

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

December 10, 2003

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., on Wednesday, December 10, 2003 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Tim Norton; with the following present: Chair Pro Tem Thomas G. Winters; Commissioner David M. Unruh; Commissioner Carolyn McGinn; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Ms. Jo Templin, Director, Division of Human Services; Ms. Carolyn Stump, Administrative Assistant, Department of Corrections; Mr. Thomas Strunk, Captain, Fire Department; Mr. Larry Walker, Lieutenant, Fire Department; Mr. Jerome (Jerry) Byerly, Lieutenant, Sheriff's Department; Mr. David Breedlove, Detention Lieutenant, Sheriff's Department; Mr. James Elvins, Major, Sheriff's Department; Mr. John Daily, Lieutenant, Sheriff's Department; Mr. Delbert Michael, Construction/ Maintenance Supervisor, Public Works Department; Mr. Michael D. Pepoon, Director, Government Relations; Ms. Ann Smarsh, Deputy Treasurer; Monica Cissell, Director of Housing and Community Services, Department on Aging; Mr. Larry Ternes, Youth Services Administrator, Department of Corrections; Captain Robert Hinshaw, Sheriff's Department; Mr. Andy Schlapp, Director, Community Relations; Mr. Bob Lamkey, Director, Division of Public Safety; Mr. David Spears, Director, Bureau of Public Works; Ms. Iris Baker, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Mr. Mike Germann, Director, Public Affairs and Communication, Boeing Aircraft Company.
Mr. Bryan Derreberry, President, Wichita Area Chamber of Commerce.

INVOCATION

The Invocation was led by Mr. Scott Goltl, Pastor of Ascension Lutheran Church, Wichita.

FLAG SALUTE

ROLL CALL

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

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CONSIDERATION OF MINUTES: Regular Meeting, November 26, 2003

The Clerk reported that all Commissioners were present at the Regular Meeting of November 26, 2003.

Chairman Norton said, "Commissioners, you have the Minutes before you. What is the will of the Board?"

MOTION

Commissioner McGinn moved to approve the Minutes of the Regular Meeting of November 26, 2003.

Commissioner Winters seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "Next item."

COMMUNITY ENRICHMENT AWARD

A. PRESENTATION OF COMMUNITY ENRICHMENT AWARD TO MIKE GERMANN.

Commissioner Winters said, "If Mike Germann and Brian Durberry would please just come up to the podium. Commissioners and friends, in 1991 the Commissioners began recognizing the work of individuals in our community who gave that extra time and effort in making the community a better place. It became known as the Sedgwick County Community Enrichment Award and it was the idea of our Commissioner Carolyn McGinn and I think a very good idea, in taking some time to step back and say thank you to some individuals.

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The award has been presented to neighborhood association leaders, volunteers who serve on our advisory boards and those who directly serve citizens in non-profit organizations. Today we'd like to say thank you to Mike Germann. Most of us know Mike as Director of Communications and Public Affairs for the Boeing Company, but this past summer he took on some extra responsibilities.

Over the past few years, Sedgwick County has become more and more involved in the economic development efforts in Sedgwick County and in this region. Over a year ago, an economic development strategic steering council was developed and formed to look about economic development in new and different ways. That group has evolved into the Greater Wichita Economic Development Coalition and there are many important partners in this organization: City of Wichita, Sedgwick County, private business and industry, and the Chamber of Commerce.

In June of this year, the Chamber found itself without a president and without staff leadership in place. Mike Germann agreed to take on this temporary assignment. We're grateful to Mike and his employers for stepping up and serving in this very important capacity while the community was right in the midst of developing this new economic strategic plan. There were many good people working on the plan and still working on the plan, but as you can imagine, with many people working there were many varied ideas.

Mike entered the scene with style, class and professionalism. He worked very hard at pulling this diverse group together, as did several folks and defining particularly the role that the private sector would play. So besides recognizing Mike for the Community Enrichment Award, I think it's also a time that we can affirm our commitment to economic development in this area and in this community.

Also in the room today are the current Chairman of the Chamber, Sheryl Wohiford and the Chamber Chairman for next year Gary Allerheilgen, so we appreciate both of you being here. But also, we want to say welcome to Bryan Derreberry. Bryan has just arrived in the community from Hickory, North Carolina where he has had over 17 years of experience in Chamber work. So now, we're here principally to recognize Mike but through the work of many in the community, we're going to hand the plan off to a group now that I think Bryan is going to be able to lead a number of us, as we started down really what I think is going to be an exciting couple of years.

So, today principally, the Board of County Commissioners want to recognize Mike Germann for this effort this summer in stepping up to the plate and serving as interim President of the Chamber of Commerce and Mike, we believe that your work has made this community a better place to live, a better place to work and a better place for us to find what the citizens really need, as we work towards good jobs, economic development and growth.

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So, Mike, on behalf of the Board of County Commissioners, I want to present this token of our appreciation. Thank you very much. Mike, if you and Bryan would like to make just a comment or two, we'd be glad to have you do that."

Mr. Mike Germann, Director, Communications and Public Affairs, Boeing Aircraft Company, greeted the Commissioners and said, "I would first like to thank the Board of County Commissioners for this award. It's very humbling. I was privileged to serve as the interim president and, as you all know, no one accomplishes anything by oneself. I had great leadership from Chairman Sheryl Wohliford, incoming Chairman Gary Allerheiligen. I worked with a great staff and I worked with a great county Board of Commissioners and staff at the county.

I also worked with a great city staff and city council. I had four objectives as interim president. One was to maintain a healthy organization and that was easy. The second was to ensure that we continue to deliver valuable services to our members and that was easy. The third was to move this economic development activity forward and I think we did that and we did it in a cooperative manner, working with a lot of different partners. And I think my fourth goal, which I'm very pleased to say that we achieved, was to find a great new leader for the Wichita Area Chamber of Commerce and we did that in finding Bryan Derreberry. So I'd like to thank the Board of County Commissioners for this award. I'm very humbled by it and I'd like to introduce my new friend, Bryan Derreberry."

Commissioner Winters said, "Bryan, welcome to Sedgwick County."

Mr. Bryan Derreberry, President, Wichita Area Chamber of Commerce, greeted the Commissioners and said, "I want to thank you for recognizing Mike. Great communities are made by great companies and great citizens and we are greatly indebted at the Wichita Area Chamber of Commerce to Boeing Wichita and more particularly to Mike Germann.

You always wonder what you're going to find when you walk into a new situation and Mike just did an outstanding job with both the vision of our chamber and in taking care of our staff and working with our volunteer leadership. Mike is one of those rare corporate citizens that stepped into a void, did a tremendous job, and one thing we often forget, that job back at work at Boeing didn't stop, so Mike was doing two jobs, he was doing double duty, he did them very admirably and I tell you, he made the transition so smooth for me it was just an outstanding relationship and I'm thankful for Mike.

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I'm also thankful for the relationship that we have with Sedgwick County. I think we're going to have a great economic development partnership. The GWEDC holds great promise for the future of our economy and for providing a Wichita and Sedgwick County that has a prosperous environment for all of our citizens and businesses. So I want to thank you for your commitment and thank you for this special recognition for Mike and again, it's a real pleasure to be working with each of you."

Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Well I just wanted to make a couple of comments. One, to express appreciation for Mike, along with the accolades you've already got for your unselfishness and your affection to our community. I appreciate what you've done, but also want to make a comment to Bryan. Rumor has it that you are an Ohio State fan and this is K-State purple during football season, so hopefully we can do a conversion job on you. Is that possible? Well, you don't have to commit."

