

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

### **REGULAR MEETING**

**June 1, 2005**

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, June 1, 2005 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman David M. Unruh, with the following present: Chair Pro Tem Ben Sciortino; Commissioner Tim R. Norton; Commissioner Lucy Burnett; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Ms. Iris Baker, Director, Purchasing Department; Mr. Randy Duncan, Director, Emergency Management; Mr. Sherdeill Breathett, Sr., Neighborhood Economic Developer; Mr. Brad Snapp, Director, Housing Department; Mr. Glen Wiltse, Director, Code Enforcement; Ms. Luella Sanders, ComCare; Ms. Marilyn Cook, LSCSW, Executive Director, ComCare; Mr. Larry Ternes, Youth Services Administrator, Department of Corrections; Mr. John Schlegel, Director, Metropolitan Area Planning Department; Ms. Claudia Blackburn, Director, Health Department; Kristi Zukovich, Director, Communications; and, Ms. Linda Leggett, Deputy County Clerk.

### **GUESTS**

Ms. Sonja Kreutiger, 33628 W. 39<sup>th</sup> Street South, Cheney, Kansas  
Robert W. Kaplan, Kaplan, McMillan & Harris, 430 N. Market, Wichita, Kansas  
Ms. Erica Taylor, Executive Director  
Ms. June Bailey, CHS Executive Director, Community Housing Services

### **INVOCATION**

The Invocation was led by Mr. Ashok Aurora, Hindu Community, Wichita

### **FLAG SALUTE**

### **ROLL CALL**

The Clerk reported, after calling roll, that Commissioner Winters was absent.

**CONSIDERATION OF MINUTES:** Regular Meeting, May 11, 2005  
Regular Meeting, May 18, 2005

The Clerk reported that all Commissioners were present at the Regular Meeting of May 11, 2005 and May 18, 2005.

## Regular Meeting, June 1, 2005

### MOTION

Commissioner Sciortino moved to approve the Minutes of the Regular Meeting for May 11, 2005 and May 18, 2005.

Commissioner Burtnett seconded the Motion.

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

### VOTE

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “Before we proceed to new business, we have in the Board room today our new Director of Sedgwick County Health Department, Claudia Blackburn. Claudia would like to say a couple words? Welcome.”

**Ms. Claudia Blackburn**, Director, Sedgwick County Health Department, greeted the Commissioners and said, “Thank you. I’m just really excited to be here. I’ve been on the job one day and I arrived on the third day of moving. Of course I was familiar with that by the time I got here from my own move. I’m just really excited to be in Wichita. I appreciate you giving me the extra time and being patient. I’m ready to help make your ideas and dreams reality just with a little bit of time and some study I think that will happen. So thank you for having me.”

**Chairman Unruh** said, “Well, being here, first day on the job, does not say anything against the fact that you have 26 years of experience in this type of work, right. You have come to us from Amarillo, Texas, right? And the family’s all here?”

**Ms. Blackburn** said, “All here.”

**Chairman Unruh** said, “All right and welcome and we look forward to long good relationship as you direct the Public Health Department. The move was not just your personal move here, but your referencing the move of our Health Department over to West Central.”

## **Regular Meeting, June 1, 2005**

**Ms. Blackburn** said, “Yes. As was mentioned in the introduction, they are open for business today and as far as I understand everything is going well.”

**Chairman Unruh** said, “ Well Claudia, welcome to Wichita and we hope that you will like us alot.”

**Ms. Blackburn** said, “I will.”

**Chairman Unruh** said, “ Madam Clerk, call the next item.”

### **NEW BUSINESS**

#### **A. RESOLUTION ESTABLISHING THE NATIONAL INCIDENT MANAGEMENT SYSTEM AS THE SYSTEM TO BE USED FOR PLANNING, RESPONDING, RECOVERY AND MITIGATING FROM BOTH NATURAL AND MANMADE DISASTERS**

**Mr. Randy Duncan**, Director, Emergency Management, greeted the Commissioners and said, “This morning we would like to talk for just a few moments about the resolution you have in front of you. The National Incident Management System was outlined by President Bush as a part of his homeland security presidential decision directive and basically speaking what it does is it puts into official adoption what we’ve already been doing for a number of years in our emergency responses. That is make sure that all of the governments, local, state and federal will utilize the incident command system in responding to large disasters so we are able to more effectively work with each other to deal with these issues. One of the requirements of this of course is that we have an official adoption of what we’ve already been doing on an informal basis and our friends at the Federal Government have helped motivate us to consider this by saying ‘we don’t have to adopt it, but if we chose not to we will no longer participate in homeland security funding.’”

**Chairman Unruh** said, “ You’re recommending that we do this.”

**Mr. Duncan** said, “That is my recommendation sir.”

**Chairman Unruh** said, “ Approving this resolution here, does not imply that they are imposing certain restrictions on us and as we administer our programs, it just simply means we’re part of a collaborative group.”

**Regular Meeting, June 1, 2005**

**Mr. Duncan** said, “Yes. In many respects I’d say what this formally does is it imposes the system that State’s and locals have already been using for responding to disasters on the Federal Government. In that respect I think it is a good thing.”

**MOTION**

Commissioner Sciortino moved to adopt the Resolution.

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “ Thank you. Next item please.

