, a lot of people may not realize it that are in the City, but the Cowskin basin itself is about 110 square miles in size. Only somewhere between 15 and 20% of that is urbanized or in the City of Wichita. But there is where the main problems occurred of course with some of the homes that were flooded and other places.

"Recently, several of us went down to Tulsa to look at how they handle their situation. They had a flood in the '80s, which I believe killed 14 people. They are now supposedly one of the models that people use, one of the best in the United States. On that trip, Commissioner Winters went, Councilman Martz, Steve Lackey and myself, Marvin Krout, Chris Carrier and Wess Galyon. It was very informative.

"As far as flood plain management techniques and policies, I think that is one thing that we need to get into at some point. It is something that has to be done along with any improvements that are made in the basin. When I talk about those policies or techniques, in other words, we need to look at maybe freeboard. If we're going to let people build in a flood plain, we have one foot of freeboard now, we may want to increase that to two or three feet. Then there are other, as in Tulsa, you don't build in a flood plain, you're

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outside of it.

"A couple of other things, and Steve Lackey is here this morning and he wants to speak. Chris Carrier is also here. I met with Chris and his staff recently. Some of the things we're going to do immediately are try to find areas within the City of Wichita and we're going to assist them, where we can get in and help clean out the creek in certain specified areas. Just want everyone to know that this is a high priority for us. Even though most of the problem is within the City of Wichita, I believe the County can play an integral part in helping to solve this. Steve will give you more detail. I just touched on some of the highlights. Our recommended action today would be for you to authorize us, the City and County, they had recent action on it in the last couple of weeks, but authorize us to solicit proposals for consultants to further study this Cowskin basin. At this time, I'd like to introduce Steve Lackey."

**Mr. Steve Lackey**, Director, Public Works, City of Wichita, greeted the Commissioners and said, "David touched on several issues that I was going to cover. Obviously, this is a follow up to the flood that occurred on Halloween in 1998. After the flood occurred, the City and County hired Professional Engineering Consultants to study the drainage basin and determine number one, what caused all the flooding. Obviously, their findings certainly included the fact that we had a lot of rain over that 110 square miles was a significant factor. They also determined too that there were some problem areas within the drainage basin in terms of, as David suggested, Dry Creek spilled out of its banks and came down the north fork of the Calfskin through a couple of subdivisions, Breezy Point in particular, Hidden Lakes, and ultimately The Dale. There were a little over 100 properties that were flooded during this event.

"Part of P.E.C.'s charge was to determine what could be done to mitigate the flooding in the future. Out of their report and also a study group that was formed by Commissioner Tom Winters and Council Member Bob Martz, this group determined three areas that they wanted to pursue. They included immediate steps that could be done immediately with staff resources, also some short term goals and long term goals. These were also presented to the City Council a couple of weeks ago and received their approval. Let me go through those real quickly for you so you understand the scope that we're talking about.

"In the immediate steps, it was determined that the City and County crews would get on to public property and begin cleaning out certain portions of Cowskin Creek. We also wanted to determine what areas that Sedgwick County had regulatory authority over or state statutory authority to go in and clean certain areas

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of Cowskin without getting approvals. There are statutes on the books that allow the County to do this. In addition, we also wanted to be able to go on to privately held properties, get approval from owners who own part of the Cowskin Creek, some of the channels that were plugged, get into these areas and with our crews, working together, we would help clean out some of those areas. Quite frankly, the majority of the Cowskin is held under private ownership. We also will contact the Division of Water Resources and begin researching what obstructions or dams that have been approved be placed on the Cowskin. There may be a need to remove some of these dams and there may be some that have been built that have not been approved. We're in the process of doing that research now and we'll have more conversations with some of the private owners over this in the future.

