

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

### **REGULAR MEETING**

**NOVEMBER 20, 1996**

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, November 20, 1996, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem Melody C. Miller; Commissioner Betsy Gwin; Commissioner Paul W. Hancock; Commissioner Mark F. Schroeder; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, Acting County Counselor; Ms. Becky Allen-Bouska, Director, Bureau of Finance; Dr. Corrie L. May, Coroner, Regional Forensic Science Center; Mr. Forrest Davis, Chief of Physical Evidence, Regional Forensic Science Center; Mr. John Nath, Director, Kansas Coliseum; Mr. Mark Borst, P.E., Deputy Director, Bureau of Public Services; Mr. Kenneth W. Arnold, Director, Capital Projects; Mr. Robert Lamkey, Director, Central Motor Pool; Mr. David C. Spears, P.E., Director, Bureau of Public Services; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. Suzi Lenker, Deputy County Clerk.

### **GUESTS**

**Mr. & Mrs. Donald Mossman**, Route 1, Valley Center, Kansas

**Mr. David Shupe**, 1921 N. Woodchuck, Wichita, Kansas, Kiwanas Club

### **INVOCATION**

The Invocation was given by Mr. Chuck McCoy of the Christian Businessmen's Committee.

### **FLAG SALUTE**

### **ROLL CALL**

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

### **CONSIDERATION OF MINUTES:**

**Regular Meeting, October 30, 1996.**

The Clerk reported that all Commissioners were present at the Regular Meeting of October 30, 1996.

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

**MOTION**

Commissioner Hancock moved to approve the Minutes of October 30, 1996, as presented.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

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

**CERTIFICATION AS TO THE AVAILABILITY OF FUNDS**

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

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

**PROCLAMATION**

**Regular Meeting, November 20, 1996**

**A. PROCLAMATION DECLARING NOVEMBER 22 - 28, 1996, AS "NATIONAL FARM CITY WEEK."**

**Chairman Winters** said, "Thank you very much. Commissioners, I have a Proclamation in front of me that I'd like to read into the record."

**PROCLAMATION**

**WHEREAS**, the prosperity and well-being of this community and area is dependent upon cooperation between the two great elements of our society, farmers and urban people; and

**WHEREAS**, Sedgwick County Farm City Week provides an unparalleled opportunity for farm and city residents to become reacquainted; and

**WHEREAS**, Mr. & Mrs. Donald Mossman of Valley Center, Kansas are being honored as the outstanding farm family in Sedgwick County for 1996;

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim November 22 - 28, 1996, as

**"NATIONAL FARM CITY WEEK"**

in Sedgwick County, and encourage all citizens to participate in this worthwhile project to assure a successful Farm City Week in the County. Dated November 20, 1996.

"Commissioners, that is the Proclamation, what's the will of the Board?"

**MOTION**

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

Commissioner Miller seconded the Motion.

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

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**VOTE**

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

**Chairman Winters** said, "Before I have these folks come up and accept this or if they could start this way, Mr. & Mrs. Mossman, David Shupe with the Kiwanas Club is here, who is sponsoring this event. This past weekend, we had the Kansas Association of Counties meeting in Wichita and in preparing to make some remarks to this group, I looked at some information that really, I believe, makes Sedgwick County a pretty unique County in the fact that we probably have a blend of urban and rural environments here as much as anybody in the state. We have the largest population in the State of Kansas yet we're number one in milk production in the State of Kansas, we're number one in the acres of irrigated soybeans, we're fifth in the State in the number of harvested acres of wheat. So I think it is important to remember that agriculture and agribusiness plays a very important role in what is still a very urban county. So I want to commend the Kiwanas for sponsoring projects like this and I think it is very important. With that, welcome to our meeting. We're happy to make this Proclamation and if you would like to say something go ahead."

**Mr. David Shupe** said, "I just might briefly thank the Commission for honoring this as the Farm City Week. On behalf of the Kiwanas Club, we are very proud to be able to assist in this endeavor. We've been doing this since 1952. On that note, I'd like to introduce to you Donald and Marilyn Mossman. They live in northeast Sedgwick County and we'll let them make some brief remarks."

**Mr. Donald Mossman** said, "We'd just like to thank you for the honor you are giving us here today and hope we're worthy of it and hope we can do a good job representing all the farm families in Sedgwick County during Farm City Week. Thank you very much."

