

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

APRIL 17, 1996

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, April 17, 1996, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Commissioner Betsy Gwin; Commissioner Paul W. Hancock; Commissioner Mark F. Schroeder; Mr. William P. Buchanan, County Manager; Mr. Stephen Plummer, County Counselor; Mr. Jarold D. Harrison, Assistant County Manager; Ms. Becky Allen Bouska, Director, Finance Department; Mr. Mark Sroufe, Superintendent, Lake Afton Park; Mr. Warren Duscher, Director, Sedgwick County Park; Mr. Marty Hughes, Grants Manager, Accounting Department; Mr. Andy Kenyon, Business Client Coordinator, Appraiser's Office; Mr. Kenneth W. Arnold, Director, Capital Projects Office; Mr. John Nath, Director, Kansas Coliseum; Mr. David C. Spears, Director, Bureau of Public Services; Mr. Jim Weber, Director, Sewer Operations and Maintenance; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. Cecilia Chavez Maggard, Deputy County Clerk.

GUESTS

Dr. Gilbert Farmer, State GRANGE Director

Ms. Mary Ann Khouri, Proclamation for Victims Rights Week

Mr. John Meyers, Proclamation for Kansas Masonic Mile of Food Month

Ms. Myrna Jewel, Proclamation for IOF Foster Child Abuse Prevention Week

Ms. Jean Postlethwaite, 4731 N. Woodlawn, Wichita, Kansas

INVOCATION

The Invocation was given by Mr. David Cline of the Christian Businessmen's Committee.

FLAG SALUTE

Regular Meeting, April 17, 1996

ROLL CALL

The Clerk reported, after calling roll, Commissioner Miller was absent.

CONSIDERATION OF MINUTES: **Regular Meeting, March 13, 1996**

The Clerk reported that all Commissioners were present at the Regular Meeting of March 13, 1996.

Chairman Winters said, “Commissioners, you’ve had a chance to review those minutes, what’s the will of the Board?”

MOTION

Commissioner Hancock moved to approve the Minutes of the Regular Meeting of March 13, 1996.

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 Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

CERTIFICATION AS TO THE AVAILABILITY OF FUNDS

Ms. Becky Allen Bouska, Director, Finance Department, greeted the Commissioners and said, “You’ve previously received the certification of funds for the expenditures on today’s regular and sewer district agendas. I am available for questions if there are any.”

Regular Meeting, April 17, 1996

Chairman Winters said, "Thank you. Seeing no questions, thank you very much. Next item please."

PROCLAMATIONS.

- A. 1. **PROCLAMATION DECLARING APRIL 21-27, 1996 AS "GRANGE WEEK".**

PROCLAMATION

WHEREAS, another year has passed, bringing a multitude of opportunities, responsibilities and problems that have tested the minds of those of us who live in this great country; and

WHEREAS, the GRANGE has worked effectively through its Subordinate, Pomona. State and National organization to make our views and wishes known; and

WHEREAS, we look about us and see Mother, Father, Brother and Sister in our social gatherings and are proud that the principles and ideals under which the GRANGE operates makes this possible;

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim the week of April 21-27, 1996, as

"GRANGE WEEK"

for the purpose of planning activities, celebrations, special displays and open meetings to let nonmembers know we are proud of the GRANGE, its accomplishments and contributions to improve the quality of life and to challenge our members to rededicate themselves in continuing to do their part in meeting, County, State and National issues for a better America.

Regular Meeting, April 17, 1996

MOTION

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

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Winters said, “And here to accept the Proclamation is Dr. Gilbert Farmer, State GRANGE Director. Dr. Farmer, if you would please come forward. It’s a pleasure to have you here.”

Dr. Gilbert Farmer, State GRANGE Director, stepped forward and said, “I’d like to take this opportunity to thank the County Commissioners for accepting this GRANGE Proclamation and we will do our part to try to live up to what we’ve set. Thank you.”

Chairman Winters said, “Thank you, sir. Next item please.”

Regular Meeting, April 17, 1996

2. PROCLAMATION DECLARING APRIL 21-27, 1996 AS "VICTIMS' RIGHTS WEEK."

PROCLAMATION

WHEREAS, the foundation of justice for all upon which our nation was built includes justice for victims of crime; and

WHEREAS, there are almost 44 million people in America who are touched by crime each year, with over ten million falling prey to violence; and

WHEREAS, the Wichita Area Sexual Assault Center, a non profit organization, will kick off Victims' Rights Week, a national event, Saturday, April 20, 1996, with the annual Take Back the Night march; and

WHEREAS, the Take Back the Night march is held to promote safety in the community. The march is held at night in order to make the statement that people of all ages, race, and genders should be able to be safe no matter if they are at home or out in the community; and

WHEREAS, crime victims in the United States have many psychological, financial and physical needs that merit our nation's attention and concern;

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim April 21-27, 1996, as

"VICTIMS' RIGHTS WEEK"

and encourage all citizens to participate in all scheduled events.

Regular Meeting, April 17, 1996

MOTION

Chairman Winters moved to adopt the Proclamation and authorize the Chairman to sign.

Commissioner Hancock seconded the Motion.

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

VOTE

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

Chairman Winters said, “And today we have Mary Ann Corey here. Mary Ann, if you would like to step forward, please, Fred has the Proclamation.”

Ms. Mary Ann Khouri, stepped to the podium and said, “On behalf of victims of crime, in our community, I will accept this Proclamation for the Sexual Assault Center. I will remind you that at any moment you can become a victim of a crime, possibly a violent crime and you do have rights, in our system now, that will help you if that ever happens. Please acknowledge your victim service agencies in the community, and contact them if you ever need them. There are some numerous activities next week and I have given that information to you. Thank you very much.”

Chairman Winters said, “Thank you, Mary Ann. We appreciate you being here and the work you do in the community. Next item please.”

Regular Meeting, April 17, 1996

**3. PROCLAMATION DECLARING THE MONTH OF MAY, 1996 AS
"KANSAS MASONIC MILE OF FOOD MONTH."**

PROCLAMATION

WHEREAS, the Ancient Free and Accepted Masons of Kansas and their colleagues from affiliate organizations, have unified their efforts to help feed the hungry through our only state-wide food campaign; and

WHEREAS, this unity consists of Masonic groups encompassing more than 70,000 persons and involving: Blue Lodge, York Rite, Scottish Rite, Shrine and Knight Masons; as well as persons associated with Allied Masonic Degrees, Order of the Eastern Star, Order of Amaranth, Daughters of Nile, True Kindred, White Shrine, Ladies Oriental Shrine, Social Order of Beauceant and Grotto; and our youth in the Order of DeMolay, Rainbow for Girls of Kansas, and the Order of Job's Daughters; and

WHEREAS, the Vision of Masonry is one that exemplifies leadership, charity, fellowship and positive family values within the community, state and nation; and

WHEREAS, this state-wide project entitled "The Kansas Masonic Mile of Food" is consistent with the Mission of Kansas Masons; and the Masonic Family believes each person who resides in Kansas deserves to eat, regardless of circumstances, and actively promote the motto, "End Hunger in Kansas, It's the right thing to do",

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim the month of May, 1996, as

"KANSAS MASONIC MILE OF FOOD MONTH"

in Sedgwick County, and urge all citizens to join me in supporting the volunteers who are dedicated to strengthen and enrich the lives of our needy citizens.

Regular Meeting, April 17, 1996

MOTION

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

Commissioner Schroeder seconded the Motion.

There was no discussion on the Motion, the Vote was called

VOTE

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

Chairman Winters said, “Thank you very much. And here today is John Meyers. John, if you would come forward and perhaps just tell us a moment about the Masonic Mile of Food.”

Mr. John Meyers, greeted the Commissioners and said, “This is our third year of being involved with the Kansas Food Bank Warehouse. In fulfilling the premise that the most basic right of every Kansan is the right to eat and it’s with that idea in providing this most basic substance that we do our part in helping this goal be fulfilled. We would like to thank you, the County, our City, the Kansas Food Bank Warehouse for allowing us to be involved in this venture. As the Masons throughout the State, the appended organizations and the general public comes together to fulfill this right for food and we thank you very much.”

