

**MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

**REGULAR MEETING**

**SEPTEMBER 11, 1996**

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, September 11, 1996, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem Melody C. Miller; Commissioner Betsy Gwin; Commissioner Paul W. Hancock; Mr. William P. Buchanan, County Manager; Mr. Michael Pepon, Assistant County Counselor; Mr. Lewis R. Rogers, Assistant County Manager; Ms. Becky Allen-Bouska, Director, Bureau of Finance; Mr. Marvin Krout, Director, Metropolitan Area Planning Department; Ms. Deborah Donaldson, Director, COMCARE; Mr. Lyman Reese, Major, Sherriff's Department; Ms. Mary Ann Mamoth, Personnel Director, Bureau of Human Resources; Mr. David C. Spears, Director, Bureau of Public Services; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. Susan E. Crockett-Spoon, County Clerk.

**GUESTS**

**Ms. Martha Nelson**, 251 N. Crestway, Wichita, Kansas

**Ms. Tamara Emerson**, Wichita-Sedgwick County Solid Waste Management Committee

**INVOCATION**

The Invocation was given by Mr. Bob Brunner of the Christian Businessmen's Committee.

**FLAG SALUTE**

**ROLL CALL**

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

**CONSIDERATION OF MINUTES:**

**Regular Meeting, August 21, 1996.**

The Clerk reported that Commissioner Gwin was absent at the Regular Meeting of August 21, 1996.

**Regular Meeting, September 11, 1996**

**MOTION**

Commissioner Hancock moved to approve the Minutes of August 21, 1996, as presented.

Commissioner Miller seconded the Motion.

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

**VOTE**

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

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

**CERTIFICATION AS TO THE AVAILABILITY OF FUNDS**

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

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

**PROCLAMATION**

**A. PROCLAMATION DECLARING SEPTEMBER 17 - 23, 1996 AS "CONSTITUTION WEEK."**

**Chairman Winters** said, "Thank you very much. Commissioners, I have a Proclamation that I'd like to read into the record for your consideration."

**Regular Meeting, September 11, 1996**

**PROCLAMATION**

**WHEREAS**, our Founding Fathers, in order to secure the blessings of liberty for themselves and their posterity, did ordain and establish a Constitution for the United States of America; and

**WHEREAS**, it is of the greatest importance that all citizens fully understand the provisions and principles contained in the Constitution in order to support it, preserve it and defend it against encroachment; and

**WHEREAS**, the anniversary of the Signing of the Constitution provides an historic opportunity for all Americans to learn and recall achievements of our Founders and to reflect on the rights and privileges of citizenship, as well as its attendant responsibilities; and

**WHEREAS**, the independence guaranteed to the American people by the Constitution should be celebrated by appropriate ceremonies and activities during Constitution Week, September 17 - 23, as designated by proclamation of the President of the United States of American in accordance with Public Law 915; and

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim September 17 - 23, 1996 as

**“CONSTITUTION WEEK ”**

and urge all Sedgwick County citizens to pay special attention during that week to our Federal Constitution and the advantage of American Citizenship.

“Dated September 11, 1996. Commissioners, that is the Proclamation.”

**MOTION**

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

Commissioner Miller seconded the Motion.

## Regular Meeting, September 11, 1996

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

### VOTE

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

**Chairman Winters** said, "Thank you very much. This morning we have with us Martha Nelson to accept this Proclamation. If you would come forward and say a couple of words, we'd appreciate that."

**Ms. Martha Nelson** said, "On behalf of the seven area Chapters of the Daughters of the American Revolution, those Chapters being the Eunice Sterling, Florice Del Sol, Little Arkansas, Little Osage, Martha Loving-Ferrell, Randolph Loving, and Wichita Chapters, we wish to thank the County Commissioners for approving this Proclamation. We would also like to encourage all citizens of the County to be sure to fly their flags the week of Constitution Week and especially on September 17, which is the anniversary of the signing of the U.S. Constitution. We thank you very much."

**Chairman Winters** said, "Thank you very much. We certainly appreciate it when groups such as yours remind us again every year of the importance of that document and what it means to all of us. Good luck and thank you. Next item please."