**Chairman Winters** said, "Thank you. Thanks for being here, we appreciate it very much. Next item."

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**NEW BUSINESS**

**B. REGIONAL FORENSIC SCIENCE CENTER.**

**1. ADDITION OF ONE DNA LAB MANAGER, RANGE 25, AND ONE DNA ANALYST II, RANGE 24, TO THE REGIONAL FORENSIC SCIENCE CENTER STAFFING TABLE.**

**Dr. Corrie L. May**, Coroner, Regional Forensic Science Center, greeted the Commissioners and said, "It is a distinct pleasure for me to come before the Board today to announce that we are the recipient of a grant in the amount of \$324,000 administered by the National Institute of Justice. This program is called the Forensic DNA Laboratory Improvement Program and it was authorized by the Violent Crime Control and Law Enforcement Act passed by Congress in 1994. A total of \$8,075,000 was available. There was 37 grants and Sedgwick County was right up there in the thick of things competing with major states with much larger populations in order to bring DNA technology to our community.

"What we are asking for is the addition of two employees to our staffing table in order to comply with our obligatory 25% match in the amount of \$108,000. The positions that we are asking for is the DNA Lab Manager. It requires a Masters' Degree, some experience in DNA technology, strong background in genetics. The other person would be the DNA Analyst II, also with a Masters Degree, who would have a strong background in genetics and biology and some experience in forensic DNA technology. That would give us a total of \$108,000. It would round out our DNA laboratory program with a total of four people, including the Chief of Physical Evidence, Mr. Forest Davis, who is here to follow up after me to talk briefly about a very technical area. So I've asked him to keep it sort of simple so that we can all follow along with him. I would recommend that you approve these two additions to the staffing table of the Sedgwick County Regional Forensic Science Center."

**Chairman Winters** said, "Thank you. I guess one of the questions I would have, and you can tell me if I'm right here in my perception. I would think that this addition would, and I know that your office is involved in several different areas, but am I correct in thinking that this addition would be very supportive of the fight against crime. We continually hear about DNA evidence in trials and the use in specific cases to prove something one way or the other. Am I right in that aspect of what this is about? It is really going to be something that law enforcement, the courts, and prosecuting and perhaps even defense attorneys are going to be able to use and hopefully having another tool at their disposal?"

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**Dr. May** said, "Absolutely Mr. Chairman. We will be able to not only discriminate a particular offender down to one in several billion, we can even exclude past the total population of the planet. Even more importantly, by developing a DNA database, we will be able to look at serial sexual offenses that may be occurring in the community. We can also take this database, compare it to adjacent counties, compare it to a state wide data base, compare it to a nation wide data base. So this is something that would be a real help to law enforcement. On the other side, we can also exclude individuals who may have been wrongly accused, which is also important for our criminal justice system."

**Chairman Winters** said, "Who will determine, if there is a crime, whether to use DNA analysis in a crime manner?"

**Dr. May** said, "That's strictly with law enforcement. What we will be providing is the technical analysis for what evidence that law enforcement would submit to the center."

**Chairman Winters** said, "So if any law enforcement official in Sedgwick County is involved with a crime and they think DNA is a possible play in that, they just call you all and you all then immediately participate in that?"

**Dr. May** said, "That's correct. We search for the DNA and if we find it on various materials submitted then we analyze it and according to our fee schedule that the Board approved back in July, there would be no fees for any of the law enforcement agencies within Sedgwick County."

**Chairman Winters** said, "Are there other areas where you could use DNA technology besides in the criminal aspect of trying to solve a crime one way or another?"

**Dr. May** said, "We're looking at the possibility in future years, once our forensic program is up and running, of perhaps looking into some medical testing. There are some paternity issues that sometimes arrives. We have made contact with our colleagues out at the zoo and looking at perhaps some research projects with them in their primate collection. There are other grants available for basic research. Again, our first mission would be to get the DNA forensic program off and running before we look into these other avenues."

**Chairman Winters** said, "Okay. Commissioner Gwin."

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**Commissioner Gwin** said, "Just a couple of follow ups. How nearby is the nearest DNA testing facility, where we do it now?"

**Dr. May** said, "In some instances, the KBI is called upon. They did assist us in preparing this grant because one specific area in the DNA we look at has to also correspond to what they are developing as a state wide database. Johnson County has some DNA capability. They will be developing one technique and we'll be developing concurrently two techniques which Mr. Davis is going to speak about briefly in a few moments. Last week, we hosted a regional meeting of DNA analysts from three surrounding states so that we might share technology and new development of techniques with them."

**Commissioner Gwin** said, "Do you see this lab as being available for use by other counties or jurisdictions as well as Sedgwick County?"

**Dr. May** said, "Yes I do, and according to our fee schedule, if evidence was submitted to another county, then a reasonable fee for that laboratory analysis would be charged."

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

**Chairman Winters** said, "Thank you. Commissioners, are there any other questions for Dr. May?"

### **MOTION**

Commissioner Gwin moved to approve the additions to the Regional Forensic Science Center Staffing Table.

Commissioner Miller seconded the Motion.