**B. DIVISION OF COMMUNITY DEVELOPMENT.**

**1. AGREEMENT WITH WICHITA MINORITY BUSINESS DEVELOPMENT COUNCIL, INC. TO PROVIDE ECONOMIC DEVELOPMENT SERVICES..**

**Mr. Sherdeill Breathett, Sr.**, Neighborhood Economic Developer, greeted the Commissioners and said, “This morning before you is a renewal with the KMBDC (Kansas Minority Business Development Council). It is an organization that we have contracted with and we are just asking that you take a look at the agreement. They are a non-profit organization created in 2005 and is a subsidiary of Kansas Minority Business Development Council which has been in business since 1991. Its mission is promoting and enhancing minority and women-owned businesses here in Wichita and Sedgwick County by increasing business opportunities and access to mainstream market. One of its primary goals is to encourage purchasing from minority firms and improve opportunities from minority owned businesses within Wichita and Sedgwick County. In 2004 they provided educational seminars for 151 persons and also networking events for 218, the Executive Director, Erica Taylor is here to join us for any questions that you might have.”

## Regular Meeting, June 1, 2005

**Chairman Unruh** said, “ Okay. Thank you. Commissioners any questions about this item? Commissioner Burtnett.”

**Commissioner Burtnett** asked, “Are there other organizations that we do this with, that we partner with and give services for?”

**Mr. Breathett** said, “To this degree, I’m not aware of it Commissioner.”

**Commissioner Burtnett** said, “It’s something new that we’re kind of reaching out to?”

**Mr. Breathett** said, “It’s not new, we’ve been in an agreement with this organization for the past four or five years that we’ve partnered with in this capacity.”

**Commissioner Burtnett** said, “Okay. Great. Thanks.”

**Chairman Unruh** said, “Mr. Manager, do you have a comment? Do you have statistics indicating the productivity of this to where there has actually been new businesses’ developed? I can see the statistics relative to the events you’ve had and the number of people involved, and the different folks that you’ve coached, helped, advised?”

**Mr. Breathett** said, “There has been a number of businesses that have been started, but what I’ll do is invite Erica Taylor to come and speak to that. I sit on the Board as a member of Sedgwick County to support the organization as well too and we have seen new business come, but we’ll just invite her to come and speak directly to this, if that’s okay with you.”

**Ms. Erica Taylor**, greeted the Commissioners and said, “Currently, we don’t have any current statistics as far as how many new starters we’ve helped as far as new businesses. I took over in August of 2004 and we are working on that. I’m not sure if you’re aware of Nationally Kansas, as far as minority business developments is kind of behind and so we are working to strengthen our minority in women owning businesses currently.”

**Chairman Unruh** said, “ Okay. Very good. Commissioner Sciortino.”

**Commissioner Sciortino** said, “Ma’am, once you get the hot seat you can’t sit down. If you want our money you’ve got to pay the price. How many minority and women owned businesses are there in Wichita?”

## **Regular Meeting, June 1, 2005**

**Ms. Taylor** said, "There is over 12,000, actually it is 12,786 women owned businesses in the Sedgwick County area for women owned businesses and a little over 1,200 minority owned businesses in the metro area."

**Commissioner Sciortino** said, "You might keep us posted ongoing if there is some success stories. If X, Y, Z Carpenters got a contract because of some involvement with you all. Why don't you share with us in just a letter or something some of the successes that maybe you are having over the years. I think maybe we can get some publicity on it and just let people know.....Now does a business join your organization and then they reap the benefits of membership? Is that how it works?"

**Ms. Taylor** said, "Correct."

**Commissioner Sciortino** said, "Because some of those success stories could maybe encourage other minority businesses to join your organization. Success breeds success. Keep us posted as you go on throughout the year for some good news."

**Ms. Taylor** said, "Okay. I will do that."

**Chairman Unruh** said, "Commissioners, are there any other questions or comments?"

**Commissioner Sciortino** said, "There is a golf tournament coming up to, isn't there, coming up later on?"

**Ms. Taylor** said, "Yes."

**Commissioner Sciortino** said, "That's important to. I guess I've been invited to play on George Kolb's team from the City. So, we're going to win it."

**Chairman Unruh** said, "Well good luck."

**Commissioner Sciortino** said, "Luck has nothing to do with it. They put an eraser on my pencil."

**Regular Meeting, June 1, 2005**

**MOTION**

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

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “ Erica and Sherdeill, thank you very much. Next item please.

**2. AGREEMENT WITH COMMUNITY HOUSING SERVICES TO PROVIDE COMMUNITY DEVELOPMENT ACTIVITY IN THE OAKLAWN/SUNVIEW NEIGHBORHOOD.**

**Mr. Brad Snapp**, Director, Housing Department, greeted the Commissioners and said, “This item before you today is for Community Housing Services Operating Agreement and they provide services in Oaklawn and other areas of the county such as resident leadership training, home buyer education, home maintenance training, neighborhood project leadership and in the last couple years have developed the first new infill housing in Oaklawn in the last 50 years, at least. All three houses have sold and the fourth one is started and the basement is going in right now. Last year they opened a Homeownership Center that serves a large area of, well all of Sedgwick County and probably more. June Bailey is here and also I want to introduce her staff, Maggie Flanders is the Homeownership Center Director and Lynn Wasinger is down in Oaklawn as Neighborhood Service Coordinator. So June is going to present a powerpoint presentation of their accomplishments and where they are planning to go.”