Mr. Derreberry said, "I may have no choice, the way this purple tidal wave is starting to take me over."

Commissioner Sciortino said, "Well at least we've got a fish for some bets maybe if he wants to make a bet."

Commissioner Unruh said, "Yeah, we need to have a gentleman's wager here. I haven't thought of one but . . ."

Commissioner Sciortino said, "Money works."

Commissioner Unruh said, "I think a nice lunch will work. Okay?"

Mr. Derreberry said, "Is that five on one or one on one?"

Commissioner Unruh said, "Well, you and I. I don't want to commit . . ."

Mr. Derreberry said, "You don't want to take any side bets."

Commissioner Unruh said, "That would be something like an open meetings violation or something. I don't want to do that."

Mr. Derreberry said, "You're on, Dave."

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Chairman Norton said, "I'd like a piece of this action too."

Commissioner Sciortino said, "He supports Ohio State, is that what he's going on record saying?"

Commissioner Unruh said, "Well, he is trapped. It's just his history. We'll convert him."

Commissioner McGinn said, "He'll probably change after the second."

Chairman Norton said, "Who knows what a Buckeye is anyway."

Mr. William Buchanan, County Manager, said, "Horse Chestnut."

Chairman Norton said, "Boy that's something to rally around, isn't it."

Mr. Derreberry said, "Only a Wolverine would say that."

Chairman Norton said, "Well, we're very proud of what you've done Mike and thank you so much. And Bryan, it's great to have you in the community. We look forward to your leadership, as we move forward with economic development and job creation, job retention and workforce development. That's the three prongs of economic development and I think we've got a great start because of the collaboration that we have in our community. Clerk, call the next item."

PROCLAMATION

B. PROCLAMATION DECLARING DECEMBER 31, 2003 AS "CELEBRATE SAFELY DAY".

Mr. Buchanan said, "Commission, this item is on the agenda by mistake. It needs to be on next week's item."

Chairman Norton said, "Do I have a Motion to defer?"

MOTION

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Commissioner McGinn moved to defer item B for one week.

Commissioner Sciortino seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chair Pro Tem Winters said, "Madam Clerk, call the next item."

RETIREMENTS

C. PRESENTATION OF RETIREMENT CLOCKS TO EMPLOYEES RETIRING JANUARY 1, 2004.

- 1. CAROLYN STUMP, ADMINISTRATIVE ASSISTANT, DEPARTMENT OF CORRECTIONS, 17 YEARS OF SERVICE**
- 2. THOMAS STRUNK, CAPTAIN, FIRE DEPARTMENT, 24 YEARS OF SERVICE**
- 3. LARRY WALKER, LIEUTENANT, FIRE DEPARTMENT, 24 YEARS OF SERVICE**
- 4. JEROME BYERLY, LIEUTENANT, SHERIFF'S DEPARTMENT, 26 YEARS OF SERVICE**
- 5. DAVID BREEDLOVE, DETENTION LIEUTENANT, SHERIFF'S DEPARTMENT, 28 YEARS OF SERVICE**
- 6. JAMES ELVINS, MAJOR, SHERIFF'S DEPARTMENT, 28 YEARS OF**

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SERVICE

- 7. JOHN DAILY, LIEUTENANT, SHERIFF'S DEPARTMENT, 30 YEARS OF SERVICE**
- 8. DELBERT MICHAEL, CONSTRUCTION/MAINTENANCE SUPERVISOR, PUBLIC WORKS, 35 YEARS OF SERVICE**

Ms. Jo Templin, Director, Division of Human Resources, greeted the Commissioners and said, "If I could have all of our eight employees who are recognized for retirement come in front of the screen please.

Commissioners, good morning, Jo Templin, Division of Human Resources. Today we are very honored and pleased to recognize these eight employees upon their retirement. We have a combined total of 195 years of service standing here and so we're very proud and honored for these folks. And we thank all of those who are here to help them celebrate this time. Their managers and fellow employees and family members, we just thank you for being here.

First of all, we have Carolyn Stump who is an administrative assistant with the Department of Corrections. Carolyn will retire January 1, after 17 years of service."

Chairman Norton said, "Well Carolyn, on behalf of the Board of Sedgwick County Commissioners and the citizens of Sedgwick County, we would like to present you with your retirement clock. I know that you'll probably not watch the clock much now that you've retired, but we wish you the best, after 17 years and congratulations."

Ms. Carolyn Stump, Administrative Assistant, Department of Corrections, said, "Well thank you for allowing me to work with you for 17 ½ years. It's been quite an experience. I've worked with JDF and JRBR and it's been a very growth experience, especially with the day's youth. Thank you."

Ms. Templin said, "Next we have Thomas Strunk, who is a fire captain, will retire January 1 after 24 years of service."

Chairman Norton said, "Well, Tom, I'm sure you've got plans for what's next but on behalf of the

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Board of Sedgwick County Commissioners and the citizens of Sedgwick County, we'd like to present your clock after 24 years. We wish you well and once again we hope you won't have to watch the clock in your endeavors, but if you do, here's a great one to have on the mantle. Thank you and congratulations."

Captain Thomas Strunk, Fire Department, greeted the Commissioners and said, "I do also want to say thank you. Sedgwick County has been a good place to work and I've worked with a lot of fine people and it's been a rewarding and fulfilling career. I'd like to thank my family for their support, especially my wife who has been through all 25 years of it with me basically, so thank you."

Ms. Templin said, "Larry Walker, a fire lieutenant, will retire January 1 after 24 years of service."

Chairman Norton said, "Larry, congratulations, 24 years is a long time to be with one organization, we're very proud of you. On behalf of the Sedgwick County Board of Commissioners and the citizens of Sedgwick County we wish you well and present you with your retirement clock today. Congratulations."

Lieutenant Larry Walker, Fire Department, said, "It's a challenge to leave such a fine organization. We have 130 plus very dedicated fire fighters in the field today. When I asked myself what I was going to do in the future, I wasn't really sure. At one time, I had said I might even run for your position behind the desk. I think probably I'll be active in coming to see you, visiting with you at times. I want to thank you for allowing us to continue with the fine service that you have available."

Ms. Templin said, "Next we have Jerome, known most to us by Jerry Byerly, Sheriff Lieutenant, will retire January 1 after 26 years of service."

Chairman Norton said, "Jerry, congratulations on 26 years. On behalf of Sedgwick County Board of Commissioners and the citizens of Sedgwick County, we really appreciate your length of service. We hope you have a great retirement and we'll offer you the microphone too to make your comments. Congratulations."

Lieutenant Jerome (Jerry) Byerly, Sheriff's Department, said, "Thank you. I really can't think of much to say. People keep asking me what I'm going to do in retirement. The standard answer is whatever I feel like doing and whatever it is is not going to have anything to do with police work or politics. Thank you very much."

Ms. Templin said, "David Breedlove, Detention Lieutenant, will retire January 1 after 28 years of

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service.”

Chairman Norton said, “Congratulations. Twenty-eight years is a long time. Couldn’t make it to 30? What’s the deal?”

Lieutenant David Breedlove, Corrections Department, said, “Twenty-eight was enough.”

Chairman Norton said, “Twenty-eight was enough. Well, on behalf of the citizens of Sedgwick County and the Board of Sedgwick County Commissioners, we congratulate you on your 28 years of service and we hope you have a great retirement. Congratulations.”