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

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**VOTE**

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

**Chairman Winters** said, "Thank you very much Dr. May. Next item please."

**2. PRESENTATION REGARDING DNA TECHNOLOGY.**

**Mr. Forrest Davis**, Chief of Physical Evidence, Forensic Science Center, greeted the Commissioners and said, "I appreciate the opportunity to present you with the state of the forensic DNA technology used by the center. Recently, we have acquired a federal grant that will enable us to introduce and implement forensic DNA analysis to our community. This grant includes the necessary instrumentation, supplies, chemicals, training, completion of DNA lab construction, for two forms of forensic DNA analysis. DNA is genetic or inherited information that determines a person's physical characteristics, sometimes referred to as the blueprint of life. It serves as the basis for inheritance, disease susceptibility and biological identification.

**SLIDE PRESENTATION**

"Some of the typical forensic DNA sources that is available for use by scientists include blood, semen, saliva, hair, urine, organs, muscles, bones, etc. DNA is isolated and purified from these samples and analyzed according to accepted forensic procedures. Traditionally, radioactivity has been used in DNA analysis, however, we will be using faster, state of the art, non-radioactive techniques. One requirement of this technology is a fluorescent imaging scanner, which incidently you all approved last week for purchase. It is a laser scanner that excites fluorescent colors, detects the DNA patterns and saves those patterns for analysis at a work station.

"The two methods of analysis that use this instrument include RFLP ( Restriction Fragment Length Polymorphism) and PCR( Polymerase Chain Reaction). RFLP is a very powerful technique that is widely accepted by the criminal justice system. It provides results like a bar code system allowing the comparison of known samples to probative samples.

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“It provides power of discrimination that is often in excess of the population of the world. This is an example of a product that we will probably be producing within the next couple of weeks given the new DNA grant and so forth. These lanes that have multiple bands are like rulers and allow us to actually compare one sample to another sample. This is a sexual assault example, where we have a victim, three suspects, a male fraction and a female fraction of produced material. If you look across the gel, I’m certain that you will be able to ascertain that there is indeed a match between this one and this one. That’s our primary goal with RFLP. There is also an exclusion of this suspect and this suspect from this other sample over here and so that’s the other component to why we are really in this business of DNA testing.

“PCR also provides results similar to a bar code system. In this particular example, we have fluorescent colors that were detected by the fluorescent imaging scanner. Eight different genetic characteristics are examined here and it is very similar to RFLP, however the power of discrimination is less than RFLP. It’s distinct advantage in comparison to RFLP is the ability to utilize small samples, hairs, skin samples, cigarette butts, etc.

“The power of forensic DNA identification can be fully realized when combining it with traditional methods, such as fingerprints, odontology, medical records, etc., that are often considered to be traditional methods available to coroner medical examiners as well as to the criminal justice system. The spectrum of forensic applications of DNA analysis may include homicide, rape, hit and run, identification of unknown persons. The community will benefit by excluding falsely accused individuals as well as providing identification with a high degree of certainty. These genetic profiles or bar codes are achieved or archived in the FBI national data base known as CODIS (Combined DNA Identification System). It contains genetic profiles from convicted sex offenders, crime scene or forensic samples, and unidentified or missing persons. Several labs are already contributing to this data base. With the DNA grant and the initiative by the BOCC, we will be adding Sedgwick County to the map and utilize the DNA information to solve local, regional, and interstate serial crimes committed in our community. I’ll be happy to answer any questions you may have.”

**Chairman Winters** said, “All right, thank you Mr. Davis. I guess my only question would be, and I don’t know that this is a good question, but if you had to just outline your primary application, the primary number one objective of this new lab and operation, what would it be?”

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**Mr. Davis** said, "Our primary objective in the Forensic Science Center is to collect, analyze and preserve evidence as it pertains to criminal investigations, i.e., homicide, rape, assaults, hit and runs. Our secondary directive would be for the identification of persons which obviously if you have an unknown person that had passed away in our streets, we would be able to utilize this technology to identify that person."

**Chairman Winters** said, "Okay, thank you. Commissioner Miller has a question."

**Commissioner Miller** said, "Thank you Mr. Chairman. I just have a technical question. It looks as though, and I know scientifically it can be so, that a lot of the interpretation of the material that you have is visual so therefore it takes a very highly skilled technologist to be able to look and view these in order to either exonerate or point a finger at an individual, is the only correlation that I'm making."

**Mr. Davis** said, "That is a correct interpretation. Beyond visual analysis of the DNA types that we observe, we're also utilizing computer technology to give us a confirmation of our visual results. We can all see that there is a visual match but allowing us to have that numerical match is of greater benefit I believe to assess quality control and quality assurance of our tests."

**Commissioner Miller** said, "I would think we would get that. Thank you. Thank you Mr. Chairman."

**Chairman Winters** said, "Thank you Commissioner. Any other discussion on this presentation? We don't need to take any formal action. Mr. Davis, we certainly appreciate your being here and giving us some more detail about hopefully what looks like it is going to be a great project. Thank you."