## **Regular Meeting, June 1, 2005**

**Ms. June Bailey**, CHS Executive Director, Community Housing Services, greeted the Commissioners and said, "This is one of the fun parts of my job to be able to come to you and share what we've actually been able to accomplish this year. We handed out, up front on your table, a copy of a magazine that we're featured in along with Oaklawn and some of the things we are doing in Sedgwick County as well as something we've started across the state. I want to thank you for the opportunity to come in a talk to you a little bit about what we have been accomplishing and what we are doing, and what our futures actually holds before us. What we are still doing is transforming communities together through partnerships. Such as ours with the county. Some of you are new to the commission and some of you are not. So, I'm briefly going to go through a little bit of our history.

### **SLIDE PRESENTATION**

CHS started as a 501C3 in 1995. Where we actually were created by neighborhood reinvestment with the support of the city and the county. We became a full cycle lender with the Neighbor Works Organization in 1996 and in November of 2003 we actually received the status of Homeownership Center. That makes us one of 76 in the country. There are three organizations like ours in the State of Kansas, but we are the only Homeownership Center in the State which was a great accomplishment. We are governed by the Board of Directors, ten of those are residents and then eight of those would be from, two from business, two from government, at large and then financial. Chris Chronis is the County representative to that Board. Staff wise we have five full time and four part-time and we have two workers that actually work in the two offices. Our main office is at 13<sup>th</sup> and Oliver and we have a satellite office actually in Oaklawn. The picture before you is actually the opening of our Homeownership Center in September of 2004 and thank Commissioner Unruh for coming out and helping us cut the ribbon. We actually had about 180 people from across the State came and attended that opening and celebrated the Homeownership Center opening with us. We are there to train, educate and assist when needed. The picture of all the red was National Labor Works Weeks last year and then we were fixing to do Neighbor Works Week this year and you'll see blue t-shirts next year. National Labor Works Week is an event that is done across the country and in Oaklawn we are doing a clean-up project and actually installing neighborhood watch lines. We actually assisted with the tire clean-up project that Sedgwick County had supported and some people found that they couldn't get the tires where they needed to be and we tried to make that arrangement happen. We also do class room instructions and one on one instructions. CHS brings people together of all ages no matter what their issue or the problem is. We feel that partnership and working together with volunteers and partnership is key to our successes and there are some examples.

The picture in the top right hand corner is a little house that was put in the float in Oaklawn that we



## **Regular Meeting, June 1, 2005**

were doing in supporting the parade and that picture ended up in that magazine that I handed you early on in a national publication. Took a snap shot of what we've been able to accomplish on some of the education pieces. We have provided credit counseling to 742 residents in Sedgwick County. We have taught homebuyers education to 180 families successfully. We received the third AHP (Affordable Housing Program), which is an Affordable Housing Program Grant from the Federal Home loan Bank of Topeka, which actually we'll give down payment and closing cost assistance for 196 families. The last grant we received was just under \$300,000. which is the largest grant that we have ever received and it is all money that we are giving away to people that qualify for them, down payment and closing cost assistance. If they live in the house for five years and they qualify income wise, they don't have to pay it back. So it truly does help encourage people to get into homes. And we actually had contact with over 9,800 residents over housing issues which is just phenomenal.

The picture at the bottom shows you the tool library. Since we opened the tool library in April of 2000, we have actually checked out over 1,504 tools free of charge to residents of Sedgwick County. The feeling behind this is if we can actually help provide the tools that they see necessary to do maintenance, then they can put the money into the paint and we can actually provide some of the rollers, ladders and brushes and we have weed whackers and lawn mowers and the whole nine yards. We also teach home maintenance classes. So when we have people that come in that have an issue, we've taught them how to change out the tanks as far as in the bathroom, plumbing, change out a window, change out a door. So if we are giving them the tools we also actually try to do the education piece with it.

We do paint projects before and after as you see there. We've done projects down in the park in that area. We've also done several difference community meetings and held in Oaklawn. As Brad mentioned earlier, with the funding from the county a couple years ago, we were actually suppose to build two houses and we are finishing up house number four with that money. It shows the excavation and then under construction the view of inside and then the finished project. And this particular one is on Hemlock. These houses are complete with a basement, two baths upstairs with a rough end bathroom in the basement. It also has 1,138 square feet with a two car garage attached which is some of the first you've seen in the Oaklawn area. As Brad mentioned we started selling these at \$75,000. and \$76,000. and the fourth one went for \$81,000. and that's what they are appraising for in that area. It gives you a little bit of a view of what we've done and how we have grown over the last few years. In 1996, like I said when we opened the doors and started as a full cycle lender and then assisting other people in getting loans, we actually helped with eleven people at \$265,000. Last year we were at 265 loans and 7.4 million. So for us, we have tremendously grown over the last several years. It doesn't mean that we've actually done the loan, it just means that we've helped educate, train or in some cases provided assistance in those loans. So we had the HUD ones to actually show our involvement in all of those loans across the county. So how does that breakdown to what's in the city and what's in the county. I'm glad you asked.

## **Regular Meeting, June 1, 2005**

What we thought we would do is we'd actually show you a snap shot of kind of what's going on in the different cities. Yes, we know that we target Oaklawn, but the fact is we do an awful lot of work outside of the Oaklawn community. In 2002, we actually did 33 loans or assisted with loans or grants outside the city. Then in 2003 it was 56 and then in 2004 it was 90. Money wise that goes from in 2002 to 1.3 to 2.8 last year. By comparison we did 4.5 in the city for a total of 7.4. So like Brad was saying we are actually doing things all over the county not just in the Oaklawn area. We are making a difference. One family and one home at a time. This is another view of a different house that we had done in Oaklawn on Cedardale. You can find us on the web and like I said you can contact us at our office and then we do have a satellite in the Oaklawn area. Transforming communities together and Partnership does work and we are living proof of that and we would like the continued support. I'll be happy to answer any questions you might have."