Chairman Winters said, “Thank you, John. We appreciate the work that you all do on this and I think we’ve been supportive even by bringing some food donations here in Sedgwick County, so I hope we can participate in that again.

“Commissioners, at this time I have an off agenda proclamation that we need to consider, so I would move we take an off agenda proclamation.”

Regular Meeting, April 17, 1996

OFF AGENDA PROCLAMATION

MOTION

Chairman Winters moved to take up an off agenda proclamation.

Commissioner Schroeder seconded the Motion.

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

VOTE

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

**PROCLAMATION DECLARING THE WEEK OF APRIL 21-27, 1996, AS
“IOF FORESTERS CHILD ABUSE PREVENTION WEEK”.**

PROCLAMATION

WHEREAS, child abuse is the leading cause of death for children under the age of four; and

WHEREAS, child abuse is recognized as an ever increasing problem in today's society which affects educational institutions; prison, health and social systems as well as the community as a whole; and

WHEREAS, the U.S. Advisory Board on Child Abuse and Neglect Appointed by Congress issued a report stating the amount of child abuse in our country constitutes a national emergency; and

WHEREAS, April has been proclaimed as National Child Abuse Prevention;

Regular Meeting, April 17, 1996

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim the week of April 21-27, 1996, as

“IOF FORESTERS CHILD ABUSE PREVENTION WEEK”

in order to increase the effectiveness of Child Abuse Prevention Month, and encourage the citizens of Sedgwick County to support prevention through parenting education and support programs, volunteerism and community involvement to help stop abuse and strengthen families.

Chairman Winters said, “With that, I move we adopt the Proclamation.”

MOTION

Chairman Winters moved to adopt the Proclamation and authorize the Chairman to sign.

Commissioner Gwin seconded the Motion.

There was no discussion on the Motion, the Vote was called

VOTE

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

Chairman Winters said, “Thank you very much. Today with have with us, to accept this proclamation, Myrna Jewel.”

Ms. Myrna Jewel stepped to the podium and said, “Good morning. On behalf of our local court, Independent Order of Foresters Court, Midway U.S.A. No. 1295 and our Kansas District Office, I thank you for letting us present this proclamation this morning.

Regular Meeting, April 17, 1996

"I would like to tell you a little bit about a lot of the things we do in our community and we would welcome any help that you would like to give us. We do a lot of work in child abuse and we will have a child abuse booth at Towne West Square, on the 27th and 28th, Saturday and Sunday of April, all day long, both days, with much free information, not only about child abuse, but about rearing children, how to be a good parent, where to go if you need help. We have the oldest hotline in the United States, a 1-800 number, for child help if someone needs to call; not only parents, but children too, are welcome to call that number.

"We just finished our Miracle Children's Family Bowl-a-Thon. We also do finger printing in our area for missing children. It's becoming very aware. We work with donations towards other not-for-profit organizations like the Ronald McDonald House, Women's Crisis Center. We, in the past, helped the little girl who have to have a liver transplant. Anything we can do, community wise, that's what we're there for. We are a community organization. I, again, want to thank you this morning for presenting this proclamation."

Chairman Winters said, "Thank you very much and we certainly wish you the best of luck. It is very important, when citizens, continue to do community service. We appreciate all the work that you do. Thanks. Next item please."

APPOINTMENT

B. RESOLUTION APPOINTING COMMISSIONER MARK F. SCHROEDER (BOARD OF COUNTY COMMISSIONERS' APPOINTMENT) TO THE COMMUNITY HOUSING SERVICES OF WICHITA AND SEDGWICK COUNTY BOARD.

Mr. Stephen B. Plummer, County Counselor, said, "You have in front of you a resolution appointing Commissioner Mark Schroeder to the Community Housing Services of Wichita and Sedgwick County Board. I recommend you adopt that resolution and appoint Commissioner Schroeder."

Regular Meeting, April 17, 1996

MOTION

Commissioner Hancock moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Winters said, “Thank you very much. Do we need to swear Commissioner Schroeder in or is he just appointed?”

Mr. Plummer said, “Yes, I think we ought to swear him in.”

Chairman Winters said, “We’ll swear him in later. Alright, thank you very much. Next item please.”

CITIZEN INQUIRY

C. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING AGING SERVICES/BUDGET.

Chairman Winters said, “We have Jean Postlethwaite with us here today and at this time, I’ll take this opportunity to remind citizens that if they wish to address the Board of County Commissioners, they can do that by making contact with the County Manager’s Office or one of the Commissioners. Please remember that your remarks are limited to five minutes. So, thank you very much, Jean, it’s nice to have you.”

Regular Meeting, April 17, 1996

Ms. Jean Postlethwaite, stepped to the podium and said, "Thank you, Commissioners, for your time. I come before you as one of your eyes and ears for concerns of the elderly.

"It is budget time again and trying to foresee what will be needed in 1997. I brought my crystal ball, but it isn't too good, but one thing I can foresee is that all of you will grow old. Commissioner Hancock will be glad that Carolyn did such a good job getting the Senior Center going in Haysville and all the other centers that are going and all of you can attend them too. There will be other services for you too, I hope.

"The folders have been given to you so would you please open them, there's some very interesting information. But, what I want for you to do is look at where the business card would be. You will find some shaking hands. In November, 1982, Sedgwick County voters approved a special tax levy not to exceed one mill for aging services within Sedgwick County. Never, in all these years, has the budget reached the one mill amount.

"Seniors are a very thrifty group. I believe that the vote was a hand shake agreement with the aging. And I'm quoting from something in the past. The County Manager's recommendation to the County Commission was explained to use the budget is at the same level because of the debt service with the jail, turnpike entrance, bond handling and the capital improvement for Four Mile Creek sewer project; this was your 1990.

"No matter what year it is, it's the same every year. There is always some reason that there should be holding of the line by the elderly. My crystal ball doesn't get much hope that some day the budget manager will say that everyone else must hold the line in order to take care of the elderly.

"In your packet, there is an article taken from The Wichita Eagle and it refers to the suicide rate among older Americans. Four out of five of those suicides were men. When you receive other information concerning the elderly, please make copies and give them to your other Commissioners.

"During the budget time your advisory council is divided into three committees: Community Services, Senior Centers and In-Home Services. We do not take our job lightly, we go through the budgets and the Senior Centers have meet the committee four times. Now the Senior Centers allow interaction with others, learning better ways to keep well and availability of help in the community.

Regular Meeting, April 17, 1996

“The In-Home Services, as an example, the Meals on Wheels. This program not only provides a hot meal, but the one delivering may be the only person the client sees or talks to all day. Community Services includes medical service, among others, which provides some eye glasses and medications. If you can’t see to read instructions, what good is the medication? Guadalupe Clinic provides screening for blood sugar, high blood pressure and other health problems. Through that clinic they can also provide, when available, medication. I know the pain and diabetes that I’ve gone through in the last year, it frightens me to think of the suffering for those not able to purchase pain medicine or to purchase the test strips or the insulin; death can be only hours away. I urge you to approve the proposed budget, presented by your advisory council.

“I’ll close with a story that I read many years ago, but it has always remained in my thoughts. It takes place in the early Colonial times, or maybe Old England, Medieval times, but it doesn’t make any difference. A family is eating supper, seated at a primitive looking table, only grandfather is off in the corner eating from a bench. The young son asks, why is grandfather by himself, over there with his bowl of gruel? And the reply was, grandfather only had a few teeth and he was so messy with his eating. Sometime later, the father notices the son carving on some wood and inquires about it. The young son replies that he is carving a bowl, for you father, when you get old. Thank you.”

Chairman Winters said, “Thank you very much for being here, Jean. You carry an effective message and you do a very effective job of reminding us about a very important part of our community. I’m sure you and many others will pay close attention to us as we get about the business of working on the 1997 budget and we do appreciate your comments. Thanks for being here. Next item please.”

NEW BUSINESS

D. AGREEMENT WITH WICHITA FESTIVALS, INC. FOR USE OF COUNTY FACILITIES DURING THE 1996 RIVER FESTIVAL.

Mr. Jarold D. Harrison, Assistant County Manager, greeted the Commissioners and said, “It’s party time for Wichita again and they’re requesting use of a number of our facilities, as they do each and every year. We have an agreement with the Wichita Festivals, Incorporated for a number of events.