Mr. Breedlove said, “Things heavier than my wristwatch. Thank you very much, Commissioners. I work for a good organization, Sheriff’s Department. We’ve got a good bunch of people there and their hearts for this county and for the Sedgwick County citizens and I’ve had an honor and it’s been great to be with them. But thank you very much.”

Ms. Templin said, “James Elvins, Sheriff Major, will retire January 1 after 28 years of service.”

Chairman Norton said, “Jim, congratulations on behalf of the Sedgwick County Board of Commissioners and the citizens of Sedgwick County. We wish you well on your retirement, enjoy and your time at the microphone. Congratulations.”

Major James Elvin, Sheriff’s Department, said, “Thank you, Mr. Chairman. Commissioners and Sheriff Green, Mr. Engineer. You never hear that very much anymore. The County engineer is a very powerful position here. I’ve had the pleasure to work with him, along with most everybody else. I’m going to talk about the Sheriff’s Department tomorrow in more detail, but I’d like to thank everybody else in Sedgwick County. The majority of my time here has been in upper management and administration and I’ve had the honor and privilege to work with virtually every department within Sedgwick County and I’ve learned from every one of those experiences.

I think it’s a fine organization, it’s very well managed, very well run. A lot of people forget at times about the people in the trenches, at the front lines, at the counters, those that repair our roads and bridges, those that keep us out of trouble. And then there’s the Manager’s Office, Mr. Buchanan that coordinates everything and facilitates the entire organization so that Sedgwick County can accomplish its mission.

In conclusion, I’d like to let everybody in Sedgwick County know that you’re in very good hands

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with Sheriff Steed and his staff. And I thank you very much, it's been a privilege."

Ms. Templin said, "John Daily, Sheriff Lieutenant, will retire January 1 after 30 years of service."

Chairman Norton said, "Well this is an extra special pleasure, because our kids have grown up together and I've know John from Haysville for many, many years and we've just married off two of them this year and we're proud of that because he's got four and I've got five and the quicker we can get them out of the house the better.

Well John, on behalf of this Sedgwick County Board of Commissioners and the citizens of Sedgwick County, we congratulate you on 30 years with the organization. I know you're going to enjoy retirement, although I don't think Barb is going to like having you at home at all. You need to find something else to do, but congratulations. We've very proud of you."

Lieutenant John Daily, Sheriff's Department, said, "Thank you very much. Commissioners, thank you very much for this honor. It's been a privilege working for Sedgwick County for 30 years. It's hard to following everyone else and the comments that they've made. I can only echo what they've said and say that it's been my privilege and my honor to serve the citizens of Sedgwick County. Thank you."

Ms. Templin said, "Last but not least is Mr. Delbert Michael, Construction Maintenance Supervisor from Public Works will retire January 1 after 35 years of service."

Chairman Norton said, "Delbert, I'm humbled, 35 years, that is incredible."

Mr. Delbert Michael, Construction Maintenance Supervisor, Public Works Department said, "Yes it is."

Chairman Norton said, "Well, on behalf of the Sedgwick County Board of Commissioners and the citizens of Sedgwick County, we congratulate you on 35 years and we hope the next 35 years is as gratifying to you as the last 35. Congratulations."

Mr. Michael said, "Thank you. I just don't know what to say except thank you."

Chair Pro Tem Winters said, "That'll work. We'll pause here for just a moment while folks get rearranged."

Chairman Norton said, "I think we've kind of got reorganized here and everything. Just a

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comment, boy it is humbling to give out awards, as the years pile up and you get to 35 years. I was telling my colleagues, I made it 23 years with Target and thought that was a long time and when you start seeing people hit 30 and 35 and 40 years with the organization, you have to know that this is a pretty great organization to keep people around that long and I'm just very humbled to give out those kinds of awards. Clerk, call the next item."

CITIZEN INQUIRY

D. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING LANDFILLS.

Mr. Buchanan said, "Commissioners, Kent Rowe apparently is iced in and will not be here today."

Commissioner Sciortino said, "So what to we do?"

Mr. Buchanan said, "We just defer it."

Chairman Norton said, "If we had a report to give him, how do we do that now?"

Commissioner Sciortino said, "We had an assignment didn't we?"

Commissioner McGinn said, "What about . . . do you defer it or does he have to reapply and go through the 10 day process?"

Mr. Buchanan said, "Yes."

Commissioner Sciortino said, "So do we cancel it? How does the Motion . . .?"

Mr. Buchanan said, "Defer it indefinitely."

MOTION

Commissioner Sciortino moved to defer indefinitely.

Chairman Norton seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "Next item."

NEW BUSINESS

E. PRESENTATION OF THE 2004 SEDGWICK COUNTY LEGISLATIVE PLATFORM.

Mr. Michael D. Pepon, Director, Government Relations, greeted the Commissioners and said, "Each year about this time we adopt a legislative platform and before you today is the 2004 Sedgwick County legislative platform. The purpose of the platform is essentially two-fold. One is it allows our local state legislators to understand what issues are important to the County and it also gives me, as your lobbyist, a framework in which to work with in Topeka and to adapt to issues as they come up. Essentially, it gives the philosophical positions of the County.

I've divided our platform this year into several sections, what I call priority issues and core positions. The core positions are essentially the bedrock beliefs of the County, principles and positions, some of which we've had for several years and will allow me to adapt to issues as they come up in Topeka.

The priority issues are more specific and I've divided those into priority initiatives and priority . . . just general priority issues. The three priority issues we have for 2004 are one, we want to make it easier and remove the restrictions for the sale and disposition of county property. As you know, cities are under no restrictions, or virtually no restrictions on selling or disposing of property. The County has a number of procedural hurdles to go through. We think that an urban county like Sedgwick County should not have to deal with those restrictions.

Our second priority initiative is the fee for service of process. The Sheriff right now receives nothing for serving in-state papers. We believe that a small fee of 10 dollars per paper would generate a lot of money for the Sheriff's Department and allow the Sheriff to do the traditional law enforcement activities that the Sheriff's Office would like to do.

The third is to amend statutes to allow our solid waste fee be used for recycling programs and so those are our priority initiatives. Those are initiatives that probably the County will be putting a

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great deal of individual effort into working those issues, as opposed to our more general priority issues, in which we might be teaming up with the League of Kansas Municipalities, Kansas Association of Counties and other municipalities.

The priority issues for this year are maintaining our Kansas Open Records Act exemptions. As you know, at the end . . . July 1, 2005, all of the exemptions under the Open Records Act are going to disappear. There are numerous exemptions that are very important to safeguarding records that we hold and maintain for the public, as well as keeping records that just make it easier for us to do business.

Another priority issue is allowing doing away with some of our archaic banking laws, which don't allow us to use banking services or invest monies in non-chartered state banks. We believe the taxpayers of Sedgwick County would benefit and realize more money on their investments if we had more flexibility there.

A third priority issue is to ensure that the state continues to support the implementation of the new drug law that they passed last year, keeping drug offenders out of prison and putting them in treatment. And the last is increasing our local taxing authority. We look at trying to remove the restriction of sales tax caps and we believe that, especially in light of some of the budget cuts, that demand transfer cuts for the last legislative session that we need more authority on the local level to at least have that flexibility to adopt additional taxes.