**Chairman Unruh** said, "Well thank you for that presentation June and we do have a question or comment. Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you. It is basically a comment Commissioners. Oaklawn is, I don't know, probably the largest unincorporated improvement district in the state, isn't it?"

**Ms. Bailey** said, "Yes sir."

**Commissioner Sciortino** said, "And it is unique in so much that it isn't rural, there is no zone classification for it, it is a community, but it doesn't reap the benefits of an incorporated community where they can get additional funding. Sedgwick County has been there really helping in a major way for many years and I got involved in it.....I don't know how I got involved in it, but I got involved in it pretty deeply and these homes that they've built, it is the first time a new home has been built there in over 50 years and I was there when this young family took the keys to their home a couple.....about three years ago....."

**Ms. Bailey** said, "Two years ago."

**Commissioner Sciortino** said, "Two years ago and I don't know. I don't know how they put this into words, but it was just this feeling of pride that this young couple had that they actually were going to have part of this much bally hood American dream and they were going to own a home and subsequent to that, we're now getting ready to sell our fourth one down there. I'm convinced that the more homeownership we can get, the better a person will take care of their property if they own it as oppose to renting it and it is just going to elevate the entire community."

These folks down there, they've never come to me, I'm their Commissioner, but they've never

## **Regular Meeting, June 1, 2005**

come to me once asking for a hand out. They ask me to paint, they ask me to pick up trash, they ask me to secure a dog, but they never just ask me for just a hand out. Once in a while they have asked for a hand up and this is an example of a hand up. I'm just very proud to say that I represent you people because you people are good people. Thanks."

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

**Chairman Unruh** said, "Well, I would add to the Commissioners comment, it just seems like this is successful in almost every facet as far as bringing improvement to the communities. In ways it is similar to that old analogy of giving someone a fish or teaching them how to fish. As you educate and assist and coach people in homeownership, it gives them the ability to be good community citizens. I know as part of your presentation indicated, you get people working together which helps build communities. So, it is difficult to find reason why we shouldn't be just very much in favor of what you're doing and be supportive of this."

**Ms. Bailey** said, "Thank you very much."

**Commissioner Sciortino** said, "There is another reason, you thought it said fish. Don Wenton and Robert, they have this big lot fishing all summer. And in the fall they have a free fish fry. It is great fish. They make up these hush puppies and they dip fry....it is free. It is a good price."

**Chairman Unruh** said, "It is hard to get the Commissioner off of food."

**Ms. Bailey** said, "We noticed that. Well if he wants to come back and paint, we're actually doing our Neighbor Works Week event on June 11<sup>th</sup>. There will be snacks that morning."

**Commissioner Sciortino** said, "Oh, I'll be out of town that week."

### **MOTION**

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

Commissioner Norton seconded the Motion.

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

### **VOTE**

**Regular Meeting, June 1, 2005**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “Brad, June, thank you very much. Next item please.”

**3. GRANT APPLICATION TO KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT FOR LOCAL ENVIRONMENTAL PROTECTION PROGRAM FUNDS.**

**Mr. Glen Wiltse**, Director, Code Enforcement, greeted the Commissioners and said, “What we have is a request to apply for \$125,000. grant from Kansas Department of Health and Environment. This is an ongoing grant and it entails primarily the oversight of private well and waste water systems in the unincorporated area of Sedgwick County. Currently, the City of Wichita, up until July 1, will be providing an oversight of the well systems in the county, but as of July 1 that function will come over to our department and the grant will pay for two staff positions, plus educational opportunities for contractors, also homeowner’s and then whenever we go to like the Home Show, another function would be set up a booth and those types of things. Once we receive the award of the grant, we’ll be coming back to request hiring a second position. This second position currently it’s, we’re receiving partial funds for that, but the second position will be requested sometime around July 1 or whenever the grant actually takes place. I’m open for any questions at this time.”

**Chairman Unruh** said, “Okay. Thank you Glen. Commissioners, any questions? Seeing none, what’s the will of the Board?”

**MOTION**

**Regular Meeting, June 1, 2005**

Commissioner Sciortino moved to approve the Grant Application and authorize the Chairman to sign all necessary documents, including a grant award agreement containing substantially the same terms and conditions as this Application; and approve establishment of budget authority at the time the grant award documents are executed.

Commissioner Burtnett seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “ Glen, thank you. Next item please.

**C. DIVISION OF HUMAN SERVICES - COMCARE**

**1. LETTER OF SUPPORT FOR COMMUNITY COUNCIL ON HOMELESS ADVOCACY’S CONTINUUM OF CARE APPLICATION TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.**

**Ms. Luella Sanders**, ComCare, greeted the Commissioners and said, “The Community Council on Homeless Advocacy (CCHA) conducts a year around process for strengthening on a continuum of care on homeless services in Wichita and Sedgwick County. This cumulates with an annual application to the Housing and Urban Development and this year that application deadline is June 10, 2005. United Way on behalf of CCHA typically submits that application for the community and is doing so again this year. HUD has designated an amount for communities based on a formula and in Wichita and Sedgwick County that is 1,054,500. that HUD sets aside that is available for applications to utilize those funds. This year’s application would actually draw down if approved by HUD about 1.2 dollars in new funding for the community.