**Commissioner Schroeder**, "Mr. Chairman, would it be appropriate to receive and file the information given to us today to make it a matter of record?"

### **MOTION**

Chairman Winters moved to receive and file the presentation as presented.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, “Thank you very much. Thanks for being here. Next item.”

**C. KANSAS COLISEUM MONTHLY REPORT.**

**Mr. John Nath**, Director, Kansas Coliseum, greeted the Commissioners and said, “October was a pretty good month again for us. We had 18 separate events resulting in 40 performances and approximately 62,600 people in attendance. Net revenues for the month were \$194,000, an increase of 8% over the same period as last year. So far this fiscal year, we are operating within 5% of what we operated with the year before and if you recall, in ‘95, we had some pretty strong performance by Thunder in the playoffs which resulted in a lot of that revenue. So I think we’re doing fairly well revenue performance wise. Some of the changes that we instituted in the beginning of the year with Sedgwick County Select-A-Seat are really starting to pay off because Select-A-Seat is way ahead on revenue, way above budget.

“Highlights for the month of October. Of course, the sold out George Strait concert and the return of the Ice Capades after several years of absence to the market. Both of our sports teams begin their seasons this year. Both teams are fielding very competitive products out there and I think that attendance is sure to follow. The Wings have already shown an increase, they are ahead of last year’s base on average. In fact, on November 9, they had the biggest crowd they’ve had in several years for their soccer ball give away night. Unfortunately, the team lost, but it was a very competitive game.

“Thunder very competitive. They’re right in the middle of their pack right now. Their attendance is behind the previous year’s but it is because the end of last year’s performance and it is really to be expected.

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“I think it is all going to pick up. Minor league hockey generally picks up after football season stops, then the rabid football fans switch over to hockey.

“We’ve done some changing up there with the way we present service to our customers. There’s going to be a patron services desk up in the northwest corner. That’s being installed this week. Customers with questions or need answers for anything, they’ll be able to get that at that desk. It will be basically an information desk with a phone line down to the box office should we need to get some help. We’ve also been working with our concessionaire and introduced several new products, kind of broadened their menu. We’ve increased the points of sale and that has turned into a higher per cap average at the games. We’re actually 10% up on our concession spending. We’ve got a new Chicago dog, we’ve got Pizza Hut bread sticks, we’ve done some Coke in the plastic 20 oz. bottles which is very popular right now. We’ve done some high end name brand beers such as Heineken and Michelob in certain stands and we’ve gotten a good response from the customers so far. In the future, you’re going to see some additional signage up on the concession stands advertising products available and I further expect to see those per caps increase.

“We opened up the bids a week or so ago for Pavilion II. The general contractor came in about 30% above what we thought it was going to come in to, although working with the contractor, we’ve managed to turn that back considerably with some alternatives and basically deferring some of the things we wanted to do there until later on in the year. We’re going to divert a couple of smaller capital funds over into that project to see that through. We will be ready by February 1 when our first event is scheduled. It is interesting that the fire suppression, sprinkler system came in right under bid. So, you roll the dice and see what you can do. I think we’re going to be fine with that. We’re working with Code Enforcement and the Fire Department and we should be fine February 1 for our first event. If there are any questions, I’d be happy to answer them.”

**Chairman Winters** said, “Thank you very much for your report John. Are there any questions of John, if not, what’s the will of the Board?”

### **MOTION**

Commissioner Miller moved to receive and file.

Commissioner Schroeder seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, "Thanks John. Next item."

**D. BUREAU OF PUBLIC SERVICES.**

**1. RESOLUTION ESTABLISHING SPEED LIMITS FOR ALL COUNTY MAINTAINED HIGHWAYS AND PARTS OF HIGHWAYS WITHIN SEDGWICK COUNTY, KANSAS AND PROVIDING FOR THE ENFORCEMENT THEREOF.**

**Mr. Mark R. Borst**, P.E., Deputy Director, greeted the Commissioners and said, "It's been a while since I've been here so bear with me if I forget what you all look like. This morning you have before you our County wide Speed Limit Resolution we prepare on an annual basis. We have had a number of minor modifications to our speed limits this year, adjusting for city limit changes or signalized intersections, things like that. I think Mr. Spears has handed out a memo that highlights what I consider to be the more significant locations where we've done some modifications. A number of the modifications you see are additions to our system, such as old K-296 from Maize over through Colwich up to Andale and north, and some other smaller pieces around several of the outlying high schools that are being added or have been added and what not. So a number of the modifications, we've made also the minor ones, are more internally generated. We do have some, some of which are listed on the memo that have been requested to be considered by the smaller cities. Out by Cheney, we've extended a 40 mile an hour by their new golf course. Bel Aire had requested, on Oliver, that we look at reducing the speed limit along their west border. These modifications seemed reasonable in our review and we've tried to place them at appropriate locations where they can be most observed and also be reasonably enforced. I would answer any questions that you would have and I would recommend you adopt the Resolution."