You know the principle theme throughout the platform is really home rule, our belief that we need more authority on the local level to deal with issues. We believe that the government closest to the people, county government, the citizens of Sedgwick County should have the greatest range and measure of control when dealing with these issues and that's what home rule is all about. And that's our 2004 platform. I'll be happy to answer any questions."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "I think I have a question of Mr. Euson more than maybe you, Mike. On that fee for service of process, to kind of keep it in that theme but not actually this particular item, do we have the right, like if a city municipal judge places someone, because of a violation, in our County jail, do we have the right to charge that city for that or do we have to get legislative approval to charge a . . . I don't know what you would call it, entrance fee or whatever? I mean, can we charge them a fee, so much a day for . . . or do we have to have legislative approval of that?"

Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "Commissioner, there's a specific statute in Chapter 19 that does allow us to charge cities for prisoners and levy a

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tax for that. I don't know that it's a per fee basis necessarily, but we can do it on a tax basis."

Commissioner Sciortino said, "Okay. Mr. Buchanan, are we presently doing that to any of the cities, municipal judges that . . .?"

Mr. Buchanan said, "No."

Commissioner Sciortino said, "So that's something, if we could enact, if we decided that that was appropriate thing to do and just levy a fee on the cities that are bringing us guests into our hotel?"

Mr. Euson said, "You know, I think we'd probably have home rule authority to deal with these, subject to a protest."

Commissioner Sciortino said, "Okay, thanks."

Commissioner McGinn said, "Just to tag onto that, do other counties do that? And then, what's the history here in Sedgwick County why we don't do that? Does anyone know why we haven't done that in the past?"

Mr. Euson said, "I don't know."

Commissioner Sciortino said, "Do you know the first part of her question, are any other counties charging their municipal governments a fee?"

Mr. Euson said, "I don't know that either."

Mr. Pepoon said, "I believe there may be statutory authority for us to levy some money, in lieu of charging the City of Wichita for that, but I'd need to look at that as well."

Commissioner Sciortino said, "Levy some money how? What do you mean?"

Mr. Pepoon said, "Well, I meant I believe there's special legislation a number of years ago that allowed the County, and it may have been when there was a tax lid, some additional revenue money, in lieu of not charging the City of Wichita for keeping prisoners, but I don't know if that's still in effect or not."

Commissioner McGinn said, "I guess I'd like to know more about that in the future."

Commissioner Sciortino said, "I'd be interested in knowing, if somebody could check to see if any other counties, or even other counties in other states, I mean, if that's something that's real radical

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thinking or is that more the norm. I'd love to find out if anyone else is doing that."

Mr. Euson said, "We would be glad to find out."

Commissioner Sciortino said, "Thanks. Good question, Carolyn."

Chairman Norton said, "Any other questions, Commissioners?"

Commissioner Sciortino said, "Well, just ask Mike how many of these priority initiatives are you accepting the responsibility that you'll get passed for us this year?"

Mr. Pepoon said, "Well, whatever batting average the Commission believes. I would hope that three or four of them would be . . . I actually think some of the priority issues we have this year are very reasonable and I think our legislators will respond to some of these issues and allow to make it easier for us to do business and be more effective in our work. So I'm hoping for a good percentage."

Commissioner Sciortino said, "Good, thanks."

Chairman Norton said, "Well certainly you're presenting the platform to us today but we've had several dialogues about it at staff meeting, so even though it's been presented today, I think the Commissioners have had some good back and forth feedback and dialogue with Mike. I'd also like to comment that the feedback I've gotten over the last couple of years is that Mike is gaining more and more respect and ability to influence our legislators around the state and I think that bodes well. If we have a good platform and we have a good messenger that Sedgwick County will be very well served during the next legislative session and I think we've got that today. We've got a good lobbyist and a good platform to take up there, so we appreciate that, Mike."

Mr. Pepoon said, "Thank you, Mr. Chairman."

Chairman Norton said, "What is the will of the Board?"

MOTION

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Commissioner Unruh moved to Approve the 2004 Legislative Platform.

Commissioner McGinn seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, “Thanks, Mike. Next item.”

F. TREASURER’S OFFICE.

1. RESOLUTION AUTHORIZING CERTAIN PERSONAL PROPERTY TAX JUDGMENTS TO BECOME DORMANT.

Ms. Ann Smarsh, Deputy Treasurer, greeted the Commissioners and said, “Under Kansas Law 79-2017, the Commission has the authority to approve the write-off, if you will, of personal property taxes that have been delinquent for 20 years. The resolution that we are presenting for your consideration this morning is to allow the 1982 personal property taxes, interest and fees to become dormant. The amount on that is just over \$961,000. That’s 833,000 plus taxes and just over \$127,000 in interest and fees. Questions?”

Chairman Norton said, “We do this every year, as we get another 20 years behind us. How does that amount compare to some other years? Is that up or down or do you know?”

Ms. Smarsh said, “It’s comparable to other years that far back. As some of you may remember, again that far back we were taxing business inventory as personal property tax and I’m not really

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sure when we stopped taxing motor vehicles on the tax rolls, as opposed to the way we do it now, but I'm thinking some of that might still be in there too. This is higher than what you would expect to see when we get to the 1995-1996 time frame 15 years out. We're also using a third-party collection vendor now. After a year, and after we've gone through several processes within our office to collect the current taxes that have become delinquent, we utilize a third-party collection vendor who helps us stay on top of that and continue to collect those taxes. So we're getting a better collection rate now than we were in 1982."

Chairman Norton said, "So we can expect to continue to see this kind of a number until we cycle the '95-'96 statutes."

Ms. Smarsh said, "I think so, yes."

Chairman Norton said, "Okay. Commissioner Sciortino."

Commissioner Sciortino said, "I guess I have a question of Mr. Euson. Legally, is this somewhat like a business that's writing off bad debt? Is it off the books or is that debt always encumbered somehow that we could still have legally the right to collect it?"

Mr. Euson said, "What you are doing is allowing these judgments to go dormant and the statutes on judgments says that after a period of two years, a dormant judgment just really goes away. And so technically the tax may still be there, but the ability to enforce it really no longer exists, so you're really writing these off."

Commissioner Sciortino said, "But we have a two-year window from the time we declare it dormant to where we legally no longer have the right to collect it."

Mr. Euson said, "That's correct and during that period of time, you have the ability to go in and revive the judgment, on application to the court."

Commissioner Sciortino said, "But is there any downside for the Treasurer's Office to turn these now dormant accounts over to a collection agency, maybe even increase their percentage of what they get to give them some incentive to make a last ditch effort? Is there any down side to doing that? I guess I'm asking that of you."

Ms. Smarsh said, "I think the down side of it is just that those taxes are so old and so far back it's hard to . . . it's even hard to locate some of those taxpayers and many of these, there are some fairly

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good sized accounts in any of these past few years that happen to be businesses or corporations who have gone out of business. Is there a down side, I think it's . . . I think that it's probably no down side except that it would be not very cost beneficial to try to collect taxes that far back."

Commissioner Sciortino said, "No, but I was just . . . we normally give a collection agency, what, sometimes 50% or some fairly high percentage. Give 90% if they can collect one of these and if we collect 10 cents on a dollar, I don't know if it's even worth the effort but it doesn't seem like there would be any effort on our part, it would just be, the onus would be on the collection agency, if they wanted to mess with it. But anyway, I don't see any down side to it."

Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Well, my interpretation of this action is that you've identified these by length of time, that these are just simply un-collectable, for whatever reason. So to continue them on is . . . it's just a way to clean up our books and move forward. So, unless that's wrong, I'm going to be supportive of doing this."

Ms. Smarsh said, "That's my opinion also, Commissioner."

Chairman Norton said, "Okay. What is the will of the Board?"