"Lastly, and David touched on this, we did take a field trip to Tulsa. They gave us a lot of good ideas on how we might pursue this issue and pursue mitigating the flooding in our area and also pursue some revenue sources from possibly the Core of Engineers to assist us in some of the mitigation. Some of the short term goals then that we've determined that came out of the Winters, Martz study group, was to begin the study and determine the cost feasibility, the benefit cost analysis of building a detention basin on Dry Creek, which is in the unincorporated areas of the County right now. However, along with that study, we will also determine whether it would be more prudent to buy out some of the structures that are located in the flood plains as opposed to building a facility like this. So we want to take a closer look at it before we say we will absolutely build it.

"We also want to build some channel improvements on the Cowskin between Kellogg and Maple. We want to build some channel improvements on the Cowskin between Maize and Central, where there are some obstructions. Lastly, we certainly want to pursue a water shed management plan for the 110 square miles of the Cowskin. Unlike some of the other drainage basins in our community, this one, as Dave said, is only 10 to 20% urbanized or fully developed.

"Unfortunately, it is all developed down at the bottom end of the drainage basin. But we feel like this is a golden opportunity to get control of the drainage situation in this basin and institute some programs that will better manage this before we build ourselves into a permanent box.

"Also, we plan on programing some of these improvements in our Capital Improvement Program with our proposed Capital Improvement Program at the City of Wichita. We proposed some funding of these projects over a three to four year period and that CIP will go to our City Council August 10 for its ultimate approval. We also plan on forming a task force that will work hand and glove with the watershed management plan consultant. So there is some public involvement, some public buy-in.



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"Long term goals that the study group decided were necessary was to seek available funding to implement some of the programs that we are proposing. That includes outside resources. As I said, we have already talked to the Core about that and we sent a letter to them last week beginning that process.

"We certainly want to construct some of these proposals. In fact, one of the proposals of channel improvements along Kellogg and Maple includes either eliminating the railroad bridge on the south side as Kellogg or rebuilding it in a manner so that it does not obstruct flow. Today, it causes about a two foot back up in the water flow in the Cowskin basin.

"Then we certainly are going to conduct hearings and implement water shed management plan, that would be the ultimate goal and really is kind of a futuristic plan. As Dave said, we are hoping to get your concurrence along with the City's Council to allow us to pursue the solicitation of consultants to implement this plan. We anticipate, if you approve this today, that we're going to be in a position to send the proposals out within the next two weeks and begin the process. I'll answer any questions you might have at this time."

**Chairman Hancock** said, "Thank you, Steve. Commissioner Winters."

**Commissioner Winters** said, "Thank you. A couple of comments and questions. Commissioners, I forwarded you a copy of these goals and objectives earlier this month, back on the 12th, then they are in our back-up. I'm certainly going to be supportive of us moving forward. I think this getting the request for proposals is one more step along the road. Councilman Bob Martz is here and I'd like to make a couple of comments and then ask Bob if he has any comments that he would like to make to us.

"I certainly appreciate the staff getting that trip together to go to Tulsa. It was informative and if there is kind of a plus side here, to me it is the fact that only ten to 15% of the basin is urbanized. In Tulsa, they didn't start to solve their problem until 90% of the basin was urbanized. So they had really a much more difficult task, I think, than we have here. I think we are far enough out ahead of this, that perhaps for the future, we can really have some positive impact.

"I certainly want to thank the staff on both sides for their cooperative efforts they put into planning and in actual work. I know that the City has been involved with some Cowskin Creek problems down in the Haysville area as a result of tornado. David is proposing that we move right ahead now into the City of Wichita and do some work there. I am very supportive of that. I some think one of the real challenges we are going to have long range is how we are actually going to plan for future flood plain development.

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But I think we certainly need to address what the future is going to bring.

"Steve, one of the questions I heard, and this is going to be a two part question. I heard over at the city hall, a citizen was there to make comment to them and asked how to is what we are going to do now, how does that compare with the P.E.C. plan that they've done. Is this going to be just continued with more research on the project. How would you answer that question that I heard that citizen ask?"