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**Chairman Winters** said, "Thank you very much. Commissioners, do you have questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner Hancock seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, "Thank you very much Mark. Before we go on to the next item, we have had guests in the chambers this morning. Rachelle Mills is here as part of her government class requirements and she's been watching local government in action and Rachelle we're certainly glad that you've been here this morning. Madam Clerk, if you'd call the next item please."

**2. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, WITH ASPHALT CONSTRUCTION CO. ON SEDGWICK COUNTY PROJECT NO. 833-N; WEBB ROAD BETWEEN 13TH AND 21ST STREETS NORTH. CIP #R-218. DISTRICT #1.**

**Mr. David C. Spears**, P.E., Director/County Engineer, greeted the Commissioners and said, "Item D-2 is a Modification of Plans and Construction for the road improvement project on Webb Road between 13th Street North and 21st Street North, designated as R-218 in the Capital Improvement Program. This project has been constructed and is ready to be finalized out."

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“There will be a net increase of \$2,088.20 due to variations in planning quantities from actual field measurement. Recommend you approve the modification and authorize the Chairman to sign.”

**MOTION**

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

Commissioner Hancock seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, “Thank you. Next item.”

- 3. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER TWO AND FINAL, WITH CORNEJO & SONS, INC. ON SEDGWICK COUNTY PROJECT NO. 608-19; 45TH STREET NORTH BETWEEN MAIZE ROAD AND 119TH STREET WEST. CIP #R-215. DISTRICT #4.**

**Mr. Spears** said, “Also on that last item, for the publics information, the railroad was supposed to start work on the installation of signals near 17th Street yesterday.

“Item D-3 is a Modification of Plans and Construction for the road improvement project on 45th Street North between Maize Road and 119th Street West, designated as R-215 in the Capital Improvement Program. This also includes improvements for 49th Street North between the Maize city limits and 119th Street West, which is another ½ a mile.

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“This project has also been constructed and is ready to be finalized out. There will be a net decrease of \$39,914.90 due to variations in planning quantities from actual field measurements. Recommend that you approve the modifications and authorize the Chairman to sign”.

**MOTION**

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

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, “Thank you David. Next item.”

**E. REPORT OF THE BOARD OF BIDS AND CONTRACTS' NOVEMBER 14, 1996 REGULAR MEETING.**

**Mr. Darren Muci**, Director, Purchasing Department, greeted the Commissioners and said, “You have before you minutes from the November 14 meeting of the Board of Bids and Contracts. There are 16 items for consideration today.

**(1) FIRE PROTECTION SYSTEM AT PAVILION II - CAPITAL PROJECTS FUNDING: CAPITAL PROJECTS**

“Item one, fire protection system at Pavilion II for Capital Projects. It was recommended to accept the low bid of Whitewater Fire Sprinkler, Inc., for \$87,405.

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**(2) REPLACE AIR CONDITIONING UNITS - CAPITAL PROJECTS**  
**FUNDING: CAPITAL PROJECTS**

“Item two, replace the air conditioning units for the Old Cowtown Museum for Capital Projects. It was recommended to accept the low bid of \$10,999 of Manny’s Heating & Air Conditioning, Inc., with deduct per alternate #1.

**(3) NEW ELECTRIC SERVICE FOR CALVARY BAPTIST - CAPITAL PROJECTS**  
**FUNDING: CAPITAL PROJECTS**

“Item three, new electrical service for the Historic Calvary Baptist Church for Capital Projects. It was recommended to accept the low bid of Decker Electric for \$16,735.

**(4) ADDITION RESTROOMS TO PAVILION II - CAPITAL PROJECTS**  
**FUNDING: CAPITAL PROJECTS**

“Item four, additional restrooms to Pavilion II at the Kansas Coliseum for Capital Projects. It was recommended to accept the low and negotiated bid of Williams Construction, in the amount of \$306,350, there is an additional tabulation attached.

**(5) ½ TON PICKUP TRUCK - CENTRAL MOTOR POOL**  
**FUNDING: MOTOR POOL**

“Item five, ½ ton pickup truck for Central Motor Pool and the Bureau of Public Services. It was recommended to accept the low bid of Don Hattan Chevrolet in the amount of \$5,674, with trade-in and the optional bedliner.

**(6) ½ TON EXTENDED CAB PICKUP TRUCK - MOTOR POOL**  
**FUNDING: MOTOR POOL**

“Item six, ½ ton extended cab pickup truck for Central Motor Pool and the Bureau of Central Services. It was recommended to accept the low bid of Scholfield in the amount of \$15,490, which also includes trade-in and optional bedliner.