Regular Meeting, April 17, 1996

“One would be the Sundown Parade and they are requesting use of the County parking lots in and around the Courthouse on Friday, May 10th from 5:00 p.m. to 9:00 p.m. and the parking compound on the south side of the facility from 3:00 p.m., Friday, May 10th, through approximately 1:00 p.m., Saturday, May 11th.

“In addition, they are requesting use of approximately 1,000 feet of snow fence for the Rainbow Iron Kids Biathlon event on Sunday, May 12th. They are requesting use of the Sedgwick County Extension Service Facility at 21st and Ridge Road for Sunday, May 19th for the purposes of staging the Wicked Wind 100 Bicycle Tour and Bicycle Road Races.”

Commissioner Schroeder asked, “What was that called again?”

Mr. Harrison continued, “Wicked Wind 100 Bicycle Tour and Bicycle Road Races.”

Commissioner Schroeder said, “It sounds like fun.”

Mr. Harrison said, “Yes. In addition, we have a request for the Sedgwick County Zoo for the Picnic at the Zoo on Sunday, May 19th, from 9:00 a.m. to 5:00 p.m. and a final request for any available barricades for use in street closings and traffic control for festival events throughout the course of the festival, over a two week period of time. Be glad to answer any questions.”

Chairman Winters said, “Okay, seeing no questions, what’s the will of the Board? Excuse me, Commissioner Schroeder?”

Commissioner Schroeder said, “Mr. Chairman, just one comment. Chairman Winters had, what I thought was a wonderful idea, and we’ve been invited to a luncheon, I’d guess you’d say, with the River Festival people and they’ve done a lot for this community, this region and this state, by this event and he thought that it might be appropriate that we honor them in some fashion and I would just suggest that we go ahead and do that. I know that we all didn’t get back to you like we should have on your request, but it’s a wonderful idea, they are wonderful people, it’s a great event and they deserve recognition for a job well done for years, and what...”

Commissioner Gwin said, “Twenty-five.”

Regular Meeting, April 17, 1996

Commissioner Schroeder continued, “Twenty-five years and it’s very appropriate, Chairman Winters and I think we should do that.”

Chairman Winters said, “Thank you. I hope none of them are watching because it was going to be a surprise.”

Commissioner Schroeder said, “Well, we’ll block this out.”

Chairman Winters said, “Okay.”

Commissioner Schroeder said, “Sorry about that.”

Commissioner Gwin added, “We’ll edit this part.”

Chairman Winters asked, “What’s the will of the Board?”

MOTION

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

Commissioner Schroeder seconded the Motion.

There was no discussion on the Motion, the Vote was called

VOTE

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

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

Regular Meeting, April 17, 1996

- E. RESOLUTION AMENDING CHAPTER 20, ARTICLE IV, OF THE SEDGWICK COUNTY CODE RELATING TO RULES AND REGULATIONS FOR THE USE OF SEDGWICK COUNTY PARKS, LAKES AND RECREATIONAL FACILITIES.**

SLIDE PRESENTATION

Mr. Warren Duscher, Director, Sedgwick County Park, greeted the Commissioners and said, "We're asking for your approval on rate increases for our shelters and are also asking for some new fees 1997, such as the running events, \$75.00; car shows, \$150.00; Pow Wow, Mexican Festival, Model Boat Races, other large groups that use the park. We're trying to recoup some of our expenses and in the past, all of these events come into the park free of charge with no cost to them and so we're just trying to recoup some of our expense. If you have any questions, I'll be glad to answer them."

Chairman Winters said, "Okay, I think there are."

Commissioner Schroeder said, "He is done with his presentation?"

Chairman Winters asked, "Are you completed with what you've got?"

Mr. Duscher replied, "Yes."

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

Commissioner Schroeder asked, "Warren, what has been the response from the groups and organizations that use the park?"

Mr. Duscher replied, "We've contacted all these groups and they have no problem with this. They are more than willing to pay these amounts."

Commissioner Schroeder said, "Okay, very good. Thank you."

Commissioner Gwin asked, "Warren, is it typical that parks do, in fact, charge for events and charge groups for the use of the park itself. I mean, I understand we've already charged for the shelter and those kinds of things, but is it typical for parks to charge that?"

Regular Meeting, April 17, 1996

Mr. Duscher replied, “Yes. Well, ours is kind of unique because there’s a lot of places that have running paths and that type stuff, but they do charge for the car shows and special events in public areas.”

Commissioner Gwin said, “Okay, well when you and I talked in the office, I think what you’ve realized and I’m sure Mark will tell us too, is that you are the victim of your own success and that you’ve done such a good job of making Sedgwick County Park a place that people want to be and want to utilize and that you do, in fact, have to now deal with the successes and the events that people are wanting to have there. So, I’ll support you on your request, I think they are reasonable fees. I think you and your staff have big responsibilities in making sure that the park looks good and is ready for the next group to come in and I think these costs will just barely offset your hard work.”

Mr. Duscher added, “Right. We’re just trying to recoup some of our expenses, we’re not trying....”

Commissioner Gwin said, “Right, I understand. Thank you, Warren.”

Chairman Winters said, “Question for Steve Plummer, County Counselor. Steve, when we amend a resolution, such as we’re doing today, we can just do that and there’s no other procedures that we need to go through, except listen to the proposal by staff...”

Mr. Plummer replied, “That’s right.”

Chairman Winters continued, “And we can amend the resolution.”

Mr. Plummer said, “That’s right.”

Chairman Winters said, “Thank you. Commissioners, you’ve heard...”

Commissioner Gwin said, “Mark has his presentation.”

Chairman Winters asked, “Well, do we want to take or do we want to take these both as one unit.”

The Board of County Commissioners responded in the affirmative.

Regular Meeting, April 17, 1996

Chairman Winters said, "Okay, fine. We've heard the presentation from Sedgwick County Park and their proposed new schedule fees, so now we'll hear about Lake Afton."

Mr. Mark Sroufe, Superintendent, Lake Afton Park, greeted the Commissioners and said, "I come before you today, also to request your approval of a proposed schedule fee starting January 1, 1997. We'll start with fishing; the daily fee will go from \$2.50 per day to \$3.00 per day; the annual will go from \$11.00 to \$15.00; senior citizen daily will go from \$1.00 to \$2.00 per day; the annual fee will go from \$5.00 to \$10.00 per day.

"Camping, primitive will go from \$4.00 to \$5.00 per day; daily, with electricity, will be \$7.00 and will go to \$8.00 per day; annual camping fee will be \$280.00 this year and the proposed will go to \$350.00 next year. Senior Citizen primitive camping, \$2.50 this year, next year will be \$4.00; daily camping will be \$3.500 to \$6.00; annual fee is \$140.00 to \$250.00 and extras if they use water at the camp site, which will be \$1.00 additional, per day.

"Shelter rentals, shelters #2 and 5, the daily fee is \$40.00 and we're proposing to take that to \$50.00 and the additional day is \$20.00 and going to \$25.00. Shelter #1, daily, is \$55.00 and we're proposing to take that to \$80.00; additional day is \$25.00 and we'd like to take that to \$40.00 next year.

"The boating, we're going to eliminate the non-resident boating fee, they will pay the same as the residents do and we prefer not to offer yearly boating permits to non-residents. The new fees, at the bottom, for car show, will be \$250.00 a per day and bicycle races, runs and bi-athalons will be \$100.00 per day.

"We'd also like, along with this, be able to offer large camping group discounts on either shelter rentals and/or camping, in an effort to draw these large groups into our park. We are also proposing some package deals; if people purchase a yearly camping permit or yearly boating permit, we could offer two free yearly fishing permits. If you have any questions, I'd be glad to answer them."

Chairman Winters said, "That's it? Okay, thank you. Fred, if you turn the lights back on. Commissioner Schroeder?"

Commissioner Schroeder asked, "Mark, you and I talked earlier about this and you had told me, at one time, when was our last increase in these fees?"

Regular Meeting, April 17, 1996

Mr. Sroufe replied, "It's been seven years."

Commissioner Schroeder said, "It's been seven years."