**Mr. Lackey** said, "I think this is certainly consistent with P.E.C.'s report. In fact, on the channel improvements between Kellogg and Maple, we are actually suggesting we possibly go a little bit further north than what the P.E.C. report outlined. The channel improvements, we certainly intend to do the channel improvements, build the channel improvements between Kellogg and Maple and between Maize and Central. Those are definitely action plans. I definitely think we have to formulate a strategy to solve the flooding that occurred in Breezy Point. That was a very serious situation and that means also not be just a study, but a definite action plan. This will start that process.

"Now, as far as the planning side, that is the water shed management plan. I think we've got an action plan and I think we've got a planning effort that will also look to the future as well and I think we also need to look further on the northern reaches of the Cowskin basin itself, not just over on the Calfskin. But I think the channel improvements and the issue about the Dry Creek spill over are definite action plans and they were recommended in the report."

**Commissioner Winters** said, "Okay. One other questions. Commissioner McGinn had a citizen contact her about an idea on further north. Carolyn organized a meeting. Councilman Martz was there. I was there. Mitch Mitchell was there, who I think most of us respect his knowledge on flood control issues. He was talking about detention further north on the Cowskin itself as opposed to the basin on Dry Creek. Will our request for proposal broaden that? I think P.E.C. looked basically south of 21st Street and not much further north. Will the new proposal look at a bigger area and would this idea of detention further north be studied?"

**Mr. Lackey** said, "Yes, it will. I think it is very important considering the fact that the City is contemplating and will build a new sewage treatment plant. I think it only begs the question to look further north and to be able to manage the water as development continues to grow north and west."

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**Commissioner Winters** said, "Thank you. Mr. Chairman, that's all I have right now. I would like to ask Councilman Martz if he has any comments or perhaps if there is even anybody else in the room. I don't see anybody that looks like they would."

**Chairman Hancock** said, "How are you this morning."

**Councilman Bob Martz** said, "I wasn't expecting to talk today, but I wanted to thank Tom and Carolyn for the help that we've had in coordinating this whole effort. One of my concerns that I know I have citizens asking me is, "what is the priority on flood control?" This kind of interaction I think is demonstrating to everyone that we have a very high priority. Other than to repeat everything that has already been said, I too am pleased with where we are going. Everybody would like to have the flood situation taken care of six or eight months ago. The important thing is that it is on the top of the list. Everyone is concerned. Unfortunately, some of the steps just take time to go through. I'd like to really thank Tom because he and I have worked together a number of times now on this and I think the rest of the Commissioners for their help."

**Chairman Hancock** said, "Commissioner Gwin."

**Commissioner Gwin** said, "Councilman Martz, first, thanks for coming over. Thanks to you and Tom and our staff for looking into this. Obviously, this isn't my district, but for us to disregard problems in our colleagues districts is short sighted and certainly not helpful. I think we understand that what effects one of us in this County effects all of us, particularly if it is a negative impact. I'm going to be very supportive of the recommendations and hope that if there is anything I can do or the rest of my colleagues I'm sure, as you all go forward on this, please call on us. I thank you and Tom for your hard work. I know Carolyn has some constituency who has concerns too. I think we understand the need. We certainly see it. I expect that we will approve it."

"One question I have before we proceed. I noticed in the recommendation that was presented to the City Council, they included the phrase approve the recommendations. Our recommended action doesn't say that. When we get to that motion, I'd like to include approve the recommendations because I think we need to firm our commitment to those things that our college and Councilman Martz brought forward to us."

**Councilman Martz** said, "May I make another comment? It was mentioned and I wonder if it was mentioned strong enough that the cooperation between City and County. There are areas where Tom mentioned a while ago that is out in the County, but any flood control corrections that we can do, it may

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not be in the City limits, but if we stop things up stream, it will help down stream. So we're effecting the whole County, not just the City. That is why it is so important that we do a combined effort between the City and County to make sure we get this corrected as much as possible."