MOTION

Commissioner Unruh moved to Adopt the Resolution.

Commissioner Winters seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "Thanks, Ann. Next item."

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2. PRESENTATION OF 2004 TAX DISTRIBUTION CALENDAR.

Ms. Smarsh said, "Commissioners, at this time we are asking to withdraw this item."

MOTION

Commissioner Winters moved to withdraw Item F-2.

Commissioner McGinn seconded the Motion.

Chairman Norton said, "I have a Motion and a Second to withdraw. Commissioner Sciortino."

Commissioner Sciortino said, "Why is that?"

Ms. Smarsh said, "Commissioner, as typically we submit our tax distribution calendar as a courtesy to the Commissioners to let you know when we're going to be making our periodic tax distributions. Our legal department has raised a question on the timing on some of our delinquent tax distributions, so until we resolve that with them, we would like to withdraw the item and bring it back to you later when we've agreed and resolved it."

Commissioner Sciortino said, "Okay, so you're not going to take any action on this until you've resolved whatever disagreements you may have with the Legal Department? You're not going to just go ahead and mail this out then and let everybody know that this is going on until you can resolve the problems with the Legal Department?"

Ms. Smarsh said, "That's right, yes."

Commissioner Sciortino said, "Would you then be coming back to us and letting us know, so that the public can know when the calendar is?"

Ms. Smarsh said, "Yes, we will."

Commissioner Sciortino said, "So just defer this item? Would that be what you recommend?"

Commissioner Winters said, "My Motion was that the item be withdrawn."

Commissioner Sciortino said, "Would you consider a substitute motion to defer it?"

Commissioner Winters said, "No. When they're ready to bring it back they can bring it back."

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Commissioner Sciortino said, “Okay.”

Chairman Norton said, “I have a Motion and a Second. Any other discussion? Clerk, call the roll.”

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, “Thanks, Ann. Next item.”

G. DIVISION OF HUMAN SERVICES.

DIVISION OF HUMAN SERVICES – DEPT. ON AGING

1. RESOLUTION AUTHORIZING THE DIRECTOR OF AGING TO ENTER INTO CERTAIN MEMORANDA OF UNDERSTANDING WITH VOLUNTEER STATIONS IN THE RETIRED SENIOR VOLUNTEER PROGRAM.

Ms. Monica Cissell, Director of Housing and Community Services, Department on Aging, greeted the Commissioners and said, “Department on Aging will begin administering the Retired Senior Volunteer Program January 1, 2004. This program coordinates meaningful volunteer opportunities for adults 55 years and older. The memorandum of understanding will be utilized as an agreement between the volunteer stations and Sedgwick County Department on Aging.

This memorandum of understanding will ensure that the volunteer stations understand their responsibilities and the Retired Senior Volunteer Program. Currently, there are over 100 volunteer stations, including Active Aging, Alzheimer’s Association, the Boys and Girls Club, Wichita Mid-

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Continent Airport. And approval of this resolution will allow Annette Graham, our Director of Department on Aging, to enter into memorandum of understanding with those volunteer stations on behalf of the Board of County Commission. So we request that you approve the resolution and authorize the Chairman to sign. And I'd be glad to answer any questions, if you have any at this time."

Chairman Norton said, "I don't see any at this time. This is the RSVP, as it's called by its acronym and as the Commissioners remember, this was a program that got caught up in our budget cuts and there was some contention about it and we . . . I think we charged the Department on Aging to go out and see if they could make sure that this program gained its legs and had a sponsor and I think they've done that today. So, what is the will of the Board?"

MOTION

Commissioner McGinn moved to Adopt the Resolution.

Commissioner Winters seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "Thanks, Monica. Next item."

DIVISION OF HUMAN SERVICES – DEPT. OF CORRECTIONS

2. AGREEMENT WITH CLARENCE M. KELLEY DETENTION SERVICES,

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INC. TO PROVIDE OFFSITE JUVENILE DETENTION HOUSING SERVICES.

Mr. Larry Ternes, Youth Services Administrator, Department of Corrections, greeted the Commissioners and said, "The agreement before you this morning is an amended agreement that will allow for the continuation of off-site juvenile detention housing at Clarence M. Kelley Detention Services of Topeka. This is for Sedgwick County detainees that exceed our current juvenile detention facilities capacity.

This new agreement has been established for the two-year anticipated construction time on Sedgwick County's new juvenile detention facility. The agreement maintains the daily per deum rate at \$120 per day for juvenile detention beds through December 31st of 2005. Under the agreement, Sedgwick County would guarantee payment for a monthly average daily population of 20 juveniles. If more than 20 beds are needed at any given time, detainees will be housed at Clarence Kelley's WaKeeney location. I would recommend that you approve this contract and authorize the Chairman to sign and I'd be happy to answer any questions you may have at this time."

Chairman Norton said, "I see none at this time. What is the will of the Board?"

MOTION

Commissioner Winters 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

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |

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| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "Next item."

3. AGREEMENT WITH NORTH CENTRAL KANSAS REGIONAL JUVENILE DETENTION FACILITY TO PROVIDE OFFSITE JUVENILE DETENTION HOUSING SERVICES.

Mr. Ternes said, "This agreement, Commissioners, if approved would allow for the continuation of off-site juvenile detention housing at the North Central Regional Juvenile Detention Facility in Junction City, Kansas for those juvenile detainees that also exceed our current detention facilities capacity. The agreement continues the previous contract terms, which sets the daily per deum rate at \$115 per day for juvenile detention beds for a one-year period. On days where five or more of Sedgwick County Juveniles are housed in this facility, the per deum rate will reduce to \$100 a day. And I might add that this contract does not have a guaranteed minimum. I would recommend that you approve this contract, authorize the Chairman to sign and once again, would be happy to answer any questions that you may have."

Chairman Norton said, "Larry, how many youths do you have right now in the system?"

Mr. Ternes said, "We had 70 yesterday. I didn't have a chance to review our population report, but we had 70 in secure custody somewhere in the state. We had about 40 in Wichita, and the rest scattered around Kansas and Junction City and in WaKeeney and in Topeka."

Chairman Norton said, "So all three of the facilities that you've talked about today, in the new contracts, are presently being used."

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

Chairman Norton said, "With the capacity that we have right now."

Mr. Ternes said, "That is correct."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "What's our per deum rate for housing a juvenile here locally at our facility?"

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Mr. Ternes said, “Commissioner Sciortino, last year our per deum rate for Sedgwick County was \$168 per day. This year, it’s dropped slightly through June. That number would be about \$166 per day.”

Commissioner Sciortino said, “Now, does the per deum rate for outside housing, does that also take into consideration the transportation to and from that facility?”

Mr. Ternes said, “The transportation is part of the contract but it’s an addition to the per deum, the daily per deum. So when you average those two, the per deum, the daily rate that we pay, plus the transportation and medical costs that we may incur, last year’s total was around \$157 per day for off-site housing and this year, through June, the average is \$136 per day. And once again, that includes our daily rate and our medical and our transportation costs that are included.”

Commissioner Sciortino said, “And the \$166 a day that we’re currently doing here locally, does that include medical or is medical in addition to that?”

Mr. Ternes said, “Yes, sir, those are our total costs.”

Commissioner Sciortino said, “So that includes medical and transportation is \$166.”

Mr. Ternes said, “Yes, sir.”

Commissioner Sciortino said, “Okay, thanks.”

Chairman Norton said, “Okay. I see no other lights. What’s the will of the Board?”