**(7) FOUR DOOR SEDAN - MOTOR POOL**  
**FUNDING: MOTOR POOL**

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“Item seven, four door sedan for Central Motor Pool for the Bureau of Public Services. It was recommended to accept the low bid of Rusty Eck Ford, in the amount of \$13,280, with trade-in.

**(8) 3/4 TON DIESEL SUBURBANS - MOTOR POOL**  
**FUNDING: MOTOR POOL**

“Item eight, 3/4 ton diesel suburban vehicles for the Central Motor Pool and the Bureau of Public Services. It was recommended to accept the low bid of Don Hattan Chevrolet, in the amount of \$45,100, and that also includes trade-in for two vehicles.

**(9) 4 WHEEL DRIVE GAS ENGINE ½ TON SUBURBAN - MOTOR POOL**  
**FUNDING: MOTOR POOL**

“Item nine, 4 wheel drive gas engine ½ ton suburban for Central Motor Pool and the Bureau of Public Services. It was recommended to accept the low bid of Don Hattan Chevrolet in the amount of \$25,951 also including trade-in.

**(10) LIGHT EXTENDED CAB PICKUP TRUCKS - MOTOR POOL**  
**FUNDING: MOTOR POOL**

“Item ten, light extended cab pickup trucks for Central Motor Pool for Code Enforcement. It was recommended to accept the low responsible bid of Scholfield in the amount of \$18,840, which also includes a trade-in.

**(11) ONE TON CHASSIS CAB FLATBED TRUCK - MOTOR POOL**  
**FUNDING: MOTOR POOL**

“Item eleven is a one ton chassis cab flatbed truck for the Central Motor Pool. It was recommended to accept the low bid of Don Hattan Chevrolet in the amount of \$22,300 which also includes a trade-in.

**(12) 4 WHEEL DRIVE CHASSIS CAB FLATBED TRUCK - MOTOR POOL**  
**FUNDING: MOTOR POOL**

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“Item twelve is a 4 wheel drive chassis cab flatbed truck for Central Motor Pool for the Bureau of Public Services. It was recommended to accept the low responsible bid of Quality Ford, Inc., for \$32,350, which also includes trade-in.

**(13) XEROX 4220 PRINTER - COURT TRUSTEE**  
**FUNDING: COURT TRUSTEE OPERATIONS**

“Item thirteen is a Xerox 4220 printer for the Court Trustee. It was recommended to accept the only bid received from Xerox Corporation in the amount of \$15,810.

**(14) PERSONAL COMPUTERS - COURT TRUSTEE**  
**FUNDING: COURT TRUSTEE**

‘Item fourteen is an item you’ve seen before, personal computers for the Court Trustee. You’ll note this item was originally considered on September 25, 1996. After an order was placed for the actual server units, we were unable, as we determined to actually acquire those units from the manufacturer through our source. So we’d like to recommended accepting the modifications to the original bid of Business Computer Center in the amount of \$59,031.60. That is two replacement servers with some additional hardware to make everything fit together and work. There are two additional pages of tabulation for your review.

**(15) PERSONAL COMPUTERS -KANSAS COLISEUM**  
**FUNDING: KANSAS COLISEUM**

“Item fifteen, personal computers for the Kansas Coliseum. It was recommended to accept the bid of Computerland which is an alternate bid with a \$4,000 installation option, in the total amount of \$34,669.79.

**(16) VICTIM WITNESS BOOKLETS - DISTRICT ATTORNEY**  
**FUNDING: DISTRICT ATTORNEY**

“Item sixteen, victim witness booklets for the District Attorney. It was recommended to accept the low total bid of McCormick-Armstrong, in the amount of \$9,995, with the option of purchasing additional booklets to use all available grant monies, to a total of \$15,700 and a complete tabulation of this item also follows.

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**ITEMS NOT REQUIRING BOCC ACTION**

**(17) SECURITY FENCE - CAPITAL PROJECTS  
FUNDING: CAPITAL PROJECTS**

“There is one item that does not require action at this time and that is the security fence for Capital Projects, the Juvenile Detention Facility. It was moved to table that item for review. I’ll be happy to take questions. I recommend you approve the recommendations as presented by the Board of Bids and Contracts.”

**MOTION**

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

Commissioner Gwin seconded the Motion.

**Chairman Winters** said, “Thank you. We have a question. Commissioner Schroeder?”

**Commissioner Schroeder**, “Mr. Chairman, if you please. Darren, item ten, the two pickups for Code Enforcement, why are we buying extended cabs? Why do we need extended cabs on those pickups?”

**Mr. Muci** said, “Mr. Chairman, I’m sorry, I do not have that answer but Mr. Lamkey is here in the audience and he can answer that for you.”