In this process on May 23rd, and May 24<sup>th</sup>, a group of community representatives, including homeless service providers, but also including representatives from the business community, the faith community and other just interested community individuals and persons who have experienced

## Regular Meeting, June 1, 2005

homelessness, all came together to hear presentations about the proposals that would go into this community application. They reviewed the applications and then they made decisions on which ones would be included in that and how they would be ranked. So I come before you today with eight proposals that CCHA is planning on including in the 2005 grant application. Those eight proposals include a proposal from United Methodist Urban Ministry for new permanent supportive housing, a proposal from Inter-Faith Ministries, permanent supportive housing for Villa North, a proposal for ComCare of Sedgwick County for our transitional housing for persons with dual diagnosis with mental illness and substance abuse. A proposal from Wichita Children's Home for Bridges Transitional Housing Program for young people. A proposal from Inter-Faith Ministries to renew for their Safe Haven Ti' Wiconi, a proposal from United Methodist Urban Ministry to renew their transitional housing that is purchased housing. And also, another proposal from United Methodist Urban Ministry to renew their transitional housing that is their leased housing. Finally a proposal from the City of Wichita the Housing Authority that would be for the shelter plus care. I gave those in order that they were ranked on May 24<sup>th</sup> by that community meeting. We would like for you to consider that community process and authorize the Chairman to sign a letter of support that shows that the counties ongoing commitment to bringing new funds to provide homeless services in our community. We thank you and will answer any questions."

**Chairman Unruh** said, "Okay Commissioners, are there any questions. I just have a clarification. The total amount of the grant application, is that the million dollars or is that just a pool and we're trying to get a portion of it?"

**Ms. Sanders** said, "The application is going to be for about 1.2 million dollars and that is a little more than what HUD has designated for our community at the million fifty four, but we're also applying for bonus funds. HUD said that this year that they have created a good samaritan initiative and said that if you have a new permanent supportive housing project and it is ranked as the first need in your community you can draw down up to 115% of your overall application; in addition to what you've already set aside for the community. So we are actually doing that as a community and be able to draw down what's more than HUD has set aside for our (inaudible) need share."

**Chairman Unruh** said, "Okay. Thank you. Well, I would think we would all be very supportive of this, since there are so many different community agencies involved and this collaborative effort has a tendency to multiply its effect. So if we could use these sort of grant funds to make that happen, it's a win for our community. Commissioners, what's the will of the Board?"

### MOTION

Commissioner Burtnett moved to approve the Letter of Support and authorize the Chairman

**Regular Meeting, June 1, 2005**

to sign.

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “ Thank you. Next item please.

**2. APPLICATION TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR CONTINUUM OF CARE SUPPORTIVE HOUSING PROGRAM GRANT FUNDS.**

**Ms. Marilyn Cook**, LSCSW, Executive Director, ComCare, greeted the Commissioners and said, “Thank you Luella, that was off the top of her head there. This proposal for Transitional Housing Project is one of those projects that Luella just listed. We were ranked number three in the list that the Technical Review Committee looked at that’s going to be submitted to HUD and this is a two-year renewal. Originally, we thought we were going to have a three-year renewal, but the committee thought two years would be better. So this is a two-year renewal grant application for that housing project that was originally awarded in Fiscal Year 2001. It was implemented in August of 2003 here in this community. The project provides housing and staffing for 16 homeless persons and residents may stay in the housing for up to two years, but actually they have been staying less time with good results, which is good. Because that means there are more opportunities for individuals to occupy that housing. The program integrates housing, mental health services and integrated addiction treatment services. We are requesting or recommending that you approve this grant application. I’ll answer any questions I can, if not, Luella is also here to answer some.”

**Chairman Unruh** said, “ Marilyn do we have plenty of demand for these services? I mean we’ve got a waiting list to avail themselves of this Transitional Housing?”

**Ms. Cook** said, “I’m not aware of a waiting list. I know we’ve kept them full. Is there a waiting list?”

**Regular Meeting, June 1, 2005**

**Ms. Sanders** said, “Yes there is.”

**Ms. Cook** asked, “Would you like that answered more thoroughly?”

**Chairman Unruh** said, “ No. I just wondered, you talked about folks that were able to transition out ahead of their two year limit of stay, so I was just wondering if we are keeping people moving through. I mean that implies that we are getting people through transitional housing into more permanent situations, which means we’re doing what we want to do.”

**Ms. Cook** said, “Yea. That’s the whole point of it.”

**MOTION**

Commissioner Norton moved to approve the Grant Application and authorize the Chairman to sign all necessary documents, including the grant award agreement containing substantially the same terms and conditions as this Application; and approve establishment of budget authority at the time the grant award documents are executed.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “ Thank you Marilyn. Next item please.

**D. CONTRACT WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES PROVIDING FUNDING FOR A PERMANENCY COUNCIL COORDINATING POSITION TO SUPPORT THE OPERATION OF**



**Regular Meeting, June 1, 2005**

**THE PERMANENCY PLANNING AND COORDINATING COUNCIL.**

**Mr. Larry Ternes**, Youth Services Administrator, Department of Corrections, greeted the Commissioners and said, “This contract with the Kansas Department of Social and Rehabilitation Services (SRS) provides funding for one staff position to support the operation of the permanency planning and coordinating council. The original contract was established in May of 2000, between SRS and Sedgwick County to provide a program designed to accelerate permanency for youth in foster care and to promote ongoing improvement in the child need of care system as it functions here in the 18<sup>th</sup> Judicial District. The petition funded by this contract serves as the permanency council coordinator. In this contract, SRS is responsible for the salary and benefits for the position and the county is responsible for the provision of office supplies and any other business related expenses. The maximum amount under this contract payable to the county from SRS is \$59,220. I’m requesting that you approve this contract and authorize the Chairman to sign and I’d be happy to answer any questions you might have.”