**Chairman Hancock** said, "Absolutely. Commissioner McGinn."

**Commissioner McGinn** said, "I have a question for one of our engineers here. You talked about raising two to three feet. Currently it is at one foot. I guess my question is, we raise these homes and the water has still got to go somewhere. Has anybody really looked at whether that is a viable solution or not?"

**Mr. Lackey** said, "The National Flood Insurance Program allows development to occur within what they call the flood plain fringe. You are supposed to allow development to occur such that it will not raise the flood elevation more than one foot within that development. Now, I see that as the base line. When we got through and study the water shed management plan and we're talking about building practices, that issue is going to come up. It came up down in Tulsa. They elected to make their policies and ordinances more astringent and just have not allowed any development in the flood plain.

"Twenty years ago, before the National Flood Insurance Program came into being, the general practice around here was that you would take the flood of record and then build three feet up from that in order to ensure that the property doesn't flood. I think because of the flooding that has occurred here and some of the other drainage basins, it deserves another conversation about what the local ordinances need to be and what the governing bodies feel comfortable with. Right now it is just one foot above the 100 year event. But that doesn't mean it cannot change."

**Mr. Spears** said, "The only thing I'd add is I think we're going to have to work hand in hand with the Wichita Builders Association on this too. We don't want to be real controversial with them and I think it is important that we get all the parties involved in this. The other thing we need to look at is actually staying out of the flood plane period."

**Commissioner McGinn** said, "I'm glad you're going to look at it. I'm certainly not an engineer but I sit here and I think okay we put new construction at two and three feet, how is that going to effect the individual who built their home already at one foot. Glad we're going to have that discussion."

**Mr. Spears** said, "That's a valid concern."

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**Commissioner McGinn** said, "I am very glad that we are going out and looking long term. As Councilman Martz said, I don't know if this will be possible to do some of this without some of the good cooperation we're seeing between the City and County now. I don't think we can fix things short term. If we do, it is almost like a Band-Aid approach and we need to really start looking at the Wichita/Sedgwick County area as a region and not as a specific neighborhood. Thank you."

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, further comments or questions?"

**MOTION**

Commissioner Winters moved to approve the recommendations and authorize staff to solicit consultant proposals.

Commissioner McGinn seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Before you leave, I want to thank, Councilman Martz for being here and Steve. For those of you who are not aware, last Saturday evening we played the City in baseball. Steve was the hero with the scoring run. About took my hand and glove off with a line drive which I refused to catch in the end."

**Commissioner Sciortino** said, "I just want to make one comment too on that. I just want to say wait until next year."

**Chairman Hancock** said, "Thanks, gentlemen for being here today. Next item, please."

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**M. REPORT OF THE BOARD OF BIDS AND CONTRACTS' JULY 22, 1999 REGULAR MEETING.**

**Mr. Ken Williams**, Assistant Director, Purchasing Department, said, "Good morning Commissioners.

**(1) REMODEL TAG OFFICE - 200 W. MURDOCK - AUTO LICENSE  
FUNDING: CAPITAL PROJECTS**

"The first item is remodel tag office at 200 W. Murdock. The recommendation is to accept the low bid of Van Asdale Construction, in the amount of \$48,600.

**(2) MAINTENANCE MANAGEMENT SYSTEM SOFTWARE - FACILITIES  
MANAGEMENT  
FUNDING: DEPARTMENT CAPITAL OUTLAY**

"Item two, maintenance management system software for Facilities Management. The recommendation is to accept the sold source bid of Datastream, in the amount of \$20,985.

**(3) RADIOS - ADULT DETENTION FACILITY  
FUNDING: DETENTION FACILITY ADDITION**

"Item three is radios for the adult detention facility. The recommendation is to accept the sold source bid of Motorola, in the amount of \$14,302 to match existing equipment.