**Commissioner Schroeder**, “Oh good. Sorry Bob, didn’t see you.”

**Mr. Robert Lamkey**, Director, Central Motor Pool, said, “In developing the specification with Code Enforcement folks, they have a requirement to store small equipment, a collapsible ladder, so what we are actually buying are small light extended cab trucks. It gives them a place to store their equipment in and out of the rain and things that they carry.”

**Commissioner Schroeder**, “Would it be cheaper to buy toppers on those smaller pickups and put them in toppers?”

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**Mr. Lamkey** said, “No and it really doesn’t suit their needs as well quite frankly. The price difference is nominal. In fact, in making this conversion from what they currently drive which is a Taurus size vehicle to this size truck, in this particular bid we saved about \$1,300 a truck or vehicle. So we’re actually replacing with a less expensive vehicle than they are using now. In looking at that, and we did explore that option, this really satisfies their needs a whole lot better.”

**Commissioner Schroeder**, “How many of these do we plan to buy?”

**Mr. Lamkey** said, “Right now we’re buying two and that’s what they had up this year. We’re looking at this as a test and if this works well for them then the remainder of their vehicles, which I think there are about six, will eventually be replaced.”

**Commissioner Schroeder**, “Very good, thank you Bob. Appreciate it. Thank you Mr. Chairman.”

**Chairman Winters** said, “Bob, these are not full size pickups are they?”

**Mr. Lamkey** said, “No sir, these are not full size, these are the light pickups. Actually, they were having a problem with clearance at some of their sites and that’s why we went from a car to a truck type vehicle to give a little more clearance.”

**Chairman Winters** said, “Okay, thank you very much. Any other discussion on the Motion? Any other discussion? Seeing none, call the vote.”

**VOTE**

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

**Chairman Winters** said, “Thank you very much Darren. Next item please.”

**CONSENT AGENDA**

**F. CONSENT AGENDA.**

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**1. Right-of-Way Easement.**

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

Road Number 823-AA, Owners: Melvin Wyssman and Alice L. Wyssman, located in the Northwest Quarter of Section 15, Township 29 South, Range 1 East, more specifically located on the east side of 16th Street East (Hydraulic) and south of 87th Street South. Salem Township. District #2.

**2. Floodway Reserve Easement.**

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

Owner: John E. Dugan, located in the Southwest Quarter of Section 23, Township 29 South, Range 1 West, more specifically located east of 55th Street West (Hoover) and north of 103rd Street South. Ohio Township. District #2.

**3. Right-of-Way Instruments.**

Three Easements for Drainage for Sedgwick County Project No. 817-G through N½ J; Meridian from the north city limits of Wichita to the south city limits of Valley Center. CIP #R-169. District #4.

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

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V96098	\$259.00		Glade Marr
V96093	\$14.00		Sun Valley Apartments

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<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V96097	\$350.00	5	Out Mounguong
V96094	\$259.00	5	Springcreek Apartments
V96096	\$325.00	5	Helms Rental Properties
V96099	\$197.00	5	Donald Rolison
V96095	\$335.00	5	William Favreau

- 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>
V93128	\$375.00	\$328.00
V96004	\$402.00	\$344.00
V96001	\$275.00	\$212.00
V96057	\$391.00	\$375.00
C95082	\$369.00	\$266.00
V95048	\$492.00	\$228.00

- 6. Plats.**

Approved by the Bureau of Public Services. The County Treasurer has certified that taxes for the year 1995 and prior years are paid for the following plats:

Windridge Estates  
Kraus Commercial Addition  
R.T.I. Addition

- 7. Applications for License to Retail Cereal Malt Beverages.**

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<u>Applicant Name</u>	<u>d/b/a</u>
Jo Lynn Blood	Pine Bay Golf Course
Eugene J. Pelz	Siesta Steak & Lounge
Bernard J. Berning	Pizza Villa
Hilton A. King	J. V. Gold Inc.
James W. Peters	Schulte Country Store
Kelly J. Lanham	Cheney Lanes, Inc.
Sheldon R. Hall	Johnson's General Store

8. **Order dated November 13, 1996 to correct tax roll for change of assessment.**
9. **Consideration of the Check Register of November 15, 1996.**
10. **Budget Adjustment Requests.**

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960705	Capital Projects	Transfer
960706	Central Services	Transfer
960707	Emergency Management	Transfer
960708	Code Enforcement	Transfer
960709	Accounting	Transfer
960710	COMCARE-CDDO	Transfer
960711	Emergency	
	Communications	Transfer
960712	COMCARE	
	Administrative Services	Transfer
960713	Kansas Coliseum	
	Select-A-Seat	Transfer
960714	Information Services	Transfer
960715	Corrections	Transfer
960716	Capital Projects	Supplemental Appropriation
960717	Capital Projects	Supplemental Appropriation
960718	Corrections	Supplemental Appropriation
960719	Sheriff	Supplemental Appropriation

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<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960720	District Attorney Prosecuting Attorneys Training	Supplemental Appropriation
960721	KDHE Planning Grant	Supplemental Appropriation

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

**MOTION**

Commissioner Schroeder moved to approve the Consent Agenda as presented.