**Chairman Unruh** said, “Okay, Larry. Thank you. Any comment or questions Commissioners?”

**MOTION**

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

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “Thank you Larry. Next item please.”

**D. PUBLIC WORKS.**

**1. RESOLUTION DESIGNATING AND CLASSIFYING CERTAIN STREETS**

**Regular Meeting, June 1, 2005**

**TO THE ILLINOIS TOWNSHIP SYSTEM. DISTRICT #3.**

**Mr. David Spears**, County Engineer, Public Works, greeted the Commissioners and said, "Item E1 is a standard procedure that after a road is constructed within a plated residential subdivision in accordance with county standards, that road is then assigned to the township road system. In this particular case, Morning Dove and Bird's Eye located in the Dove Haven 2<sup>nd</sup> Addition will become the responsibility of Illinois Township. The Illinois Township Board was informed that this resolution would be on the County Commission agenda by letter dated April 19, 2005. I recommend that you adopt the resolution."

**MOTION**

Commissioner Sciortino moved to adopt the Resolution.

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

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

**2. RESOLUTION DESIGNATING AND CLASSIFYING CERTAIN STREETS TO THE UNION TOWNSHIP SYSTEM. DISTRICT #3.**

**Mr. Spears** said, "Item E2 is similar to the previous item. In this particular case 72<sup>nd</sup> Street North and 72<sup>nd</sup> Court North located in Phase II of the Imbler Estates Addition will become the responsibility of Union Township. The Union Township Board was informed that this resolution would be on the County Commission agenda by letter dated April 18, 2005. I recommend that you adopt the resolution."

**MOTION**

Commissioner Norton moved to adopt the Resolution.

**Regular Meeting, June 1, 2005**

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

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

**F. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING OF MAY 26, 2005.**

**Ms. Iris Baker**, Director, Purchasing Department, greeted the Commissioners and said, “The meeting of 26<sup>th</sup> results in five items for consideration today.

**1) CUSTODIAL SERVICES – PUBLIC WORKS  
FUNDING – PUBLIC WORKS**

First item is custodial services for Public Works. Recommend the low proposal from Air Capital and establish a contract for one year, with two one-year options to renew for an estimated annual cost of \$17,885.

**2) AB-3 ROCK – PUBLIC WORKS  
FUNDING – PUBLIC WORKS**

Item two, AB-3 rock for Public Works. Recommend the low bid of Southwest Butler Quarry in the amount of \$42,000.

**3) HARDWARE MAINTENANCE – DIV OF INFORMATION & OPERATIONS  
FUNDING – DATA CENTER**

Item three, hardware maintenance for the Division of Information & Operations. Recommend the

**Regular Meeting, June 1, 2005**

sole source estimated annual expenditure of Xerox for \$116,100.24 and establish and execute a one-year contract, with two one-year options to renew.

**4) RECORDS STORAGE SERVICES – DIV OF INFORMATION & OPERATIONS FUNDING – DATA CENTER**

Item four, records storage services for Division of Information & Operations. Recommend sole source estimated annual expenditure of Underground Vaults and Storage for \$85,000. and establish and execute a one-year contract with one-two year option to renew.

**5) OFFICE FURNITURE – DISTRICT ATTORNEY FUNDING – DISTRICT ATTORNEY**

Item five, office furniture for District Attorney. Recommend the low bid meeting specifications of Sunflower Business Solutions in the amount of \$17,545. Would be happy to answer questions and I recommend approval of these items.”

**MOTION**

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

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “ Thank you Iris. Next item please.

**PLANNING DEPARTMENT**

**G. CON2005-00007 – AMEND CONDITIONS OF APPROVAL ASSOCIATED WITH CON2003-00032 TO SUBSTITUTE A FIVE-STRAND BARBED WIRE FENCE FOR A CHAIN LINK FENCE SURROUNDING A SAND PIT, GENERALLY LOCATED**

**Regular Meeting, June 1, 2005**

**SOUTH OF 73<sup>RD</sup> STREET NORTH, THREE-QUARTER MILES WEST OF RIDGE ROAD. DISTRICT #4.**

**Mr. John Schlegel**, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, “The original Conditional Use application for this site was heard on September 9, 2003 by the Metropolitan Area Planning Commission (MAPC) at which time they approved the request to allow a sand and gravel extraction on 17 acres of a 71 acre tract that you see in front of you now.

**SLIDE PRESENTATION**

The 17 acre excavation site is approximately on the southern third of that site and you can see this site here on the aerial graphic. What’s expected is that there will be a approximately 15 acre lake that will be created by the excavation of the sand and gravel on this site over an eight year period. That eight year period started with the MAPC approval in 2003. One of the conditions of approval at that time was a requirement for installation of a minimum 60” high fence to surround the application area and under the Unified Zoning Code they had three options. They could put up a chain link fence, a metal or masonry wall or wood fencing with three strands of barbed wire on top of any one of those options. The applicant today is requesting that you waive the fencing requirements and allow them to use existing multi-strand barbed wire with some additions to that in lieu of the standard fencing requirements required by the zoning code. And there are two options for them to do this. They can, in this first option that you see before you on the screen, would be to enclose the operational or the 17 acre excavation site with additional five strand barbed wire that would then meet up with existing five strand barbed wire on the western, eastern and southern perimeters of the site. The other option would be to enclose the entire 71 acre site by enclosing with a new five strand barbed wire along 73<sup>rd</sup> Street North. Neither one of those options is acceptable to the applicant.