**(4) DB2 LICENSING - ADULT DETENTION FACILITY  
FUNDING: DETENTION FACILITY ADDITION**

"Item four is DB2 licensing for the adult detention facility. The recommendation is to accept the sole source bid of IBM Corporation in the amount of \$47,421.

**(5) REMODEL RECEPTION AREA - COMCARE  
FUNDING: COMCARE**

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"Item five, remodel the reception area of COMCARE. The recommendation is to reject all bids. It was noted that they exceeded the budgeted amount.

**ITEMS NOT REQUIRING BOCC ACTION**

- (6) **ROOF REPLACEMENT FOR TAG OFFICE - 200 W. MURDOCK - AUTO LICENSE  
FUNDING: CAPITAL PROJECTS**
- (7) **FINANCING FOR THREE TENDER FIRE TRUCKS - DIVISION OF FINANCE  
FUNDING: DIVISION OF FINANCE**
- (8) **PERSONAL COMPUTER HARDWARE & SOFTWARE - FACILITIES  
MANAGEMENT  
FUNDING: DEPARTMENTAL CAPITAL OUTLAY**
- (9) **SNAPSHOT COPY SOFTWARE - INFORMATION SERVICES  
FUNDING: EQUIPMENT RESERVE**

"Item six, roof replacement for the tag office, Auto License. The recommendation is to table this indefinitely for review. Item seven, finance of three tender fire truck for the Division of Finance. The recommendation is to table indefinitely for review. Item eight, personal computer hardware and software for Facilities Management. The recommendation is to table indefinitely for review. Item nine is snapshot copy software for Information Services. We'd ask that this be tabled indefinitely for review. That is the report of the Board of Bids and Contracts. I'd ask your approval."

**Chairman Hancock** said, "Thank you. Commissioners, questions on this item? If not, what's the will of the Board?"

**MOTION**

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

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 Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item, please."

**CONSENT AGENDA**

**N. CONSENT AGENDA.**

**1. Right-of-Way Agreements.**

- a. One Temporary Construction Easement for Sedgwick County Project No. 640-5-5180; Bridge on 87th Street South between 327th and 343rd Streets West. CIP #B-294. District #3.
- b. One Easement for Right-of-Way and one Temporary Construction Easement for Sedgwick County Project No. 640-13-3704; Bridge on 87th Street South between 199th and 215th Streets West. CIP #B-296. District #3.

**2. Right-of-Way Easements.**

The following tracts of land have been granted by Easement for Right-of-Way at no cost to the County. The Director, Code Enforcement, requested the Easement as a condition of receiving Platting Exemptions on unplatted tracts.

- a. Road Number 592-35, Owner: James Kirk Crisp, located in the Northeast



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Quarter of Section 14, Township 25 South, Range 2 East, more specifically located on the west side of 143rd Street East and south of 109th Street North. Lincoln Township. District #1.

- b. Road Number 839-C, Owner: James Kirk Crisp, located in the Northeast Quarter of Section 14, Township 25 South, Range 2 East, more specifically located on the west side of 143rd Street East and south of 109th Street North. Lincoln Township. District #1.
- c. Road Number 600-32, Owners: Derry A. Larson and Kay D. Larson, located in the Southeast Quarter of Section 32, Township 25 South, Range 2 East, more specifically located on the west side of Webb Road and north of 77th Street North. Lincoln Township. District #1.
- d. Road Number 204-2, Owners: Mitchell L. Kane and Jacquelyn J. Kane, located in the Southeast Quarter of Section 31, Township 28 South, Range 1 West, more specifically located on the west side of Maize Road and north of 71st Street South. Waco Township. District #2.
- e. Road Number 606-14, Owners: David R. Denny and Nancy A. Denny, located in the Northeast Quarter of Section 20, Township 26 South, Range 2 West, more specifically located west of 183rd Street West and south of 53rd Street North. Union Township. District #3.
- f. Road Number 590-15, Owners: Glenn R. Hamilton and Dixie M. Hamilton, located in the Northwest Quarter of Section 9, Township 25 South, Range 2 West, more specifically located east of 183rd Street West and south of 117th Street North. Eagle Township. District #3.
- g. Road Number 803-AA, Owner: Jack Knight, located in the Northeast Quarter of Section 14, Township 29 South, Range 2 West, more specifically located west of 135th Street West and south of 87th Street South. Ninnescah Township. District #3.