### APPOINTMENT

#### **B. RESOLUTION APPOINTING TAMARA EMERSON (COMMISSIONER MILLER'S APPOINTMENT) TO THE WICHITA-SEDGWICK COUNTY SOLID WASTE MANAGEMENT COMMITTEE.**

**Mr. Mike Pepoon**, Assistant County Counselor, said, "The Legal Department has reviewed the Resolution and it is in proper form and we would recommend your adoption."

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

**Regular Meeting, September 11, 1996**

**MOTION**

Commissioner Miller 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 Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Absent
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, "Thank you. Is Ms. Emerson here this morning? Yes, if you'd please come forward, the Clerk will swear you in."

**Ms. Susan Crockett-Spoon** said, "If you'll repeat after me.

*I do solemnly swear that I will support the Constitution of the United and the Constitution of the State of Kansas, and faithfully discharge the duties of the Office of Wichita-Sedgwick County Solid Waste Management Committee, so help me God."*

**Ms. Tamara Emerson** repeated the oath.

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

**Commissioner Miller** said, "Yes, Tamara, you might want to stand at the podium for just a moment. I just wanted to publicly, once again, thank you for assuming this role. It is a very important one, as we have talked about, at this point in time, in the transition of solid waste management within Sedgwick County. I also wanted to note, that did you notice how quick and the take charge attitude that Tamara had when she came to the podium? Carry that with you to the committee. Thank you Tamara."

**Regular Meeting, September 11, 1996**

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

**CITIZEN INQUIRY**

**C. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING ALLEGED CONTINUED NEGLECT AND ABUSE OF SEDGWICK COUNTY CHILDREN BY THE STATE.**

**Chairman Winters** said, "Thank you. I believe Richard Harris has indicated that he is not prepared to speak to us today. Is Richard Harris in the room? All right, thank you. I think this item will be deferred as I think he had indicated that he is not ready to address us at this time. Next item."

**PLANNING DEPARTMENT**

**D. CASE NUMBER V-1965 - REQUEST TO VACATE ACCESS CONTROL LOCATED SOUTH OF 47TH STREET SOUTH AND WEST OF GREENWICH ROAD.**

**Mr. Marvin Krout**, Director, Metropolitan Area Planning Department, "We have one item, this is a vacation case. It is an advertised public hearing. I'd like to have the one slide.

**SLIDE PRESENTATION**

"This concerns two lots in the Quail Creek Estates Addition. This addition is south of 47th Street South and west of Greenwich Road, in the southeast part of the County. There are about a dozen lots that were platted in this addition, five acres lots, but in the area where five acres lots are a subdivision. Originally, two years ago, it was platted with lots, as you can see, oriented toward a cul-de-sac, Saddle Road Circle, with access control dedicated completely to Greenwich Road, so that all the lots would have access off of that cul-de-sac.

"I think that at the planning stage, there was some recognition that there might be some difficulties with that because the land grades down from Greenwich to the west toward that cul-de-sac. The applicant decided that he would work around the problems though and he did grant complete access control to Greenwich with the access off of Saddle Road Circle to lots one, two, and three. Lot one also has access to 47th Street. That's not a problem, but lots two and three have turned out to be problems.

## **Regular Meeting, September 11, 1996**

“Either you have to locate the lagoon uphill of your house if you’re going to try to put your house close to the cul-de-sac, which is a little bit of a problem or else you have to have your driveway meander past the picturesque lagoon on its way to the house and have the house over toward Greenwich and have to take the driveway from the cul-de-sac past the lagoon to get to the house. What the applicant has requested is to break the access control on Greenwich. Didn’t think either one of those were realistic solutions, and has offered a joint access agreement so there would be one point of access on Greenwich shared at the intersection of lots two and three on Greenwich Road. That will provide access to the proposed lots, which would be then over on the northeast side and the lagoons down hill, which is where the lagoon ought to be on those lots.

“The Planning Commission recommended approval by unanimous vote. We sent notices out to the surrounding property owners and no one appeared in opposition. I’ll try to answer any questions you have on this case.”

**Chairman Winters** said, “Okay, Marvin I see no questions right now. I think we will open the public hearing to see if there are any citizens here who would like to talk about this. At this time, I will open the public hearing for discussion of Case Number V-1965, regarding the vacation of access control on 47th Street South and west of Greenwich Road. Is there anyone here who would like to address the Commission on this issue? Is there anyone here who would like to address the Commission on this issue? Seeing no one, we’ll close the public hearing and limit discussion to Commissioners and staff. Commissioners, you’ve heard the report, are there questions? If not, what’s the will of the Board?”