The applicant had thought that the fencing requirement had been modified as a result of the 2003 approval by the MAPC and moved ahead with the project and they obtained all the required permits and were complying with all the requirements other than the fencing requirement. However, due to some complaints regarding truck traffic and the condition of 73<sup>rd</sup> Street, that prompted a review of what was going on and brought to light the situation with the fence.

If we go back to the aerial photo you can see some of the surrounding land uses to the site. There are approximately 10 to 12 residences in the general vicinity of the site. There is a Heart of Kansas Southern Baptist Association Camp located immediately west of the site where you see the existing lake. But the majority of the land use surrounding this particular site is agriculture in use.

The Metropolitan Area Planning Commission reviewed this request again on April 28<sup>th</sup>. At that

## Regular Meeting, June 1, 2005

time there were four residents from the area that came to speak on the application. They were concerned about the barbed wire fence being inadequate to keep children out of the site; then also about traffic, the truck traffic on 73<sup>rd</sup> and the condition of the road. The planning commissioners at that time asked staff if barbed wire had been allowed previously for sand and gravel excavation operations and the response was that we knew of at least one situation where it had been allowed. So the MAPC on April 28<sup>th</sup> voted to allow the five strand barbed wire fence to enclose the 17 acre excavation site. We have no written protest petitions received by the clerk's office. So the recommendation by the MAPC that's before you today is to approve the request for the five strands of barbed wire fence to enclose the 17 acre operational area. With that I'll be glad to take any questions."

**Chairman Unruh** said, "Okay. Thank you John. We do have a question for you. Commissioner Burtnett."

**Commissioner Burtnett** said, "Okay. You're saying that was option number 1 which is the smaller area that they are wanting to have....."

**Mr. Schlegel** said, "Yes. That's what was recommended by the planning commission."

**Commissioner Burtnett** said, "I was there. Trust me I was there. The other question I have is has there been a time limit set on this? Because this has gone on for 17 months without a fence. I would kind of like to see this ....."

**Mr. Schlegel** said, "The time limit on the Conditional Use for the sand and gravel....."

**Commissioner Burtnett** said, "No, for the fence to get put up."

**Mr. Schlegel** said, "No. There was none placed on.....The assumption is they would do it immediately in order to bring themselves into compliance."

**Commissioner Burtnett** said, "I don't believe in assumptions. I think we need to have a time limit put on when this fence needs to be put up and I don't know.....To me, the applicant has known for a long time that there fencing should be there. To me thirty to sixty days is a fair amount of time to get the fencing up."

**Mr. Schlegel** said, "Well the applicant's representatives are here, maybe we can ask them what they

## Regular Meeting, June 1, 2005

feel is reasonable.”

**Chairman Unruh** said, “ I think that would be appropriate at this time, the applicant and representative are here perhaps they could speak to this question.”

**Mr. Robert Kaplan**, Kaplan, McMillan & Harris, greeted the Commissioners and said, “Commissioner, in response to the timing element, sixty days would be adequate. We are already engaged in replacing and building that five strand barbed wire. Mr. Gronniger tells me he is about 25% completed and then part of the area was previously already fenced. If you would allow 60 days we will complete it within that time. As to the fact that we’ve known for a length of time, there was considerable confusion.....I won’t go back into it. The record in this case is very complete. It is very clear and it is very accurate. So if you reviewed the records you know everything I could tell you today.”

**Commissioner Burtnett** said, “I’ve read it very thoroughly.”

**Mr. Kaplan** said, “I know you have Commissioner.”

**Commissioner Burtnett** said, “Well sixty days to me seems fair enough.”

**Mr. Kaplan** said, “We can accomplish it and as I say we’re about 25% through it at the present time with new wire.”

**Commissioner Burtnett** said, “Okay.”

**Chairman Unruh** said, “ Okay. Thank you, Bob. Now this is not a public meeting, but is there anyone in the room who, a citizen from the area who would like to make a comment relative to this issue. Okay. Have another question here. Commissioner Sciortino.”

**Commissioner Sciortino** said, “Commissioner, you may...let me ask Rich Euson a question. Mr. Euson having heard a commitment from the applicant that they can have this accomplished within 60 days, is that something that Commissioner Burtnett is comfortable with making a motion on this that could be added to the recommended action. You know subject to it being completed in sixty days. Just maybe add it to the bottom line of that so it is part of the record.”

### **Regular Meeting, June 1, 2005**

**Mr. Richard Euson**, County Counselor, greeted the Commissioners and said, “Yes it could. You might add it to the motion that it be completed within 60 days or no later than August 1<sup>st</sup>, 2005.”

**Commissioner Sciortino** said, “Well that’s all I had. I just thought maybe you might want to.....”

**Commissioner Burtnett** said, “Thank you.”

**Chairman Unruh** said, “ Commissioner Norton.”

**Commissioner Norton** said, “John, what is the standard for sand pit and extraction operations as far as fencing?”

**Mr. Schlegel** said, “The standards are spelled out in the zoning code and there are three options. It’s a four foot high fence of either chain link, metal, masonry, or wood, topped by three strands of barbed wire.”

**Commissioner Norton** said, “Do we have any other sand pit extraction operations that have five strand barbed?”

**Mr. Schlegel** said, “We know of one. Yes. In the case where it is very similar to this where it is in the flood zone area and the other fencing options might constitute a barrier to the flow of flood waters. That’s why the five strands were felt to be more appropriate in this location rather than the standard fencing requirement.”