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- h. Road Number 640-17, Owner: Jack Knight, located in the Northeast Quarter of Section 14, Township 29 South, Range 2 West, more specifically located west of 135th Street West and south of 87th Street South. Ninnescah Township. District #3.
- I. Road Number 801-COUNTY COMMISSIONERS, Owners: Corey L. DeMuth and Brenda S. DeMuth, located in the Southeast Quarter of Section 27, Township 29 South, Range 1 West, more specifically located on the west side of 151st Street West and north of 111th Street South. Ninnescah Township. District #3.
- j. Road Number 817-C, Owners: Brent N. Mason and Michelle L. Mason, located in the Northeast Quarter of Section 13, Township 25 South, Range 1 West, more specifically located on the west side of Meridian and south of 109th Street North. Valley Center Township. District #4.
- k. Road Number 819-E, Owners: Chris E. Morlan and Theresa R. Morlan, located in the Northwest Quarter of Section 19, Township 25 South, Range 1 East, more specifically located on the east side of Seneca and south of 93rd Street North. Grant Township. District #4.

### **3. Floodway Reserve Easements.**

The following tracts of land have been granted by Easement for Floodway Reserve at no cost to the County. The Director, Code Enforcement, requested the Easement as a condition of receiving Platting Exemptions on unplatted tracts.

- a. Owner: Jack Knight, located in the Northeast Quarter of Section 14, Township 29 South, Range 2 West, more specifically located west of 135th Street West and south of 87th Street South. Nennescah Township. District #3.
- b. Owners: David R. Denny and Nancy A. Denny, located in the Northeast Quarter of Section 20, Township 26 South, Range 2 West, more specifically located west of 183rd Street West and south of 53rd Street North. Union Township. District #3.

**Regular Meeting, July 28, 1999**

**4. Section 8 Housing Assistance Payment Contract.**

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
C99042	\$513.00	2	Springcreek Apts.

**5. 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>
V94081	\$248.00	\$227.00
V95118	\$201.00	\$199.00
V98040	\$330.00	\$79.00
V98050	\$456.00	\$463.00
V95119	\$107.00	\$113.00
V98034	\$229.00	\$229.00
C99040	\$276.00	\$269.00
V98032	\$79.00	\$79.00

**6. Contract with Epic Properties, L.L.C. to purchase property located in the vicinity of the Juvenile Court and Detention Facility.**

**7. General Bills Check Register of July 23, 1999.**

**8. Payroll Check Register of July 23, 1999.**

**9. Order dated July 21, 1999 to correct tax roll for change of assessment.**

**10. Budget Adjustment Requests.**

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

**Regular Meeting, July 28, 1999**

**MOTION**

Commissioner Gwin moved to approve the Consent Agenda as presented.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Is there further business? If not, we're adjourned."

**O. OTHER**

**P. ADJOURNMENT**

**Regular Meeting, July 28, 1999**

There being no other business to come before the Board, the Meeting was adjourned at 11:30 a.m.

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

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**BILL HANCOCK**, Chairman  
Second District

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**BETSY GWIN**, Chair Pro Tem,  
First District

---

**THOMAS G. WINTERS**, Commissioner,  
Third District

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**CAROLYN McGINN**, Commissioner,  
Fourth District

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**BEN SCIORTINO**, Commissioner  
Fifth District

ATTEST:

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**James Alford**, County Clerk

APPROVED:

**Regular Meeting, July 28, 1999**

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