Commissioner Gwin seconded the Motion.

**Chairman Winters** said, "Any additional discussion? Commissioner Miller."

**Commissioner Miller** said, "Yes Mr. Chairman, I have additional discussion if it is appropriate to take it now. It has to do with the Capital Projects report."

**Chairman Winters** said, "Is that on the Consent Agenda?"

**Commissioner Miller** said, "No."

**Chairman Winters** said, "We haven't voted on this item yet."

**Commissioner Miller** said, "Oh, I'm sorry."

**Chairman Winters** said, "Any other discussion on the Consent Agenda? Seeing none, call the vote."

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**VOTE**

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

**Chairman Winters** said, "Thank you. Is there other business at this time? Do you wish to take up an off agenda item?"

**Commissioner Miller** said, "Well, it's a question. I'll put it in the form of an off agenda item."

**G. OTHER**

**MOTION**

Commissioner Miller moved to take an off agenda item.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

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

**Commissioner Miller** said, "Thank you. I have two questions. The first one would be for the Project II refurbishment and in listening to John, I know that he was saying that the actual project or the bids came in about 30% above. They've negotiated that down."

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“I also see that we just approved the fire protection system and it came in under bid. What did we negotiate down because I see the total amount for that project was budgeted at \$360,000, where are we now?”

**Mr. Arnold** said, “That question I can’t answer, I’ll have to refer that to John. We were not involved in our office in that negotiation. I don’t know what they negotiated out but I can find that information out for you.”

**Commissioner Miller** said, “Do you know Mr. Manager?”

**Mr. Buchanan** said, “No Ma’am.”

**Commissioner Miller** said, “Okay. Well I’ll get that information then, I need that. Secondly, I believe it was last week that I was requesting information on the northeast redevelopment line item.”

**Mr. Buchanan** said, “Commissioner Miller, we think we have all the information. We are checking what we believe are our obligations and to whom we believe we made those commitments to assure that they are finished. I don’t know that we’ve completed that and until we know for sure, and that should not take much longer, but until we know for sure I’m not prepared to give a report because some people think we have more to do in this project then we need to know that. It appears like our commitments to the project are done. I want to check and recheck.”

**Commissioner Miller** said, “Okay, and I tend to agree with that but I just need to definitely shore up what the obligations are out there and whether or not if indeed it is really accurate to continue to post this as \$450,000 in a revised budget and yet I think \$50,000 was closer to the amount we actually committed. Time line Mr. Manager?”

**Mr. Buchanan** said, “I suspect to have that answer certainly I would hope by the first week of December.”

**Commissioner Miller** said, “The first week of December? When will your next project report come?”

**Mr. Arnold** said, “We’ll typically have that on the second week of December.”

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**Commissioner Miller** said, "Then we'll have it by that time?"

**Mr. Buchanan** said, "Yes, Ma'am."

**Commissioner Miller** said, "Thank you very much. Thank you Mr. Chairman."

**Chairman Winters** said, "Okay, thank you. Is there any other business to come before this Board at this time? I don't believe there is a need for us to have an Executive Session today is there Mr. Euson?"

**Mr. Rich Euson**, Acting County Counselor, said, "No, not for me."

**Chairman Winters** said, "Okay, very good. Well before we close this meeting, I would make just one comment. I think that the first of this week there was a significant event, Commissioner Miller had a birthday and so we certainly want to say happy birthday. We don't let them slip by."

**Commissioner Miller** said, "Oh, this public humiliation. Thank you, I love it."

**Chairman Winters** said, "Happy birthday Commissioner. The regular meeting is now adjourned."

**H. ADJOURNMENT**

**Regular Meeting, November 20, 1996**

There being no other business to come before the Board, the Meeting was adjourned at 9:48 a.m.

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

\_\_\_\_\_  
**THOMAS G. WINTERS**, Chairman  
Third District

\_\_\_\_\_  
**MELODY C. MILLER**, Chair Pro Tem  
Fourth District

\_\_\_\_\_  
**BETSY GWIN**, Commissioner  
First District

\_\_\_\_\_  
**PAUL W. HANCOCK**, Commissioner  
Second District

\_\_\_\_\_  
**MARK F. SCHROEDER**, Commissioner  
Fifth District

ATTEST:

\_\_\_\_\_  
**Susan E. Crockett-Spoon**, County Clerk

APPROVED:

\_\_\_\_\_, 1996