Mr. Sroufe added, "It's been seven years on fishing, camping and boating. Shelters, we were before you two years ago to increase those with improvements we did on those buildings."

Commissioner Schroeder said, "Okay. You list your shelters 2, 5 and 1, 3 and 4, are those non-rental, are those free?"

Mr. Sroufe said, "We haven't changed the prices on those."

Commissioner Schroeder said, "You haven't changed the prices on those."

Mr. Sroufe replied, "That's correct."

Commissioner Schroeder continued, "Okay. The State Parks, what kinds of rents do they get for comparable fishing, annual fees and that sort of thing?"

Mr. Sroufe replied, "Their fishing, of course require you to have your state fishing license to fish in a State Park. Your camping, there's all kinds of scenarios there. We try to use the simplest one to compare our rates with and if you can primitively in a state park, it will cost you \$5.00 per night, plus \$4.00 per day charge for your vehicle. Our fee, we proposed to take to \$5.00 per day."

Commissioner Schroeder said, "Alright, thank you."

Commissioner Gwin asked, "Just a question on, looks like shelter 1, you're asking for a significant increase on that rental. What are you doing to shelter 1 that will make it worth that additional money, Mark?"

Mr. Sroufe replied, "In 1996 we have a special parks and recreation project, which we're adding a kitchen facility to this building, therefore we need to increase that to try a recoup what we are spending on putting that kitchen facility in there."

Regular Meeting, April 17, 1996

Commissioner Gwin asked, “What’s the capacity of shelter 1?”

Mr. Sroufe replied, “One hundred and ten.”

Commissioner Gwin said, “Okay, thank you.”

Chairman Winters asked, “Mark, what about on the fishing and fees, with an annual permit, which is possible to obtain, right?”

Mr. Sroufe responded, “That’s correct.”

Chairman Winters replied, “Is that good at Lake Afton and Sedgwick County Park, or what is the status of that?”

Mr. Sroufe replied, “We’re proposing, also, to put a fishing permit at Sedgwick County Park. This permit will be reciprocating with Sedgwick County Park and Lake Afton Park and they will be the same price.”

Chairman Winters asked, “Is a fishing permit, at Sedgwick County Park, a new addition?”

Mr. Sroufe replied, “Yes, sir.”

Chairman Winters continued, “And that’s part of this resolution, that we’re talking about today?”

Mr. Sroufe replied, “That is correct.”

Chairman Winters asked, “But the fishing permit, then, will work at Sedgwick County Park or at Lake Afton?”

Mr. Sroufe replied, “Yes, sir.”

Chairman Winters said, “Okay. Boating, you have got eliminating the non-residency. Is there an increase in the daily permits or the annual for residence?”

Mr. Sroufe replied, “On boating, no.”

Regular Meeting, April 17, 1996

Chairman Winters said, "Those remain the same?"

Mr. Sroufe replied, "Yes, sir."

Chairman Winters replied, "Okay, very good. There isn't anything else that we've failed to talk about, is there? We've got it all? Maybe I should ask this to Warren. Is there any other additions to Sedgwick County Park, besides the fishing permit requirement at Sedgwick County Park will be a new event. Is there anything that is going to be added, that's new, at your park, Warren?"

Mr. Duscher replied, "No, the fishing permit will be the only new item that will happen."

Chairman Winters said, "Okay. Commissioners, you've heard the presentation, do you have other questions or comments? If not, what's the will of the Board?"

MOTION

Commissioner Schroeder moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

VOTE

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

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

Regular Meeting, April 17, 1996

F. ADDENDUM TO CONTRACT WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES TO PROVIDE CONTINUED SRS SUPPORT OF THE EXPLOITED AND MISSING CHILDREN'S UNIT THROUGH DECEMBER 31, 1996.

Mr. Marty Hughes, Grants Manager, Accounting Department, said, "The administrative and operating costs of the Exploited and Missing Childrens Unit (EMCU) has historically been at 50% provided by the Kansas Department of Social and Rehabilitation Services; 25% by Sedgwick County through the Sheriff's Department budget and 25% by the City of Wichita Police Department.

"The SRS payments are tied to a contract. The most recent contract being signed back in June, 1991. The most recent renewal of that contract had expired in June, 1995. This addendum extends that contract 18 months to the end of 1996. Effective the first of 1996, EMCU operations will receive funding from the three agencies at one-third each, which is a little bit of a change in the way the funding goes. This addendum has been reviewed by the County Counselor's Office and approved as to form and I recommend you approve this addendum."

Chairman Winters said, "Thank you. Commissioners, you've heard Marty's report."

MOTION

Commissioner Schroeder moved to approve the Addendum to the Contract and authorize the Chairman to sign.

Commissioner Hancock seconded the Motion.

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

VOTE

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

Regular Meeting, April 17, 1996

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

G. RECOMMENDATION TO THE STATE BOARD OF TAX APPEALS THAT A FURTHER TAX REFUND BE GRANTED IN THE MATTER OF THE APPLICATION OF HELEN M. SCHMEISSNER FOR RELIEF FROM A TAX GRIEVANCE IN SEDGWICK COUNTY, KANSAS.

Mr. Andy Kenyon, Business Client Coordinator, Appraiser's Office, greeted the Commissioners and said, "This matter is referred to you by the State Board of Tax Appeals because they do not have jurisdiction in this matter over the 1991 tax year. They have ruled on the 1992 year and we are making an abatement on that tax year.

"The issue is a stock trailer that Helen M. Schmeissner owned and was previously ruled exempt by the State Board of Tax Appeals and for some reason it got assessed and we want to refund the money to Ms. Schmeissner."

Chairman Winters said, "Alright, thank you. Again, any recommendation by the State Board of Tax Appeals, that's over three years old, needs to have the concurrence of the County Commissioners, is that correct?"

Mr. Kenyon replied, "Correct and this will be forwarded to the Board and they will make a decision."

Chairman Winters said, "Alright, thank you. Commissioners, you've heard the report."

MOTION

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

Commissioner Schroeder seconded the Motion.

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

Regular Meeting, April 17, 1996

VOTE

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

H. CAPITAL PROJECTS OFFICE.

1. MODIFICATION OF CONTRACT WITH GREAT PLAINS CONSTRUCTION, INC. FOR REMODELING THE HISTORIC COURTHOUSE, PB-307.

Mr. Kenneth W. Arnold, Director, Capital Projects Office, greeted the Commissioners and said, "I've had the occasion to visit with each of you on this modification. It is in the amount of \$55,875.56, primarily due to assigning the carpet installation to this contract and the purchase of the carpeting. It is also covering the work for the Election Commissioner's Office and the computer room entrance on the second floor. I'd be happy to answer any questions you have. I recommend you approve it."

Chairman Winters said, "Okay. Ken, even with this amendment to the contract, it's still under the budgeted project?"

Mr. Arnold replied, "Yes, we're well under budget."

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

MOTION

Commissioner Hancock moved to approve the Contract Modification and authorize the Chairman to sign.

Commissioner Gwin seconded the Motion.

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

Regular Meeting, April 17, 1996

VOTE

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

Chairman Winters said, "Thank you. Next item."

2. CAPITAL PROJECTS DEPARTMENT MONTHLY REPORT.

Mr. Arnold concluded, "Pages 39-48 in your back up is the monthly report. I wasn't going to particularly highlight any ones, unless you had specific questions. You, of course, toured some of the facilities, here in the courthouse, with the courts people yesterday and saw some of the projects not too recently completed. We are moving ahead, of course, with the jail project and the parking garage expansion and other lesser projects. I'd be happy to answer any questions you might have."

Chairman Winters said, "Thank you. Does anyone have any questions of Ken concerning the Capital Projects Department monthly report?"

MOTION

Commissioner Hancock moved to receive and file.

Commissioner Gwin seconded the Motion.

Commissioner Gwin said, "No questions, I was just looking at the Downtown Redevelopment State Office Building. Aren't we through with that?"

Mr. Arnold replied, "Yes, basically we are, Commissioner. That is a record of funds that were expended previously and we have not pulled that off the report."

Commissioner Gwin said, "Okay."

Mr. Arnold added, "It shows the amounts that were paid in each particular year."

