

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

### **REGULAR MEETING**

**SEPTEMBER 25, 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 25, 1996, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem Melody C. Miller; Commissioner Betsy Gwin; Commissioner Paul W. Hancock; Commissioner Mark F. Schroeder; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, Assistant County Counselor; Mr. Jarold D. Harrison, Assistant County Manager; Mr. Daryl Gardner, Controller, Bureau of Finance; Mr. Gary Curnode, Chief, Sedgwick County Fire Department; Mr. Ken Keen, Director, Information Services; Mr. Michael Hill, Sheriff; Mr. Kenneth W. Arnold, Director, Capital Projects Department; Mr. Brad Sherard, Hearing Coordinator, Appraiser's Office; Mr. Mark Borst, P.E., Deputy Director, Bureau of Public Services; Mr. Clarence Holeman, Assistant County Counselor; Ms. Deborah Donaldson, Director, COMCARE; 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**

**Mr. James Mendenhall**, 1802 N. Hyde, Wichita, Kansas

**Ms. Dolores Porter**, Case Management Supervisor, Wichita Metropolitan Family Preservation Agency

**Ms. Mary K. McKenney**, Instructor, Mayberry Magnet Middle School

**Mr. Larry Consolver**, Metropolitan Area Planning Commissioner

**Mr. John McKay**, President, Casado-McKay

**Mr. Marvin Fisher**, First Vice-President, Wichita Park Board

#### **INVOCATION**

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

#### **FLAG SALUTE**

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**ROLL CALL**

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

**CONSIDERATION OF MINUTES:**      **Regular Meeting, September 4, 1996.**

The Clerk reported that all Commissioners were present at the Regular Meeting of September 4, 1996.

**Chairman Winters** said, "Madam Clerk, would you show that Commissioner Mark Schroeder is now present in the meeting room.

"Commissioners, you've had an opportunity to review the meeting Minutes of September 4, what's the will of the Board?"

**MOTION**

Commissioner Hancock moved to approve the Minutes of September 4, 1996, 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 W. Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**CERTIFICATION AS TO THE AVAILABILITY OF FUNDS**

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**Mr. Daryl Gardner**, County Controller, greeted the Commissioners and said, "I certify that there are funds available for those items that have been identified on today's agenda requiring the expenditure of funds. A listing of these items was provided to you previously."

**Chairman Winters** said, "Okay, thank you Daryl. I see no questions. Thanks very much. Next item."

**PROCLAMATIONS**

**A. PROCLAMATIONS.**

**1. PROCLAMATION DECLARING SEPTEMBER 22-28, 1996 AS  
"14TH ANNUAL MINORITY ENTERPRISE DEVELOPMENT  
WEEK."**

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

**PROCLAMATION**

**WHEREAS**, minority entrepreneurs are playing an increasingly important role in the competitive arena of international business; and

**WHEREAS**, the diversity of our national business community is one of our country's main strengths; and

**WHEREAS**, these Americans have stepped forward to accept the challenge of opening economic participation to all citizens, are overcoming the under-representation of minorities in business ownership and management, and are facing the challenge of creating jobs in the communities where they are needed most; and

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

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### **“14TH ANNUAL MINORITY ENTERPRISE DEVELOPMENT WEEK”**

as part of the national observance, and call on all citizens to commemorate this week with appropriate ceremonies and activities, joining together to recognize the contributions that minority entrepreneurs make to our Nation’s economy.

**Chairman Winters** said, “Commissioners, that’s the Proclamation. What’s the will of the Board?”

#### **MOTION**

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

**Chairman Winters** said, “Thank you very much. James Mendenhall is here to accept. Are there others here from your organization or are you it this morning?”

**Mr. James Mendenhall** said, “Well actually our organization is so busy that everybody is at meetings right now. But we really appreciate your support and we plan to create jobs and make this a better and growing economy.”

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**Chairman Winters** said, "All right, thanks very much. We appreciate your work. Next item."

**2. PROCLAMATION DECLARING OCTOBER 1996 AS "FAMILY SEXUALITY EDUCATION MONTH."**

**Chairman Winters** said, "Thank you. Commissioners, I have a Proclamation I'll read for your consideration.

**PROCLAMATION**

**WHEREAS**, much of the fundamental education of the child occurs within the family, and parents should be the primary sexuality educators of their children; and

**WHEREAS**, the family should be given community support in this vital responsibility of parenting to improve the quality of family and personal life; and

**WHEREAS**, parents and potential parents need to be aware of resources which provide needed information to assist them in the sexuality education of their children; and

**WHEREAS**, the purpose and commitment to strengthen the family are reflected in National Family Sexuality Education Month; and

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

**"FAMILY SEXUALITY EDUCATION MONTH"**

and strongly encourage all citizens and civic, health, religious, and family organizations to commemorate this month and the years to come by supporting family sexuality education.

**Chairman Winters** said, "Commissioners, you've heard the Proclamation, what's the will of the Board?"

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### **MOTION**

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

**Chairman Winters** said, “Thank you. Dolores Porter is here this morning I believe. Dolores, if you’d like to come forward and say a few words about your organization, that would be fine.”