**Commissioner Norton** said, “Okay. That’s all I have.”

**Chairman Unruh** said, “ Now, the purpose of this fence is to keep youngsters or anybody else from coming on to the site?”

**Mr. Schlegel** said, “Animals and children and adults, yes.”

**Chairman Unruh** said, “But it’s not for the purpose of screening or .....”

**Mr. Schlegel** said, “Oh no, not at all. It’s only meant to be a barrier to entry.”

**Chairman Unruh** said, “Okay. Thank you. Well Commissioners, are there any more questions?”



**Regular Meeting, June 1, 2005**

**Mr. Schlegel** asked, “Mr. Chairman, may I ask a question of clarification on the sixty days. Is that meant to start from today?”

**Commissioner Burtnett** said, “Yes.”

**Chairman Unruh** said, “ Okay. Are we all clear and ready for a motion.”

**MOTION**

Commissioner Burtnett moved to adopt the findings of the Metropolitan Area Planning Commissioner that amend the conditions of approval for CON2003-00032 to substitute a five-strand barbed wire fence for a chain link fence; and authorize the Chairman to sign the Resolution with the provision that the fencing we adopted on this Resolution is done by sixty days, August 1<sup>st</sup>, 2005.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, “ Thank you. Next item please.

**CONSENT AGENDA**

**H. CONSENT AGENDA.**

- 1. Resolution stating finding made by the Board of County Commissioners at the post-annexation hearing held on May 18, 2005.**

**Regular Meeting, June 1, 2005**

2. **Waiver of policy to hire a Licensed Mental Health Technician at step 10.**
3. **Amendment to Agreement with Walgreens Health Initiatives, Inc. to allow participation in Walgreens Health Initiatives Advantage90 Program.**
4. **Payroll Check Register of May 20, 2005.**
5. **Order dated May 25, 2005 to correct tax roll for change of assessment.**
6. **General Bills Check Register(s) for the week of May 25-31, 2005.**

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

**MOTION**

Commissioner Norton moved to approve the Consent Agenda as presented.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Norton	Aye
Commissioner Winters	Absent
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

**Chairman Unruh** said, "Commissioners, we have a Fire District Meeting that we need to call to order."

**The Board of County Commissioners recessed into Fire District #1 at 10:01 a.m. and returned at 10:10 a.m.**

**I. OTHER**

**Chairman Unruh** said, "This is the time for community interests. Commissioner Burtnett."

## Regular Meeting, June 1, 2005

**Commissioner Burtnett** said, "I just want to remind everyone as they've already heard today, that Valley Center will have their household hazardous drive June 4<sup>th</sup>. So we are trying to get all of our household hazardous waste disposed of. Just want everyone to come out and do that."

**Chairman Unruh** said, "Okay. Very good. Commissioner Sciortino."

**Commissioner Sciortino** said, "This week end is Derby Days. It starts with a parade on Friday night and then a heck of a lot of activities Saturday and Sunday. The carnival rides, food, fun, food and a golf tournament, food. But it is a lot of fun. They are opening up their Rock River Rapids, the water park starts today, I believe officially it gets open. So that's a fun activity for everybody to go. With the closing of Barnacle Bills, it's the only water park in the area. I just would encourage everybody, it is a great family entertainment. Otta-A-Way Amusements has a lot of their rides down there. It is just a lot of fun. I don't if the parade is that exciting; well it is exciting. You get to throw candy from a convertible. Anyway, if you're not doing anything this weekend and you want to take your children, or in your case, Mr. Unruh, your great grandchildren, or something."

**Chairman Unruh** said, "My great grandchildren."

**Commissioner Sciortino** said, "Well I want to give him a little ..... He is always saying I'm old and we're the same age. Anyway, have fun, come on out, it is exciting. If you can't get enough fun there then go to Valley Center and dispose of some of your old paint cans or something. That's all I have."

**Chairman Unruh** said, "Okay. Thank you. Well thank you for the invitation Commissioner, but this weekend....."

**Commissioner Sciortino** said, "The Zoo, here we go."

**Chairman Unruh** said, "No, no no. I'm going to tell you something really exciting. I'm going to be going to Des Moines this weekend to visit my son and daughter-in-law. I have two sons and I have six grandsons and now I have a granddaughter. Just happened yesterday. Named Jennifer Rose. I'm sure she is absolutely stunningly beautiful granddaughter."

**Commissioner Sciortino** said, "Especially if she takes after your wife."

**Chairman Unruh** said, "That's right. She doesn't take after me. But anyway, that's a big announcement in the Unruh household. Other than that, just normal old Sedgwick County government stuff and I won't even talk about that right now. Anything else? Seeing nothing else, we will call this meeting adjourned."

**Regular Meeting, June 1, 2005**

**J. ADJOURNMENT**

**Regular Meeting, June 1, 2005**

There being no other business to come before the Board, the Meeting was adjourned at 10:14 a.m.

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

\_\_\_\_\_  
**DAVID M. UNRUH**, Chairman,  
First District

\_\_\_\_\_  
**BEN SCIORTINO**, Chair Pro Tem  
Fifth District

\_\_\_\_\_  
**TIM R. NORTON**, Commissioner  
Second District

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

\_\_\_\_\_  
**LUCY BURTNETT**, Commissioner  
Fourth District

ATTEST:

\_\_\_\_\_  
**Don Brace**, County Clerk

APPROVED:

\_\_\_\_\_, 2005