Regular Meeting, April 17, 1996

Commissioner Schroeder said, “We’re proud of that.”

Commissioner Gwin said, “I was thinking old news needs to be cleared out maybe, or why, is there something, Mr. Buchanan, that we need to keep looking at that and reminding ourselves?”

Mr. William Buchanan, County Manager, replied, “We are the proud, half owners, of the Rutan Building.”

Commissioner Gwin said, “Oh, that, that’s right.”

Mr. Buchanan continued, “So, it is still on the books and it still causes us to have to spend money, from time to time for utilities and that’s an area where we can keep track of that.”

Commissioner Gwin replied, “Okay, I remember. What plans do we have for that building?”

Mr. Buchanan replied, “None that...”

Commissioner Gwin said, “None that we know of.”

Mr. Buchanan stated, “None that we know of. The City’s in the process, and has been in the process for four years, trying to sell it or give it away, and the ebb and tide of that project are sometimes undiscerning.”

Commissioner Gwin said, “I know. Well, thank you for reminding me about that, I had forgotten.”

Chairman Winters said, “Is there a real estate company involved in attempting to sell it?”

Mr. Buchanan replied, “Not recently.”

Chairman Winters added, “Might be good to get one.”

Mr. Buchanan said, “The vagueness is because we don’t know.”

Regular Meeting, April 17, 1996

Commissioner Gwin said, "We just don't know."

Mr. Buchanan added, "Information is often not shared."

Commissioner Schroeder said, "It's a problem is what it is."

Chairman Winters said, "Any other questions concerning the Capital Projects?"

There was no further discussion on the Motion, the Vote was called.

VOTE

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

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

I. KANSAS COLISEUM MONTHLY REPORT.

Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, "We have on the agenda the monthly report for the operations of the Coliseum. One of the things we include was a page from Performance Magazine that showed we had the third highest grossing concert reported that week in the country for the Bush and the Goo Goo Dolls Concert."

Commissioner Hancock asked, "Who?"

Mr. Nath repeated, "Bush and the Goo Goo Dolls. I'm sure you have all their albums. Anyway for a facility our size that's pretty good free publicity."

Commissioner Gwin said, "Yes."

Regular Meeting, April 17, 1996

Mr. Nath continued, “We’re pretty sure that Reba McIntyre is going to be highlighted again next month. So, again we’ll come to you with that information. I’d like to spend a brief amount of time about some future plans and some possible expansions that we’re looking at on the facility. Immediately, we’re talking about Pavilion II, which is right along Hydraulic. We’re in a position, right now, where we have to actually decline business folks who come to us and want to use space and rent the facility. We’ve identified a number of events, including the dog show, which has actually informed us they would enter into a five year agreement, if we rehabilitate the Pavilion II, adding some sprinklers, restrooms and some exits. So, we can actually have more people and use part of it for storage and housing of the animals.

SLIDE PRESENTATION

“We project, possibly, 33 events the first year, with a three to five year pay back on a \$300,000 investment that would take to bring it up to code. We’re at that as an immediate need, however some of the things we’d like to do in the future, there’s a segment...well, a little bit of history first. There’s a segment of our industry, namely musical performances, which over the last 10 years have gravitated from indoor to outdoor setting.

“Amphitheaters have become the venues of choice, not only for the ticket buyers, but for the performers. They actually tailor their whole show to performing outdoors; sound and lighting wise. I mean it’s a five month window, you’re looking at May to September and that’s all you have for concerts of any size any more. There are, of course, exceptions, but 80% of the businesses are now outdoors in the summertime.

“We would like to be able to capture that market and to bring it to Wichita and actually make our area a destination, rather than have people go to Sand Stone in Kansas City or go down to Dallas to see these shows.

“Briefly, a very rough rendering, and this is a compass orientation with the north end of the building here. We could abut an amphitheater to the south end of the building, allowing access for semitrailers to unload for the show and still have access to the main Coliseum. Put the stage on the southern end, with a slight cover, over 5,000 seats with a lawn area for possibly another 10,000 and having a 15,000 capacity opportunity for shows to play. This is still in the conceptual stages, we certainly don’t have a time line yet, but the business is out there, we’ve just got to figure how we’re going to capture it and now we’re looking at costs.

Regular Meeting, April 17, 1996

“Again, looking into the future, this is certainly not tomorrow’s project and it’s not even a five year project from now, but we could expand the Coliseum itself to meet the needs of the community and events. This overlay briefly shows how we are existing today with the frame of the facility on the horizon and this is again a north view looking south to the south end of the Coliseum. By adding a second tier of seats, we can add luxury boxes, additional restrooms, additional food court areas, club seats and all the amenities that the newer facilities are providing. We are looking somewhere between 16,000 to 20,000 seats. So, we can, again, qualify for NCAA events. We can’t qualify for the bigger concerts and we’re there and available to handle the growth for hockey, soccer and any other sports that should come into the market.

“This is something that we’d like to look at, obviously in the future. It’s not a tomorrow project, but we had been talking about it and we wanted to bring this to you to kind of share with you our concept. This would be a view from the highway. Again, this is the existing facility with the overlay this is the brand new, state of the art, facility. We are already known as the destination for the entertainment in the area, in the South Central Kansas Region even, we’d just like to expand on that a little bit with some future possibilities.

“I’d be happy to answer any questions that you might have.”

Chairman Winters said, “Okay, John, I’ve got a couple of questions. Is there any way that in alleviating some of the congestion problems at the beginning of concerts and maybe this is even a question that we could direct to David Spears for assistance. We could perhaps get one or two more exits off of I-135 between 77th and 85th and I know the standard answer would be no, there is no way we can do that. I don’t know if we should really stop there, “John or David do you have any comments about whether it would be viable for us to pursue that with the state?”

Mr. David Spears, Director, Bureau of Public Services greeted the commissioners and said, “We have looked at this several times in the past and studied it and your problem with having numerous exits is that you have more conflict points for traffic coming out that could run into traffic that has already left. Another words, the less number of exits you have the better off you are for safety purposes. We did put a light in over on Hydraulic that can be manually operated by the personnel at the Coliseum and I think that has helped quite a bit getting traffic out of there. The other thing is that you would get an access break to I-135 at any rate for that, because it is a controlled access highway and you have interchanges. I don’t believe they would allow us to put another interchange or exits in between 77th and 85th”.

Regular Meeting, April 17, 1996

Chairman Winters asked, “Am I not mistaken that up near Arrowhead Stadium, as you come off of 435, I know I’ve been up there and thought I was on the interstate and I knew I was headed to the stadium and I’m on the interstate and all at once I’m in the parking lot. Is there not some kind of system that could be explored only during event times?”

Mr. Spears said, “Here again, I think if you look at Arrowhead Stadium and Kaufman Stadium, there really aren’t that many exits and entrances into those stadiums, if you are ever in there, to get out of there. There’s not that many different ways to go to get out or in.”

Chairman Winters said, “But some way you flow in quickly, I mean, you’re not backed up on the Interstate. I went to the Reba McIntyre concert and it was backed up past the Greyhound Park, solid.”

Mr. Spears said, “Right.”

Chairman Winters said, “So, the other thing I started thinking about, again, and I’m sure this Commission has discussed this in the past, and beginning to think in relationships to improvements of the Amphitheater or even the expanded seating capacity; how much of a real benefit we have at the Coliseum’s location, as opposed to a downtown location, of getting traffic in and out and I think we’ve got a much better location to get traffic handled, the traffic patterns, but still it seems like there could be a better way to do traffic than we’re handling it, not that we’re handling it, but the way that the interstate system is set up. John, do you have comment?”

Mr. Nath responded, “One of the things that we would also be looking at, if we ever did any of this expansion, is also to expand the parking facilities out there and possibly looking at some different ways of loading cars in. Whereby getting off the freeway and on the on ramps quicker, just loading...getting...”

Commissioner Schroeder said, “We could do something on our property.”

Mr. Nath added, “Doing it internally rather than out on the highway. We’re taking a look at that and we’re looking at all the patterns.”

Chairman Winters said, “That’ll be great, if there was just some way cars could flow off the interstate and then right into the parking lot, without single filing around that corner.”