### **MOTION**

Commissioner Gwin moved to approve the Vacation Order and authorize the Chairman to sign.

Commissioner Miller seconded the Motion.

**Chairman Winters** said, “Thank you. I would indicate that Commissioner Schroeder was contacted about this since it is in his district and he had no problems with this. So, no questions from him. Any other discussion or questions? Seeing none, call the vote please.”

**Regular Meeting, September 11, 1996**

**VOTE**

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

**Chairman Winters** said, "Thank you very much. Thanks Marvin. Let's see, that's the last of the Planning Department. Commissioners, we've got two off agenda items."

**MOTION**

Chairman Winters moved to take two off agenda items. One is an agreement with our Comprehensive Care Program, COMCARE, and the other is a Resolution on roads and dedication of roads.

Commissioner Miller seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, "Thank you very much. Debbie Donaldson, if you'd come forward and proceed."

**Ms. Deborah Donaldson**, Director, COMCARE, said, "This particular item involves the Gateway program with the school system here in Wichita, U.S.D. 259. The Gateway program is the program in which they provide services and schooling for students who have been suspended due to weapon violations and having other conduct kinds of problems. We've been working with them and trying to help support them in these efforts."

**Regular Meeting, September 11, 1996**

“This particular contract is with the school system where they will pay us to hire and contract with an individual to coordinate the mental health services for that particular program. I am sorry for this short turn around, but this was as soon as we had gotten it and the school system certainly has been trying to speed this up at this point and in fact approved it yesterday with their meeting. So we’re requesting approval and I’d be glad to answer any questions.”

**Chairman Winters** said, “Okay. Thank you. Commissioners, do you have questions of Deborah at this time?”

**MOTION**

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

Commissioner Miller seconded the Motion.

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

**VOTE**

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

Chairman Winters said, “Thank you very much. Thank you Deborah. The next off agenda item will be presented by David Spears.”

**Mr. David Spears**, P.E. Director, Bureau of Public Services, said, “It is standard procedure that after roads are constructed in a platted subdivision in accordance with County standards, the roads are then assigned to the township system. In this particular case, 78th Street South Circle, located in the Orchard Pointe Addition, will become the responsibility of Salem Township. Recommend you adopt the Resolution.”

**Regular Meeting, September 11, 1996**

**MOTION**

Commissioner Miller moved to adopt the Resolution and authorize the Chairman to sign.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, "Thank you very much David. Now we're back to the regular agenda item. Madam Clerk, please call Item E."

**NEW BUSINESS**

**E. APPLICATION TO U. S. DEPARTMENT OF JUSTICE FOR FISCAL YEAR 1996 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM FUNDS.**

**Mr. Lyman Reese**, Major, Sheriff's Department, greeted the Commissioners and said, "Beginning in 1996, the Bureau of Justice created a program for reimbursement to local counties and criminal justice system for the State Criminal Alien Assistance Program. Under this program, undocumented aliens that are convicted of a felony locally, we can apply for funds to reimburse Sedgwick County for the care and custody and anything associated with that trial. We've researched our records back through January of 1996. We've found two individuals that fall under these guidelines and parameters given. The document you have in front of you is an application to have Sedgwick County reimbursed for \$19,349. We would like to have you sign that and we'll submit that for you."

**Regular Meeting, September 11, 1996**

**Chairman Winters** said, "Okay. Lyman, the question I had, does someone have to be really serving out a sentence to be eligible for this? I noticed in the newspaper this weekend that there was a sizeable increase, either Friday or Saturday, or some folks that were brought in. Can these funds be used for that type of operation?"

**Major Reese** said, "No. Friday evening, there were twenty-one illegal aliens located and we did incarcerate those, but under those, we simply turn them over to I.N.S. and they took care of that. This program is for somebody that commits a felony and is convicted of that felony within Sedgwick County."

**Chairman Winters** said, "Okay, very good. Commissioners, are there other questions of Lyman?"

**MOTION**

Commissioner Miller moved to approve the Application and authorize the Chairman to sign.

Commissioner Hancock seconded the Motion.