MOTION

Commissioner Sciortino 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 David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |

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| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "Thanks, Larry. Next item."

H. AGREEMENT WITH PREFERRED MEDICAL ASSOCIATES, INC. TO PROVIDE MEDICAL SERVICES FOR INMATES OF THE ADULT DETENTION FACILITY.

Captain Robert Hinshaw, Sheriff's Department, greeted the Commissioners and said, "This particular item is the final one year renewal of a three-year contract to provide medical services to the inmates in the Sedgwick County Detention Facility. The primary differences in this renewal is there was approximately a 6% increase from . . . in the base cost from 2003 to what it will be in 2004 and approximately a 2% increase for the payments that would go to PMA in regards to inmates beyond a preset level of inmates being housed in the facility and those that are housed out of county at this particular time. I would recommend that you approve this contract and I'd be happy to try to answer any questions you may have."

Chairman Norton said, "I see no questions at this time."

MOTION

Chairman Norton moved to Approve the Agreement 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

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "Thanks, Robert. Next item."

I. AGREEMENT WITH ENVIRONMENTAL CONCEPTS & DESIGNS TO PROVIDE A FEASIBILITY STUDY TO DETERMINE OPTIONS FOR GLASS DISPOSAL IN SEDGWICK COUNTY.

Mr. Andy Schlapp, Director, Community Relations, greeted the Commissioners and said, "As some of you are aware, all of you are aware that Weyerhaeuser stopped taking glass some time back for many different reasons. One and probably the most compelling reason was that the glass contaminated the paper fiber and really made part of their recycling that they really concentrate on very difficult to do.

Glass has been something that has been recycled historically and we think it should continue to be recycled as part of a waste minimization effort. Today we have a contract in front of you for Environmental Concepts and Designs to do a study of a glass diversion program, one to see where glass is being used and what potential generators are. Two, what we can do with that to divert it from the waste stream and probably what's most important for glass recycling to be successful, we need to have some local market and some local uses for that.

So again, some time will be spent on who, locally, can use that recycled glass. So today, I would ask that you accept this agreement and authorize the Chairman to sign."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "Andy, had you talked to Weyerhaeuser? Could they maybe share with us how they were . . . you know, what markets were they using glass with and what have you? Just maybe lessen the time of the work that the consultant has to do for us?"

Mr. Schlapp said, "Yes, I think those conversations that have been had, they will have those and

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share that information with this consultant so they won't be spending time in that area, absolutely."

Commissioner Sciortino said, "Okay."

Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Well, just wanted to make a comment rather than a question. You know, the issue of recycling continues to be a hot issue and glass is one thing that my constituents who speak to me say, 'Why can't we do something with glass?' and the standard answer is, 'Well, there's no market', you know nobody wants it. So to me it seems like it's appropriate for us to be a little bit proactive on this issue and try to find out how much do we have and what can we do with it and you know, what are the alternatives, what are the problems and so I'm hopeful that this study will provide us those answers so we can move ahead and do something positive and if it comes back that that's the way the market is, that's the way the world is, can't do anything, then we've have that answer also. So, I'm in favor of having the study and getting some answers."

Chairman Norton said, "Commissioner McGinn."

Commissioner McGinn said, "I think Tom was next."

Chairman Norton said, "Commissioner Winters."

Commissioner Winters said, "Thank you. Well, I agree. Commissioner Unruh and I have talked to several people about this, we've been over to Hutchinson to look at what they're doing over there and Weyerhaeuser, it did not fit into their operations. Plus, one of the things that this project is going to look very closely at is if there's some market here closer. Weyerhaeuser had transportation costs of shipping the product to Tulsa, Oklahoma or near Tulsa, which by the time you ship recycled product that's not worth very much to begin with, you come into some problems. So, this project is going to try to find if there is any place closer here that we could do something in some kind of existing business, so I'm going to be very supportive of this and hopeful that we can get some good answers. Thank you."

Chairman Norton said, "Commissioner McGinn."

Commissioner McGinn said, "I just want to concur with all that's been said. I know that I think people's trash has been noticeably different since Weyerhaeuser quit taking glass and if there is a way that we can create a market and use that product here locally, that's what I think that we should do and that's what I have and I think others have been telling our constituents is yes, we want to increase recycling, but we also have to find that market in order to do that and to be successful."

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Glass is very heavy and it does cost a lot of money to transport and so, in order to have that success, it's going to have to be done and processed here locally. So I'm certainly supporting this and I also agree with what Commissioner Unruh said too, that if we don't, at least we'll have good answers as to why we can't. Thank you."

Chairman Norton said, "Commissioner Winters."

Commissioner Winters said, "Just one other comment to let people know too that we continue to think about plastic recycling also. There are not a lot of good answers out there, but one of the reasons plastic recycling is going to continue to be on the forefront, as many manufacturers continue to switch from using glass containers to plastic containers, we're most likely going to see a reduction in overall glass use in the home and see an increase in plastic. So again, we don't have a good answer for plastics, but people should be aware that we continue to explore, every time we hear somebody that has a plastic idea, we don't just sit on it. We do try to figure out if there's a way we can be of assistance in plastic recycling and will continue to do that. But it is just very difficult to recycle mixed plastics."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "Well, I think . . . as a matter of fact, I was amazed that the cost of this consultant was pretty darn reasonable, I mean less than \$10,000 to find out if there's a market for glass. I do know there's something called glass-phalt or whatever where they turn it into sand or get it back down and kind of use it in asphalt and stuff. So this is going to be interesting and I think it will show the public that we're proactive, because two of my colleagues is absolutely correct. You can push recycle, recycle, recycle but unless you can find an end product for the recycled thing, it will never work and maybe there could be a definition or a finding of an end product that maybe a local company may want to consider, so I think that's great."

Chairman Norton said, "Well I have to concur with my colleagues. I think it's important to note that sometimes we get the . . . sometimes people get the impression that we're anti-recycling. I don't think that impression is at all right. The truth is that without putting in huge government subsidies to take care of recycling, we have to push to find markets that make it conducive for people to recycle and I think we're taking a step today to do that. Hopefully we can do that in

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plastics, we already know that Weyerhaeuser can take a lot of the paper supply, if we can get it to them. Recycling can happen. It has to be a core value of the constituents and there has to be a market for it and hopefully the government part of it is trying to help promote the markets where it makes it conducive to recycle.

There have been some governments that have gone into huge debt trying to subsidize recycling programs and are now finding that it is too costly to stay in it and are stepping out of it. So we don't want to get into that slippery slope. We do want to promote recycle and reuse but do it in a manner that is not onerous on the taxpayer, because we're stewards of their money, but make it where the free market can find good uses for the products that become raw materials instead of trash. Commissioner Sciortino."

Commissioner Sciortino said, "Yeah, I'm glad you mentioned that, because we had some people in from Weyerhaeuser who visited with . . . I don't know if they visited with all of you. I was under a misconception and I think I'd like to clear it up. My fear had always been if all of the sudden everybody started recycling their newspaper and their paper product, it would just have a glut on the market and Weyerhaeuser couldn't handle it and they'd have to shut off of accepting of it and my very clear distinction in a meeting that Mr. Unruh and I had that they have an unlimited need and a place to put it for paper products. They won't pay you at this point, but you can take it there. They're still accepting aluminum and they're still paying for aluminum, so if anybody out there is collecting aluminum cans or what have you and taking it to Weyerhaeuser, why don't you take all your newspaper and your magazines and whatever and you can make a two-for-one stop to get rid of it, even if you don't feel right now that you can afford the \$4.00 a month curbside recycling. If you're already making a trip to Weyerhaeuser, take them paper. You can't overwhelm them with volume. They want every ounce of paper they can get."