Regular Meeting, April 17, 1996

Mr. Nath continued, “We’re looking at some of those things, although it is very preliminary right now.”

Chairman Winters said, “Well, that’s good to hear.”

Mr. Spears added, “Commissioners, the other thing we’ve done, when we put in the interchange at 77th, for the dog track, and I don’t know if you recall, we added another lane between 77th and 85th for traffic, so that there could be two lanes for them to back up on. If that lane hadn’t been there, your traffic would have even been backed up further and the Reba concert.”

Chairman Winters said, “Okay, thank you. John, I just have one other quick question. If we would consider expanding the seating capacity of the Coliseum, the arena area itself, is there a point where an expanded arena needs a major sports franchise; and I’m not saying that our hockey and soccer teams are not, but I mean a pro team, a pro basketball team or some kind of regular even that would have a bigger draw and did you think about that when you thought about raising the seating capacity?”

Mr. Nath replied, “You think about all the possibilities. Right now we do have two major tenants. There’s a possibility we could do a third major tenant, at this point, not to bring in another hockey or soccer team, but arena football is certainly a possibility, that doesn’t compete with the two seasons that actually play in the summer time. Basketball is always a possibility, although the economics of the NBA are pretty staggering right now, with franchise costs, just to buy an existing franchise, is between \$100,000,000 to \$125,000,000. You have to function at that somehow. I mean the economics are pretty staggering, especially when you are looking at players’ salaries too.”

Chairman Winters said, “Well, I guess that’s what I would be leading to, the economics of a 17,000 seat arena would really need to be looked at pretty closely, I think.”

Mr. Nath said, “Oh, it certainly does and we’ll do that.”

Chairman Winters said, “Okay, thank you. Commissioner Gwin.”

Regular Meeting, April 17, 1996

Commissioner Gwin said, “John, I appreciate the fact that you dare to dream and that you look at the what might be. I think that’s a very positive aspect that you brought to the job. The amphitheater, to go back to it, seems like something we ought to be able to do in pretty short order, shouldn’t we? I mean, shouldn’t that be something we could do pretty quickly?”

Mr. Nath replied, “Technically, yes, we could. There’s an amphitheater that has, from inception to opening this May 6th month time wise, completely constructed.”

Commissioner Gwin said, “No kidding.”

Mr. Nath continued, “Didn’t have some of the benefits that we have. Our infrastructure is already in place. We have utilities, sewer, dressing room and parking. These other places had to start from scratch. Our situation is pretty unique because we have the area to expand into. A lot of facilities do not. If this should ever come into being, we would be the only facility in the world to offer this capability of indoor/outdoor at the same site. I think we would be very unique.”

Commissioner Gwin said, “You wouldn’t be running the concerts, in each venue, at the same time?”

Mr. Nath replied, “Oh, I don’t know if we could run concerts. Theoretically, it’s possible.”

Commissioner Gwin said, “Yeah? You could have them indoor too?”

Mr. Nath replied, “We would make the access such that both facilities could be used, but there is no reason why we couldn’t have a display show in the arena and a concert outdoors, possibly tying the two together. There’s a lot of possibilities here.”

Commissioner Gwin said, “That’s kind of neat. And then on the expanded seating capacity of the Coliseum building itself. We have a lot of land out there that the tax payers of Sedgwick County already own, do we have enough extra land for parking for this kind of expansion?”

Mr. Nath replied, “I believe we do. I believe we have more than adequate enough area to expand parking into and still maintain some of the other things we need for storage of equipment.”

Regular Meeting, April 17, 1996

Commissioner Gwin said, "Right. So, we wouldn't have to acquire additional land or anything else, or those kinds of things?"

Mr. Nath replied, "I don't think so."

Commissioner Gwin said, "And is it your intent, now, to keep kind of looking at this and suppose whether or not we have the community or the capacity to support this kind of expansion or do you believe, in your knowledge, that we already have that?"

Mr. Nath responded, "I don't think we're quite ready for this yet, expanding the arena. I think we are definitely ready, at this point, although I have a lot of research to do, but I think we're ready for the amphitheater, but we want to be ready to grow into it, that's the long term planning that maybe we want to do. It would be very difficult to have the full life possibility of an NBA franchise when it comes to Wichita, however, then you have to build an arena. It's easier to have it and have it utilized and be able fit a tenant, should one come up."

Commissioner Gwin added, "But you know, and maybe you don't, but there's been discussion, in the past years about an arena in the downtown or the heart of the City of Wichita. What would you say to those people and I can't imagine the community could support both. So what reasons would you have that this might be a better answer than a downtown arena. Are we ready to...?"

Mr. Nath said, "Well, I know a lot of communities look at downtown arenas to try and revitalize their downtown areas and I think a lot of communities have very, very good reasons to build an arena downtown. However, I think with the history of the Kansas Coliseum that it is already established as a multi-purpose destination point for concerts, for family shows, display shows, live stock events. People already know we're here and we have the staff and infrastructure in place. We already have the reputation. I think the ease of access that Chairman Winters spoke about is better served on a remote location, such as the location we are at right now. I think, and it's probably because I work of the County and the Coliseum, but this is the better alternative."

Regular Meeting, April 17, 1996

Commissioner Gwin said, “But we’ve had 12,000,000 people visit the Coliseum and it’s life time, as I understand it, and so despite the concerns of some, when it was first built, it has in fact, become a destination point. I mean it is a diversified public and whatever, who comes to visit the Coliseum.”

Mr. Nath replied, “We’re already there; 17 years of history.”

Commissioner Gwin said, “I appreciate that. Thank you, John.”

Commissioner Schroeder said, “John, I appreciate you bringing these plans up to us today, it’s real exciting to see. I would strongly suggest, though you’ve just introduced this to us and the public today, that we somehow continue with this thinking, we go forward with this idea, this concept. I’m not saying this is going to be built tomorrow, but I’d hate to see us get to this point and stop. I think we need to start thinking now about the next few years and how this would fit into our CIP plans or what we might do in the way of putting together a financial plan to do something like this, because I think, if we wait too long we’re going to miss that. We’re going to miss that window of opportunity. Just as the amphitheater, I think that’s something we immediately need to undertake, because, as you said a while ago, that is what is happening now and the sooner the better; we can capture a good chunk of that market, as you’re indicating.”

Mr. Nath said, “We think, right now, we’re leaving a lot of money on the table.”

Commissioner Schroeder said, “I’m sure we are and I trust your judgement on that, but I think you are right in what you said is why try to negotiate with a basketball team or the NBA, or something like that and then have to build the facility. If the facility is already here, you’re one step ahead of the game and I think it makes sense to keep thinking about this and go forward with it to the next step, whatever that may be. I’m not suggesting a financial commitment today, but I’m just saying let’s not shelve this, let’s keep moving on. I think it’s a wonderful concept.”

Mr. Nath said, “This is going to be a part of our long term plan.”

Commissioner Schroeder said, “Very good. Thank you, John. That’s all, Mr. Chairman.”

Regular Meeting, April 17, 1996

Chairman Winters said, “Commissioner Schroeder, were you talking about, specifically, both of these proposals or the amphitheater, I mean exploring further?”

Commissioner Schroeder said, “I didn’t make that clear and I knew I didn’t when I said it. I think the amphitheater is an immediate concern that we need to proceed with. What I’m saying about the expansion of the Coliseum is let’s keep talking about it, let’s look a little further into the cost and et cetera, but I think the amphitheater is something we need to get on with.”

Chairman Winters said, “Right. I would agree. Mr. Buchanan, I think that the Commission has certainly had some interest in this amphitheater concept and I don’t know exactly what the next step needs to be. I’m sure there needs to be a little bit of public discussion about projects like this, but I certainly agree, I mean, he’s intrigued me. I think it’s something we really need to proceed with. Do you have any ideas about, and John has made his presentation today, what could be some next steps that we could take to really work this and see if it’s something we really want to be involved in?”

Mr. William Buchanan, County Manager, said, “John is one of those employees now, that we’ve hired, that we try to keep out of his way because he’s running down the road ahead of us. We need to continue to do some homework about the finances and who our partners might be. There might be some opportunities to not necessarily do this ourselves, but have some partners in this and we need to explore those and we need to really get down to dollars and present to you a financing package of about how long it would take to pay back and what would happen if it would rain all summer, for the next three summers, and what would happen if it wouldn’t and those kinds of issues, because obviously we’re taking risks.