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

**VOTE**

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

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

**F. BUREAU OF COMPREHENSIVE COMMUNITY CARE (COMCARE).**

**Regular Meeting, September 11, 1996**

**1. AGREEMENT WITH SEDGWICK AREA NOT FOR PROFIT HOUSING ORGANIZATION TO PROVIDE DEVELOPMENT OF HOUSING OPTIONS FOR PERSONS WITH DISABILITIES AND TO OPERATE A HOME OWNERSHIP PROGRAM FOR DISABLED PERSONS.**

**Ms. Donaldson** said, "This particular contract is one we've done ongoing work with in terms of developing housing options. It is actually more commonly known as SANCHO. We've been really pleased with this. We've developed other housing options and I think one of the most exciting things that has happened is really working toward home ownership, because this is something that many people with disabilities have often been concerned that this would never be an option for them in their lives. We're finding that it is possible and actually they end up making payments that are much lower than some of the rent payments they've had to make in other situations. We're asking your approval and I'd be glad to answer any questions."

**Chairman Winters** said, "Thank you Deborah, there is a question. Commissioner Miller."

**Commissioner Miller** said, "Thank you Mr. Chairman. Debbie, I'm going to be supportive of this, definitely. I would just like an example of home ownership, moving in that direction. Have we done this already?"

**Ms. Donaldson** said, "Yes, we have, on several different occasions, in terms of helping individuals find a home that they could afford and helping them work through the different things that are involved in purchasing a home and getting themselves settled. "Like I said, in many cases, for these individuals, who are disabled and have those kinds of problems and may be on a fixed income, the actual dollars that they're having to expend for that house payment is actually less than what they were having to put into rent."

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

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

**Regular Meeting, September 11, 1996**

**MOTION**

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

Commissioner Hancock seconded the Motion.

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

**VOTE**

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

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

**2. CONTRACT WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES, COMMISSION OF MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, ALLOCATING FUNDS FOR PERSONS WITH DEVELOPMENTAL DISABILITIES.**

**Ms. Donaldson** said, "Commissioners, you may remember that several months ago I brought you a two-month contract saying we needed to finish negotiations on the contract with the State for individuals with developmental disabilities. This is the result of those two months of negotiations and this is the contract for the rest of the fiscal year. "This allows for the billing and funding and provision of services for individuals with developmental disabilities throughout that year and our oversight and monitoring of those services. I'd be glad to answer any questions."

**Chairman Winters** said, "Okay, thank you. Commissioners, any questions?"

**Regular Meeting, September 11, 1996**

**MOTION**

Commissioner Gwin moved to approve 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 Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Absent
Chairman Thomas G. Winters	Aye

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

- 3. ADJUSTMENT OF THE COMCARE STAFFING TABLE TO DELETE ONE PSYCHIATRIC NURSE, RANGE 21 (VACANT POSITION), AND ADD TWO CASE MANAGERS, RANGE 16, FOR THE HEARTLAND PROGRAM; AND ADD TWO CASE MANAGER SPECIALISTS, RANGE 17, AND ONE PART-TIME CLERICAL POSITION (NO BENEFITS) FOR THE SUPPORTED EMPLOYMENT PROGRAM.**

**Ms. Donaldson** said, "Commissioners, these staffing changes are the result of our assessment of what would be needed to adequately provide services for the Heartland Program. This year is our first year that money has been released in terms of us also being able to use it for individuals who would in fact be eligible for placement in a nursing facility and allows us to use those dollars to keep them in the community. So we have looked at that and we're asking some staffing changes for that. Also, in terms of the Employment Program, we looked at our numbers to see where we're really strong and where we need to do a little more work. We want to do a little more work in terms of Employment. We're very good at getting people into independent living and would like to build up our employment figures with folks we work with. I'd be glad to answer any questions."

**Regular Meeting, September 11, 1996**

**Chairman Winters** said, "All right, thank you. Commissioner Miller."

**Commissioner Miller** said, "Thank you Mr. Chairman. I noticed that and I'm just going through the background information, and noticing that the additional two range sixteens will be covered through salary savings, correct? And then there is also the addition of the two Case Managers Specialists, range 17, and the one part-time clerical. How are those?"