Mr. Schlapp said, "And just to make it a little bit easier, they don't have to necessarily go to Weyerhaeuser. We have all those recycling bins at Dillons."

Commissioner Sciortino said, "Yeah, correct. I noticed that my wife never puts aluminum cans in the recycle bin because she can fill up our garage and once every six months take it some place and earn a few dollars. So anyway, okay."

Chairman Norton said, "Truthfully, one thing that was also interesting is that, at least for paper, there's a worldwide need for paper. So it's a global marketing kind of thing. Glass has to stay local, plastic is hard to ship, but paper, once it's processed, can be used globally. In fact, some of the bigger markets are China and Mexico. So it's interesting where recycling is going and how we've become a part of that. It is not an easy answer and hopefully we'll get some better solutions with studies like this. What is the will of the Board?"

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MOTION

Commissioner Winters moved to Approve the Agreement and authorize the Chairman to sign.

Commissioner Unruh seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, “Thanks, Andy. Next item.”

J. PURCHASING DEPARTMENT.

1. RECONSIDERATION OF ITEM TWO OF THE MINUTES OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING OF NOVEMBER 26, 2003.

Ms. Iris Baker, Director, Purchasing Department, greeted the Commissioners and said, “The item that was deferred was job readiness psychosocial services for COMCARE. You’d requested some additional information and have received that. So the recommendation is the low proposal from Job Readiness Training to execute a one-year contract with two one-year options to renew for an annual not to exceed amount of \$850,000. Be happy to answer any additional questions and recommend approval of this item.”

Chairman Norton said, “Discussion from Commissioners? This was one that we deferred and I think we wanted more information. Hopefully Commissioners have got that. Do you have other questions? Commissioner Unruh.”

Commissioner Unruh said, “Well I just wanted to make a comment. I’m thankful for the information you provided and I would just simply . . . my reluctance to vote last week was based on

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the fact that I was simply unaware of the intensive nature of this type of training for these young folks, trying to make them productive members in our community and see the numbers and put them together and do the multiplication and it adds up and it's appropriate. So, that's all I had."

MOTION

Commissioner Winters moved to Approve the recommendation of the Board of Bids and Contracts.

Commissioner Unruh seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "Next item."

2. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF DECEMBER 4, 2003.

Ms. Baker said, "Commissioners, the December 4th meeting resulted in three items for consideration today.

1) FIRE DEPT- RESOURCE ALLOCATION CONSULTANT- FIRE DISTRICT FUNDING: FIRE DISTRICT

First item, fire department resource allocation consultant for the Fire District. Recommendation is to accept the proposal from MGT of America to execute a contract for a not to exceed amount of \$68,618.

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2) CHANGE ORDER- EAST YARD FENCE & SLUMP BLOCK WALL- FACILITY PROJECT SERVICES
FUNDING: CAPITAL IMPROVEMENT PROJECT

Item two, change order to the East Yard fence and the slump block wall for Facility Project Services. Recommend the acknowledgement of the change order with Utility Contractors Incorporated in the amount of \$4,268.50.

3) CAREER DEVELOPMENT TRAINING COURSES- HUMAN RESOURCES
FUNDING: HUMAN RESOURCES

And item three, career development training courses for Human Resources. Recommend that you accept proposals to execute contracts for training classes for 2004 from Audrey Curtis Hane for items 1 and 4 for a total of \$3,600, Kennedy and Coe for item 2 for a total of \$5,400, Jim Maddox for items 5 and 12 for a total of \$12,060, Sheryl Stanley for items 6 and 9 for a total of \$8,640, Training Choices for item 7 for a total of \$5,000, LeaderSystems for items 10 and 11 for a total of \$5,000 and Muthos, LLC for item 4 for a total of \$2,000 for a total expenditure of \$41,700. I would also like to note that items 3 and 8 are being deferred, as the scope of diversity training is subject to change at this point.

Would be happy to answer any questions and recommend approval of these items.”

Commissioner Sciortino said, “I have a couple of questions.”

Chairman Norton said, “Commissioner Sciortino.”

Commissioner Sciortino said, “First of all, I am very excited and I hope the public understands the amount of money and effort that we put in to developing our employees and I don’t think people understand that once you become a County employee, that isn’t the end of your training. There is continual communication, conflict resolution, cultural awareness, ability to listen, time management, etcetera, etcetera and our employees are, it’s suggested I guess quite strongly that they attend some of these classes and further increase their ability to communicate with the public.

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I do have a question maybe of the manager. Didn't we do some of this or do we do some of this with Wichita or what, Mr. Manager?"

Mr. Buchanan said, "Commissioners, Commissioner Sciortino, yes. In the past several years we've had a joint training program with the City of Wichita. We would design the classes, we would hire the instructors and both city and county employees would benefit by the joint effort. It was beneficial because oftentimes we got to know people who did similar jobs across the street and could gain some benefit and experience.

The program was stopped this year because of some difficulty the City was having with their training issues and so this year we are, unfortunately, going about . . . for 2004, going about it alone. There will be some free classes offered, but the extent in which we've done it in the past has been eliminated. We hope to re-initiate that program for the second half of 2004-2005."

Chairman Norton said, "Commissioner McGinn."

Commissioner McGinn said, "On item number one, I don't know Iris, if you want to answer that or have Bob Lamkey answer that but we didn't take low bid and I'm sure there's probably good reason there and like to have some explanation."

Mr. Bob Lamkey, Director, Public Safety, greeted the Commissioners and said, "As you recall, we had a workshop looking at the future of our Fire District, the fire department as we've had annexations and growth both encompassing property or areas that were once part of the Fire District, as we see growth happening in the communities that are currently in the Fire District, so you, in your wisdom and we in the fire business think it's time that we take a step back and look at our future and balance and look at those needs and look at the resources that might be available, deal with issues with regards to ISO, so we developed what I think is a very encompassing and very complex RFP.

We sent it out to the marketplace and I think we got seven vendors that responded and we took a very deliberative process. Myself, Iris, Mr. Chronis and three senior members of the Fire District evaluated all the proposals. We were looking for the least cost vendor that we thought could do the level of work that we wanted in the most encompassing and effective way.

We went through that process and we essentially narrowed it down, after sitting down and reviewing them, looking at not only their proposals but work products that they provided us that they felt was representative of their work for us to consider. Some of them had very narrow focuses

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that, in what they gave us and what they offered us said they had some expertise in this area, but did not demonstrate to us that they had the level of expertise that we wanted in this most encompassing project.

So we ended up taking it down to two vendors, MMA of America, MMA and MGT. We brought those vendors in, we interviewed them and after the interview process, we were unanimous in our judgment that MGT's work plan, understanding of our processes, understanding of the work, the team that they put together would best meet our needs and so all in all, we always look for the lowest costs to meet our needs and I think we've done that here."

Commissioner McGinn said, "Well I think back when all this started, as we were working on our budget for next year. We came up with some discussion about why are some of our fire stations located where they are. Then we got into ISO ratings and insurance rates and those kinds of things, so it got very detailed and I certainly appreciate the work that staff has done and the research that they've done. And I think part of, I guess, your coming to your conclusion had to do with you came around and asked us exactly what we wanted to get out of this report and the scope of this work and so it does appear that we have the right consultant and I am looking forward to hearing the results of that report. Thank you."