“Again, we come back to the issue that Sedgwick County has taken on assumed responsibility for entertainment in a lot of different ways, the Zoo; Cowtown; Sedgwick County-Wichita Historical Museum; Black Historical Museum and the Coliseum, which was all a part of governments’ ability in building partnerships to provide the quality of life issues for this community. And so, we’re going to pursue this, I would guess, probably in the next two months you will be hearing more about this, but now we need to go away and really crunch some numbers and do so in the middle of this whole budget process, because this is the opportune time to do it.”

Chairman Winters said, “Okay, thank you. Any other discussion on this report?”

Regular Meeting, April 17, 1996

MOTION

Commissioner Schroeder moved to receive and file.

Commissioner Hancock seconded the Motion.

Commissioner Hancock said, "Just one comment. I think the gentleman, that was just here, was trying to get our attention that we need to look at costs versus benefit ratios and the Manager is absolutely correct. I think it's important to understand that, for those who are viewing this, thus far and as we've promised, as far as I remember, when the Coliseum was constructed, it was promised that the Coliseum would operate, eventually the operational side of it would be self-supporting and it has been. It has been a success and the former Commissioners made some excellent decisions."

"And so, it is certainly, that when Commissioners consider these things will again look at that and keep that in mind because it doesn't make much sense to build in new parts to the Coliseum that don't essentially, at least on the operational side, pay for themselves. It was an amazing statistic and the Manager provided us with some research earlier, 18 months or so ago, that demonstrated we were essentially, I don't know, as I recall between \$0 and \$100,000 ahead on the operational side over the life of the Coliseum and it was an amazing statistic and it was one that we should be very proud of and I, for one am very happy that John's here and changing our paradigm, so to speak, about the Coliseum and its future use and I know there will be some objections from around the community, but that's why they pay us the big bucks, to look at these things and make sure that we're there and ready for the future of Sedgwick County. I appreciate it, John, for looking at that, thank you very much."

Chairman Winters said, "I would agree with that. I mean one of the primary things that we would look at is that if this is going to require major tax dollars to make this amphitheater work. I think there's ways we can work with partners and promote it as a business and yet, improve the quality of life in Sedgwick County and not have it be a major expense to the taxpayers and that's certainly what I'm going to be interested in, is if we can put together a real business entertainment plan, that's not going to be taxing or already strained budget constraints than that's certainly going to be a primary consideration of mine."

Regular Meeting, April 17, 1996

Commissioner Schroeder said, “Just one thought. Do we need to include a motion that we direct staff to move ahead with some concepts for the amphitheater?”

Chairman Winters said, “I think they’ve fairly heard that.”

Commissioner Schroeder said, “Okay, thank you.”

Mr. Buchanan said, “We’ll proceed.”

Commissioner Schroeder said, “Very good.”

Chairman Winters said, “Commissioners, we have a Motion to receive and file John’s report, any other discussion, if not, call the Vote.”

There was no further discussion on the Motion, the Vote was called.

VOTE

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

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

J. BUREAU OF PUBLIC SERVICES.

1. AGREEMENT WITH CERTIFIED ENGINEERING DESIGN FOR DESIGN AND CONSTRUCTION STAKING SERVICES FOR THE WILLARD PARKER'S FIRST ADDITION, STREET PAVING PROJECT. DISTRICTS #2 AND #3.

Mr. Jim Weber, Director, Sewer Operations and Maintenance, greeted the Commissioners and said, “In item J1, we’re requesting your approval of an agreement with Certified Engineering Design for design and construction staking services for the Willard Parker’s First Addition, street paving project.

Regular Meeting, April 17, 1996

“The cost of this work will not exceed \$4,500.00 and all cost of the project will be paid by the benefited properties through special assessment. We request your approval of the recommended action.”

MOTION

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

Commissioner Hancock seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

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

2. AGREEMENT WITH BALMORAL DEVELOPMENT COMPANY, LLC FOR PRIVATE STREET CONSTRUCTION FOR CREEKSIDER LANE IN CREEKSIDER ESTATES. DISTRICT #3.

Mr. Weber continued, “In item J2, we’re requesting your approval of an agreement with Balmoral Development for private construction within public street right-of-way of Creekside Lane within Creekside Estates, under the agreement, which is similar to our agreement with Speedy Pete, last week. All costs of the project are to be paid by Balmoral Development either directly or through reimbursements. There will be no special assessments made as a result of this project. We request your approval of the recommended action.”

Regular Meeting, April 17, 1996

MOTION

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

Commissioner Hancock seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

Chairman Winters said, "Thank you. Next item."

3. AGREEMENT WITH MOEHRING & ASSOCIATES FOR DESIGN AND CONSTRUCTION STAKING SERVICES FOR THE WHEATLAND ADDITION, PHASE THREE; STREET PAVING PROJECT. DISTRICT #2.

Mr. Weber said, "In item J3, we are requesting your approval of an agreement with Moehring & Associates for design and construction staking services on phase three of the Wheatland Additions street paving project. The cost of this project will not exceed \$13,565.00 and all costs of the project are to be paid by the benefited properties through special assessments. We, again, request your approval of the recommended action."

Regular Meeting, April 17, 1996

MOTION

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

Commissioner Schroeder seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

Chairman Winters said, "Thank you."

4. AGREEMENT WITH BAUGHMAN COMPANY, P.A. FOR DESIGN AND CONSTRUCTION STAKING SERVICES FOR THE BELLE TERRE SECOND ADDITION, PHASE I; STREET PAVING PROJECT AND SANITARY SEWER PROJECT. DISTRICT #1.

Mr. Weber said, "I needed one more engineer to work with so on item J4, we're requesting your approval of an agreement with Baughman Company for design and construction staking services on phase one of the Belle Terre Second Addition, sanitary sewer and street paving projects. The cost of this work will not exceed \$17,650.00 for the sewer and \$33,100.00 for the street project. This is a combined contract, covering both the sewer and street work. All costs of the project will be paid by the benefited properties through special assessment. Again, we request your approval of the recommended action."

Regular Meeting, April 17, 1996

MOTION

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

Commissioner Hancock seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

Chairman Winters said, "Thank you. Next item."

5. AGREEMENT WITH CERTIFIED ENGINEERING DESIGN FOR DESIGN AND CONSTRUCTION STAKING SERVICES FOR THE PAVING OF SAGEBRUSH AND SAGEBRUSH COURTS IN OVERBROOK 2ND ADDITION, PHASE II; STREET PAVING PROJECT. DISTRICT #1.

Mr. Weber concluded, "We are requesting your approval of an agreement with Certified Engineering Design for design and construction staking services on phase two of the Overbrook 2nd Addition street paving project. The cost of this work will not exceed \$15,500.00 and all costs of the project are to be paid by the benefited properties through special assessment. We request your approval of the recommended action."

Regular Meeting, April 17, 1996

MOTION

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

Commissioner Schroeder seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

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

K. REPORT OF THE BOARD OF BIDS AND CONTRACTS' APRIL 11, 1996 REGULAR MEETING.

Mr. Darren Muci, Director, Purchasing Department, greeted the Commissioners and said, "You have before you the minutes of the April 11th meeting of the Board of Bids and Contracts. There are three items for your consideration this morning."

(1) CONVENTIONAL FURNITURE - BUREAU OF COMMUNITY DEVELOPMENT - CAPITAL PROJECTS FUNDING: 1996 CAPITAL PROJECTS

"Item one, conventional furniture for the Bureau of Community Development and Capital Projects. It was recommended to accept the low, total bid of Corporate Express in the amount of \$5,413.00.

Regular Meeting, April 17, 1996

- (2) **CONVENTIONAL FURNITURE - BUREAU OF HUMAN RESOURCES - CAPITAL PROJECTS**
FUNDING: 1996 CAPITAL PROJECTS

“Item two, conventional furniture for the Bureau of Human Resources and Capital Projects. It was recommended to accept the low, total bid of Scott Rice in the amount of \$13,864.68.