**Ms. Donaldson** said, "Through Mental Health Reform."

**Commissioner Miller** said, "So it is through grant funding?"

**Ms. Donaldson** said, "Right. All of these dollars are State dollars."

**Chairman Winters** said, "Okay. Thank you very much. Any other questions?"

**MOTION**

Commissioner Hancock moved to approve the adjustments to the COMCARE Staffing Table.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

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

**G. REALLOCATION OF TELECOMMUNICATIONS MANAGER SALARY FROM RANGE 25 TO RANGE 26 AND WAIVER OF PERSONNEL POLICY TO AUTHORIZE HIRING AT STEP 4 OF THE NEW RANGE.**

## **Regular Meeting, September 11, 1996**

**Mr. Bob Rogers**, Assistant County Manager, greeted the Commissioners and said, "The position for Telecommunications Manager was opened for recruitment earlier this year after you approved the position. In reviewing the salaries of the applicants and also in talking with other telecommunication manager type people in the area, it has become apparent to us that the salary range that was assigned to this position initially was not within market. Personnel Department has reviewed this position at our request again and is recommending that the position be reallocated from a range 25 to a range 26. Also, requesting a waiver from the personnel policy and authorization to hire for this at Step four. The reason for this request is that the desired candidate, honestly the only candidate we have been able to find that meets the qualifications for the position, has extensive knowledge of telecommunications, will not require extensive training and is the only candidate, as I said, who meets all of the selection criteria. Even at Step four, it is going to be a close call as to whether this individual would accept the offer or not and we're not sure that it will be possible, but we're going to it if you'll approve it. So we're requesting approval of the range reallocation and a waiver to the personnel policy regarding the step."

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

**Commissioner Gwin** said, "You said this is the only person we found that met all the criteria, are we asking too much or expecting too much, or is this a new field or a field that is going away?"

**Mr. Rogers** said, "Almost all of the above. I don't believe it is a field that is going away, I believe it is a field that is up and coming. We had a luncheon with telecommunications managers and folks from the school district, the City, the major industries here in town. We couldn't find an awful lot of those folks that have the responsibilities that we're looking for. That is, assuming the total responsibility of telecommunications for the County. There are no degrees. There are very few institutions that have a degree in Telecommunications Management. Electronics Engineering is about the closest that we've been able to find. We had just under forty applications for the job. We used a selection committee. The committee interviewed seven folks and then Mr. Gains and I interviewed three after that. It's been a tough process trying to find somebody who meets the education and experience requirements that we're looking for to lead us into the next century in telecommunications."

**Commissioner Gwin** said, "Sounds like it will be a very demanding job then."

**Mr. Rogers** said, "I anticipate it will."

**Regular Meeting, September 11, 1996**

**Commissioner Gwin** said, "Thank you Mr. Rogers."

**Chairman Winters** said, "Okay, thank you. Bob, when you say that, this position has the potential of saving the County some money. I mean once we get this coordinated, it could also lead to efficiencies but also some dollar savings and expense, is that not right?"

**Mr. Rogers** said, "Yes sir. I believe it will save us money in the long run and I believe it will allow us to provide better service to the citizens of Sedgwick County."

**Chairman Winters** said, "Okay, good. Commissioners, you've heard the report, any more questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Gwin moved to approve the range reallocation and step waiver.

Commissioner Miller seconded the Motion.

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

**VOTE**

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

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

**H. SEDGWICK COUNTY GRIEVANCE HEARING BOARD APPOINTMENTS.**

- **ELECTED OFFICIAL: MICHAEL D. HILL, SHERIFF**
- **ALTERNATE ELECTED OFFICIAL: BETSY GWIN, COMMISSIONER**

**Regular Meeting, September 11, 1996**

- **DEPARTMENT HEAD: SUSAN ERLLENWEIN, DIRECTOR, ENVIRONMENTAL MANAGEMENT**
- **ALTERNATE DEPARTMENT HEAD: RICHARD CHEBULTZ, SUPERVISOR, SECURITY**
  
- **ELECTED CLASSIFIED MEMBER: LARRY D. BROOKMAN, FIELD CASE MANAGER, COMCARE**
- **ALTERNATE ELECTED CLASSIFIED MEMBER: ROBERT GEORGE, FLOODPLAIN MANAGEMENT TECHNICIAN, BUREAU OF PUBLIC SERVICES**

**Ms. Mary Ann Mammoth**, Personnel Director, greeted the Commissioners and said, "I am here to request your approval of the Resolution appointing members to the Sedgwick County Grievance Board. This board was established in 1977 to provide a method for very equal treatment regarding employment issues for employees in the County. This board has evolved and changed down through the years. There are now three members serving on that board. We have a hearing officer that investigates employment related issues and if that employee does not feel like they've gotten a fair shake in that arena, then they have a right to come before the Grievance Board. I think it has proven to the employees of Sedgwick County that you as a Commission, and the County Manager, have a real commitment to allowing them to address these issues and these kinds of problems in an internal arena. These appointments are for two years and as Susie said, the appointees by the County Manager are Sheriff Mike Hill and Susan Erlenwein is a department head, and the employees select a representative. We have an election for them and they have elected Larry Brookman from the department of Public Services. Would request your approval."