Chairman Norton said, "Just one final comment. We talked about it yesterday and have had some conversations at staff meeting that this particular study will not in any way hamper any talks that we would have, at some point, about functional consolidation of fire with the City of Wichita. We need to take our track, look at our future, but at some point this could be good data that would lead us to some conclusions later down the road as to how we maybe integrate the system a little easier with the City of Wichita. That may never come to fruition, but I wanted to make sure that the public knew that, as a Commission, we had that debate yesterday as we went down the path of trying to figure out what our future is for the Fire District but also what are our collaborations and partnerships and agreements with the City of Wichita. So I wanted to be sure that hit the record. Commissioner Unruh."

Commissioner Unruh said, "Well thank you, Mr. Chairman. I suppose my comment is just a rephrasing of what the Chairman just said. You know, we have a responsibility and we're not going to be held hostage by potential consolidations. We see a need and we're going to move ahead with it and see the best thing we can do for the citizens of Sedgwick County, without just sitting on our hands and waiting. So I'm in favor of this and appreciative of your evaluation of the opportunities we have for the different consultants.

A second comment I want to make though kind of goes back to the discussion Commissioner Sciortino was having on the job . . . or on our training programs and employees and so I just want to

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emphasize the fact, on that particular issue, that this shows our cooperativeness with the City of Wichita, as the manager indicated, and so we are trying to be involved in this functional consolidation of our services and trying to improve service delivery to our citizens in not big issues be also in just the daily involvement with citizens, where we want to have efficient and effective and excellent service. So some of those things I think go unnoticed by the community at large and there's conversation around now about consolidation but this is a clear indication we've tried to take leadership in functional consolidation. So, an editorial comment, thank you for that."

Chairman Norton said, "Is there any other discussion? One thing I would like to ask is if we could take item three separately, I would like to excuse myself from item three. Kennedy and Coe is the company that my wife works for. I happen to know Sheryl Stanley and many of these trainers, just because I've done a lot of training over the years, have actually taught for some of these companies and I want to be sure that there's no conflict of interest for myself. So if we could take item one and two first and then let me excuse myself on item three I'd like to do that."

MOTION

Commissioner McGinn moved to approve the recommendations of the Board of Bids and Contracts on items one and two.

Commissioner Sciortino seconded the Motion.

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

VOTE

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|-----------------------------|-----|
| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

Chairman Norton said, "I would entertain a Motion to accept item number three."

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MOTION

Commissioner McGinn moved to approve the recommendations of the Board of Bids and Contracts on item three.

Commissioner Sciortino seconded the Motion.

Chairman Norton said, "I have a Motion and a Second. I do have one comment and it's similar to what others have said. Continuing education and development of our people is probably one of the hallmarks of how you build a great organization. And the one thing I've found, having done a little teaching for Sedgwick County myself, because I do have some protocols that I understand pretty well from my corporate life, we have a great training program. We continue to promote it and my blush here, even though I can't vote on this, is that we've picked some pretty powerful organizations and some pretty good trainers that are well known through the Wichita and Kansas community to do some of our training. When you talk about conflict resolution and leadership, some of the individuals that have been picked through this process are the best you'll find throughout the state of Kansas and some of the folks that maybe didn't get picked are great trainers too. So we went through a great process to make sure that we have the world class, state of the art training for our individuals, great process and I wish I could vote 'yes' on this but I will excuse myself. Clerk, call the item."

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Abstain |

Chairman Norton said, "Thank you, Iris. Next item."

CONSENT AGENDA

K. CONSENT AGENDA.

- 1. Assignment of Contract Rights and Responsibilities from Ambassador Mortuary Services to Preferred Mortuary Services.**
- 2. Orders dated November 26 and December 3, 2003 to correct tax roll for change of assessment.**

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- 3. Payroll Check Register of December 5, 2003.**
- 4. General Bills Check Register(s) for the week of December 3 – 9, 2003.**

Mr. Buchanan said, “Commissioners, you have the consent agenda before you and I’d recommend you approve it.”

MOTION

Commissioner Sciortino moved to Approve the consent agenda as presented.

Commissioner Unruh seconded the Motion.

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

VOTE

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| Commissioner David M. Unruh | Aye |
| Commissioner Thomas Winters | Aye |
| Commissioner Carolyn McGinn | Aye |
| Commissioner Ben Sciortino | Aye |
| Chairman Tim Norton | Aye |

L. OTHER

Chairman Norton said, “Is there anything else to come before us today? Other? Well, we have, coming up Saturday morning we have a REAP legislative small cities session with ALARM coming up that several of us will attend and I think I’m taking five mugs, I’m not sure why, but I’m taking five Sedgwick County mugs.”

Commissioner Unruh said, “That is coffee mugs.”

Commissioner McGinn said, “We need to get that clearer, so we’re not bringing 25 mugs.”

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Chairman Norton said, "I'd like to also comment that later today we're going to have a workshop and we're going to be talking about visioning and what the future of Sedgwick County might look like for the next 20 to 30 years and what this particular sitting board sees is our charge to move us forward over the next few years. I'm pretty excited about that. And finally, later today we're going to be presenting some service awards to a lot of folks in our Sedgwick County family. I think it's over 300 people will get service awards today and we're pretty proud to do that. It's a lot of hand shaking, but it's a lot of good people that deserve the recognition. Commissioner McGinn."

Commissioner McGinn said, "Thank you. You just touched on what I was going to touch on, and then just to add that this is the final weekend for Old Fashion Christmas at Cowtown and I believe it starts on Thursday night, Friday and Saturday night and if you call ahead and they still have room, they'll give you a fried chicken dinner, I guess with a small fee, but it's really a great event. So hopefully the weather will cooperate and I think people will very much enjoy it."

Commissioner Sciortino said, "And there's a lot of things that they could buy there for Christmas presents too."

Commissioner McGinn said, "Absolutely, in the gift shop, if you can't figure out what to give that one person."

Chairman Norton said, "Very neat unusual items out there, anything from cowboy art to food items."

Commissioner McGinn said, "Jewelry, purses and, like you said, food."

Chairman Norton said, "Anything else? Probably one last comment, remember this is a time of giving and there's a lot of need out there. If you read the paper today, many of our charitable organizations are struggling to take care of the people that maybe are out of work or have needs and I would urge people to, as they always do, step up and make sure that our community is whole and well taken care of during this holiday season."

Commissioner Sciortino said, "I wanted to expand on that too, and it's not just presents or toys. I mean, they need food. The food bank is hurting and you know, an extra canned good or dry good that you could provide, I mean that's getting pretty basic. And I don't know that any of us sitting here, the majority of the people that might be watching can understand that we still have people in this community that go to bed hungry and all we're asking for is let's give them some food. So I

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would encourage you to think about that and maybe make a donation to Kansas Food Bank or what have you. It's hard for some of us to really identify that people can be that desperate, but we have them right here in our community, so open up your pocketbooks and empty out your pantries."

Chairman Norton said, "Well, our charge has been to create jobs and retain jobs and do economic development and that's a good long term goal, but short term there's some people hurting and the community needs to wrap around them. Anything else? We're adjourned."

M. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:26 a.m.

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

TIM NORTON, Chairman
Second District

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THOMAS G. WINTERS, Chair Pro Tem
Third District

DAVID M. UNRUH, Commissioner
First District

CAROLYN McGINN, Commissioner
Fourth District

BEN SCIORTINO, Commissioner
Fifth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2003