ITEMS NOT REQUIRING BOCC ACTION

- (3) **TRACKED EXCAVATOR - CENTRAL MOTOR POOL**
FUNDING: CENTRAL MOTOR POOL

“There is one item that does not really require action at this particular time and that is a tracked excavator for the Central Motor Pool and Bureau of Public Services. We have recommended that we reject all the proposals received, revise our specifications and resubmit at a later date.

SPECIAL ITEM

- (4) **SANITARY SEWER IMPROVEMENTS - BELLE TERRE 2ND ADDITION - BUREAU/PUBLIC SERVICES**
FUNDING: SPECIAL ASSESSMENT

“Mr. Chairman, if you please, there is one special item. Note that on March the 27th, we presented sanitary sewer improvements for the Belle Terre 2nd Addition for the Bureau of Public Services. It was requested that we defer action on that item. However, we are ready to accept the low bid of Nowak Construction Company in the amount of \$131,403.00

“I would recommend that you approve the minutes, as provided, by the Board of Bids and Contracts.”

Regular Meeting, April 17, 1996

MOTION

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

Commissioner Gwin seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

Mr. Muci said, "Thank you, Commissioners."

CONSENT AGENDA

L. CONSENT AGENDA.

1. Utility Agreement.

KG&E, A Western Resources Co. is submitting application requesting permission to cross 13th St. North and install a gas main on the south side of 13th St. North west of 119th Street West to service Hickory Creek Addition. Attica Township. Utility Permit No. 034-96. Road No. 616-18. District #3.

2. Right-of-Way Easements.

The following tracts of land have been granted by Easement for Right-of-Way at no cost to the County. These Easements were requested by the Director, Bureau of Public Services, as a condition of receiving a platting exemption on an unplatting tract.

Regular Meeting, April 17, 1996

- a. Road Number 841-D, Owners: Delbert F. Crowl, Sr., Edith P. Crowl, Todd W. Youngblood and Laurie A. Youngblood, located in the Northeast Quarter of Section 24, Township 25 South, Range 2 East, more specifically located on the west side of 159th Street East and south of 101st Street North. Lincoln Township. District #1.
- b. Road Number 813-G, Owners: Mark A. and Tamara K. Dewey, located in the Northwest Quarter of Section 3, Township 26 South, Range 1 West, more specifically located on the east side of 55th St. W. (Hoover Road) and south of 77th St. N. Park Township. Dist #4.

3. Right-of-Way Instruments.

- a. One Temporary Construction Easement for Sedgwick County Project No. 777-Z-3903; Bridge on 343rd Street West between 79th and 87th Streets South. CIP #B-243. District #3.
- b. Two Temporary Construction Easements and two Easements for Right-of-Way for Sedgwick County Project No. 630-5-4580; Bridge on 47th Street South between 327th and 343rd Streets West. CIP #B-249. District #3.
- c. Right-of-Way for Sedgwick County Project No. 811-N; Ridge Road between 13th and 21st Streets North. CIP #R-203. District #4.

4. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V96022	\$364.00	5	Springcreek Apts.
V96024	\$206.00	2	Glenn E. Bridwell

Regular Meeting, April 17, 1996

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>
V95063	\$226.00	\$215.00
V95065	\$265.00	\$265.00
V95074	\$383.00	\$380.00
C93044	\$261.00	\$287.00
C95075	\$225.00	\$250.00
V95064	\$324.00	\$316.00
V871019	\$235.00	\$235.00
C94059	\$131.00	\$182.00
V95036	\$317.00	\$370.00
V94062	\$332.00	\$385.00

6. Agreements (2) with Altegra Credit Company and Donald C. Astle to provide on-line access to Sedgwick County's electronic data.
7. Order dated April 10, 1996 to correct tax roll for change of assessment.
8. Consideration of the Check Register of April 12, 1996.
9. Budget Adjustment Requests.

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960209	District Attorney Prosecutors Training Fund	Supplemental Appropriation
960210	Finance General	Transfer
960211	Housing and Economic Development	Transfer

Regular Meeting, April 17, 1996

Budget Adjustment Requests (cont.).

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960212	Finance General Old Cowtown Museum	Transfer
960213	Juvenile Intake and Assessment	Transfer
960214	Comcare-Hunter Health Grant	Supplemental Appropriation
960215	Comcare-Hunter Health/Operations/ATS	Transfer
960216	Capital Projects	Transfer
960217	Belle Terre 2nd-Street	Supplemental Appropriation
960218	Willard Parker (1st Addition)-Street	Supplemental Appropriation
960219	Wheatland (Phase 3)-Streets	Supplemental Appropriation
960220	Overbrook 2nd (Phase 2)-Streets	Supplemental Appropriation

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

MOTION

Commissioner Schroeder moved to approve the Consent Agenda as presented.

Commissioner Hancock seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

Regular Meeting, April 17, 1996

VOTE

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

The Board of Sedgwick County Commissioners recessed the Regular Meeting at 10:20 a.m. and returned from the Sewer Meeting at 10:22 a.m.

M. OTHER

EXECUTIVE SESSION

Chairman Winters said, “Commissioners, at this time I am prepared that we go into Executive Session. It’s 10:22...”

Commissioner Schroeder asked, “Are you making a motion to go into Executive Session?”

Chairman Winters said, “I’m going to. I’m trying to think about how long we’ll need to have this last.”

Commissioner Schroeder said, “I don’t know all that we’re really doing, so.”

Chairman Winters said, “Well, Steve has got several items on his agenda and there are probably a couple minor ones.”

Mr. Steve Plummer, County Counselor, replied, “Probably 20 minutes for my part, I suppose.”

Chairman Winters said, “Let’s say for 30 minutes then. I would move that the Board of County Commissioners recess into Executive Session for 30 minutes to consider consultation with legal counsel on matters privileged in the attorney/client relationship relating to pending claims and litigation and personnel matters of non-elected personnel and that the Board of County Commissioners return from Executive Session no sooner than 10:55 a.m.

Regular Meeting, April 17, 1996

MOTION

Chairman Winters moved to recess into Executive Session for 30 minutes and return no sooner than 10:55 a.m.

Commissioner Schroeder seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

The Board of Sedgwick County Commissioners recessed into Executive Session and returned at 11:25 a.m.

Chairman Winters said, “I will call back to order the Regular Meeting of April 17th. Let the record show that there was no binding action taken in the Executive Session. Is there other business to come before this Board? Steve Plummer.

Mr. Stephen B. Plummer, County Counselor, greeted the Commissioners and said, “I have several claims for your consideration today. The first one is a worker’s compensation claim on behalf of Don Carmody. It’s a carpal tunnel syndrome claim. I recommend we settle that claim in the amount of \$8,321.58.

MOTION

Commissioner Gwin moved to settle the worker’s compensation claim with Don Carmody in the amount of \$8,321.58.

Commissioner Hancock seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

Regular Meeting, April 17, 1996

VOTE

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

Chairman Winters said, “Anything else Steve?”

Mr. Plummer continued, “Next we have a second carpal tunnel claim for one of our employees, Beverly Taylor, in the amount of \$11,009.94.

MOTION

Commissioner Schroeder moved to settle the worker’s compensation claim with Beverly Taylor in the amount of \$11,009.94.

Commissioner Hancock seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

Chairman Winters said, “Thank you.”

Mr. Plummer continued, “And the last one I have is a settlement of a lawsuit filed on behalf of Matthew Heilman, a minor who was injured a bus accident involving one of our bridges. I recommend we pay that claim in the amount of \$10,000.00.

Regular Meeting, April 17, 1996

MOTION

Commissioner Hancock moved to settle the lawsuit claim with Matthew Heilman in the amount of \$10,000.00.

Commissioner Gwin seconded the Motion.

There was no further discussion on the Motion, the Vote was called.

VOTE

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

Chairman Winters said, “Thank you. Anything else Steve?”

Mr. Plummer continued, “That’s all I have.”

Chairman Winters said, “Alright. Mr. Manager, do you have anything else?”

Mr. William Buchanan, County Manager, said, “No sir.”

N. ADJOURNMENT

Regular Meeting, April 17, 1996

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

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

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