**Chairman Winters** said, "Thank you Mary Ann. Commissioners, are there questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Hancock moved to approve the appointments.

Commissioner Miller seconded the Motion.

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

**Regular Meeting, September 11, 1996**

**VOTE**

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

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

**I. REPORT OF THE BOARD OF BIDS AND CONTRACTS' SEPTEMBER 5, 1996 REGULAR MEETING.**

**Mr. Darren Muci**, Director, Purchasing Department, greeted the Commissioners and said, "You have before you the minutes from the September 5 of the Board of Bids and Contracts. There are five items for your consideration this morning.

**(1) BOOK'EM SYSTEM - DEPARTMENT OF CORRECTIONS  
FUNDING: DEPARTMENT OF CORRECTIONS**

"Item one, Book ' Em software system for the Department of Corrections. It was moved to accept the sole source bid of Epic Solutions, in the amount of \$24,975, to match the existing Sheriff Department's booking system equipment.

**(2) DISPOSITION OF MAINFRAME COMPUTER - INFORMATION SERVICES  
FUNDING: INFORMATION SERVICES**

"Item two, disposition of mainframe computer for Information Services. It was moved to declare the IBM ES/3090 mainframe computer a surplus and accept the high bid of Bradshaw Group in the amount of \$1,800.

**(3) CONSTRUCTION OF PARKING GARAGE - CAPITAL PROJECTS  
FUNDING: CAPITAL PROJECT**

**Regular Meeting, September 11, 1996**

“Item three is the construction of the parking garage for Capital Projects. You will note that there are two pages of tabulations. It was moved to accept the low total bid, with alternates, of Martin K. Eby, Co., for \$2,693,507.

**(4) SIGN POSTS - BUREAU/PUBLIC SERVICES**  
**FUNDING: BUREAU/PUBLIC SERVICES**

“Item four is sign posts for the Bureau of Public Services. It was moved to accept the low total bid of Welborn Sales, in the amount of \$69,433.

**(5) VM CENTER SOFTWARE - INFORMATION SERVICES**  
**FUNDING: INFORMATION SERVICES**

“Item five, VM Center Software for Information Services. It was moved to accept the sold source bid of the publisher, Sterling Software, in the amount of \$45,100.

**ITEMS NOT REQUIRING BOCC ACTION**

**(6) ADDITION OF SECURITY OFFICE - CAPITAL PROJECTS**  
**FUNDING: CAPITAL PROJECTS**

**(7) DEAD DEER COLLECTION SERVICES - ANIMAL CONTROL**  
**FUNDING: ANIMAL CONTROL**

“There are two items that do not require action at this time. Those include the addition of a Security Office for Capital Projects and dead deer collection services for Animal Control. The Security Office was tabled for review and the dead deer collection services, the bid received was rejected. Unless there are questions, I would recommend that you approve the recommendations as presented by the Board of Bids and Contracts.”

**Chairman Winters** said, “Thank you. Commissioner Miller.”

**Commissioner Miller** said, “Thank you Mr. Chairman. Good morning Daren, how are you?”

**Mr. Muci** said, “Just fine, thank you.”

## **Regular Meeting, September 11, 1996**

**Commissioner Miller** said, "For the public's sake and for mine, when we accept the high bid, what is typically the high bid behind it? I mean, in other words, we are not bound to accept a low bid always."

**Mr. Muci** said, "No, and if you're looking at Item 2, which is the disposition of the mainframe computer, our goal there is to respectfully get rid of it, so we want . . ."

**Commissioner Miller** said, "Oh, so we're taking more money. I was thinking . . ."

**Mr. Muci** said, "We want the most we can possibly get for this particular piece of equipment which is outdated. We're moving on and forward."

**Commissioner Miller** said, "Okay. Thank you. Thank you Mr. Chairman."

**Chairman Winters** said, "Thank you. Are there any other questions regarding the Bid Board minutes? Any other questions? Commissioners, what's the will of the Board?"

### **MOTION**

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

Commissioner Hancock seconded the Motion.

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

### **VOTE**

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

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

**Regular Meeting, September 11, 1996**

**CONSENT AGENDA**

**J. CONSENT AGENDA.**

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

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>Landlord</u>
V96078	\$316.00	Lester Worsham

**2. 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>
V95136	\$410.00	\$356.00
C94111	\$366.00	\$353.00
C95130	\$221.00	\$222.00
V94092	\$280.00	\$184.00
V95135	\$226.00	\$221.00
V95152	\$380.00	\$335.00

**3. Agreement with Hearthside Lending Corporation to provide on-line access to Sedgwick County's electronic data.**

**4. Order dated September 4, 1996 to correct tax roll for change of assessment.**

**5. Receive and file William P. Buchanan's September 5, 1996 memo regarding potential conflict of interest.**

**6. Consideration of the Check Register of September 6, 1996.**

**7. Budget Adjustment Requests.**

**Regular Meeting, September 11, 1996**

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960552	Finance General	Transfer
960553	Environmental Resources	Transfer
960554	Employee Benefits	Transfer
960555	COMCARE-Homeless Program	Transfer
950556	MCT Grant	Transfer
960557	Finance General Public Relations	Transfer
960561	1996 Capital Projects Fund	Transfer

**Mr. Rogers** said, "I would recommend for your approval, the consent agenda."

**MOTION**

Commissioner Hancock moved to approve the consent agenda as presented.

Commissioner Miller seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, "Thank you very much. At this time, I will recess the Regular meeting of the Board of County Commissioners."

**The Board of Sedgwick County Commissioners recessed to the Sewer District meeting at 9:41 a.m. and returned at 9:45 a.m.**

**K. OTHER**

**Regular Meeting, September 11, 1996**

**EXECUTIVE SESSION**

**Chairman Winters** said, "I will call back to order the Regular meeting of the Board of County Commissioners, September 11. Commissioners, is there other business?"

**MOTION**

Commissioner Miller moved that the Board of County Commissioners recess into Executive Session for approximately 45 minutes to consider consultation with Legal Counsel on matters privileged to the attorney-client relationship, relating to pending claims and litigation, legal advice, and personnel matters of non elected personnel, and that the Board of County Commissioners return from Executive Session no sooner than 10:30 a.m.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, "At this time, we'll recess into Executive Session for at least 45 minutes.

**The Board of Sedgwick County Commissioners recessed into Executive Session at 9:45 a.m. and returned at 11:27 a.m.**

**Chairman Winters** said, "Let the record show that we're back in session, Regular meeting of September 11, 1996. Let the record also show that there was no binding action taken in Executive Session by the Commission. Do we have anything else to discuss?"

**Regular Meeting, September 11, 1996**

**Mr. Mike Pepon** said, “Yes Commissioners, we have three work comp claims that I would like for you to consider. The first is for Karen Lyda in the lump sum payment of \$7,196.64. I would recommend that approval.”

**MOTION**

Commissioner Gwin moved to approve the lump sum work comp payment of \$7,196.64 to Karen Lyda.

Commissioner Hancock seconded the Motion.

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

**VOTE**

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

**Mr. Pepon** said, “Commissioners, the second claim is for Harold Jones for a lump sum payment of \$6,112.33. We’d recommend your approval.”

**MOTION**

Commissioner Hancock moved to approve the lump sum work comp payment of \$6,112.33 to Harold Jones.

Commissioner Miller seconded the Motion.

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

**Regular Meeting, September 11, 1996**

**VOTE**

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

**Mr. Pepoon** said, "The last claim is for Sheron Schupp. We would recommend a running award of \$319.00 a week for 238.13 weeks or until further ordered by the Division of Workers Compensation."

**MOTION**

Commissioner Hancock moved to approve the running award of \$319.00 a week for 238.13 weeks or until further ordered by the Division of Workers Compensation.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, "Thank you very much. Anything else Mr. Counselor?"

**Mr. Pepoon** said, "No sir."

**Chairman Winters** said, "Commissioners, anything else? All right, thank you very much. We're adjourned."

**L. ADJOURNMENT**

**Regular Meeting, September 11, 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