**Ms. Dolores Porter** said, “Yes, I will. I am here on behalf of the Wichita Metropolitan Family Preservation Agency. This is a national thing that we’re doing. The Governor will be signing a Proclamation within a few days. I picked up one from the Mayor yesterday. We feel that with the prevalence of teen pregnancy, HIV AIDS, and other sexually transmitted diseases among our young people during this time, that this is a very important thing. Our agency, the Wichita Metropolitan Family Preservation Agency, will be doing approximately four, free of charge, workshops during the month of October to teach parents how to talk to their children about these issues and as we feel that this should be done in the home.”

**Chairman Winters** said, “Thank you very much Dolores. Fred has your Proclamation. Thank you for being here. Next item.”

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**3. PROCLAMATION DECLARING OCTOBER 6 - 12, 1996 AS  
"MENTAL ILLNESS AWARENESS WEEK."**

**Chairman Winters** said, "Thank you very much. Commissioners, I have another Proclamation. All of the Proclamations that we do, I think are very important. This one has special significance in the fact that Sedgwick County is directly involved with mental awareness and mental illness and how we deal with that. I think this is certainly a very appropriate and important Proclamation.

**PROCLAMATION**

**WHEREAS**, historically, serious mental illnesses have resulted in a life-time of institutional care. In 1990, the Kansas legislature enacted the Mental Health Reform Act for the purpose of improving community service for those with serious mental illnesses. This initiative allowed for a range of new services in Wichita and Sedgwick County; and

**WHEREAS**, as a result of this bold initiative, private and public services have expanded so that Sedgwick County's use of State Hospital beds has been greatly reduced. Service providers can demonstrate that reduced State Psychiatric Hospital Bed use did not directly result in increased homelessness among the target populations; and

**WHEREAS**, new services and improved treatments have resulted in 85% of all adult consumers serviced in Sedgwick County reaching their goal of independent living; new services for children have resulted in over 90% of those served living in a home or home like settings; and

**WHEREAS**, the state legislature has deemed it possible to close one of four State Psychiatric Hospitals as a result of Mental Health Reform efforts. It is critical that this closure result in further enhancements of community services for those with serious mental illnesses;

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**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim the week of October 6 - 12, 1996 as

**“MENTAL ILLNESS AWARENESS WEEK”**

in Sedgwick County, and encourage citizens to be dedicated to the efforts to improve understanding of mental illnesses and the expansion of specialized community based services for children and adults who suffer from serious mental illnesses.

“Commissioners, what’s the will of the Board?”

**MOTION**

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

**Chairman Winters** said, “Thank you very much. Here to accept is Debbie Donaldson with Sedgwick County.”

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**Ms. Deborah Donaldson**, Director, COMCARE, said, "Thank you Commissioners. As you are well aware, one thing we continue to battle on a regular basis is stigma. This effort over this week, will be to educate the public about mental illness and what that means and why it is not anything to be feared but very much like any other illness individuals have. For the public also, October 6, to kick off this week, Project Awareness, which we are part of, spends time educating folks about mental illness. The Alliance for the Mentally Ill, which are family members who have a mentally ill person in their family, will have a candle light celebration. This will be at Kansas Newman College at St. John's Chapel, at 6:00. If anyone didn't get that, please feel free to call us and we'll be glad to give you that information again. Thank you very much."

**Chairman Winters** said, "Thank you very much Deborah. We certainly appreciate the effort that you and your department do as we see this continued reduction of state beds at state hospitals to community-based services, which are more cost effective and certainly better for those who need the services. We think you and your group do a great job. Keep up the good work."

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

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

### **RETIREMENT PRESENTATION**

#### **B. PRESENTATION OF RETIREMENT CLOCK TO PHYLLIS HERNANDEZ, ADMINISTRATIVE ASSISTANT, REGISTER OF DEEDS OFFICE.**

**Ms. Mary Ann Mamoth**, Personnel Director, said, "It is my privilege this morning to present a retirement certificate to Phyllis Hernandez. She is an Administrative Assistant with the Register of Deeds Office and will retire October 1, 1996, after nine and one-half years of service with Sedgwick County. She was hired on January 5, 1987, as a Senior Office Aid, promoted to Senior Office Assistant in '87, promoted to Fiscal Associate in January of '89, and again promoted in May of '95 to Administrative Assistant.

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“Phyllis says she plans to travel a great deal, taking along her grandchildren occasionally to visit historical sites during school breaks and summers. Also, now that time will permit, she plans to pursue her hobby of writing for children. Having received her diploma, she hopes to go after a byline.

“Phyllis has always worked at the Register of Deeds Office and describes her employment as very enjoyable and very educational. We want to wish her well in her retirement. Phyllis, congratulations.”

**Chairman Winters** said, “Phyllis, on behalf of the Board of County Commissioners, we’d like to give you this retirement clock as a token of our appreciation for the service that you’ve done to support the citizens of Sedgwick County. We appreciate your work very much. Congratulations.”

**Ms. Phyllis Hernandes** said, “Thank you. I’ve enjoyed working for the County for the last 9½ years and I want to thank the County and Pat Kettler and all my worker assistants. Thank you.”

**Chairman Winters** said, “Next item please.”

### **AWARD PRESENTATIONS**

#### **C. NATIONAL ASSOCIATION OF COUNTIES 1996 ACHIEVEMENT AWARDS.**

- ENHANCED FIRST RESPONDER AGREEMENT, GARY CURMODE, CHIEF, FIRE DEPARTMENT
- ON-LINE PURCHASING/ACCOUNTS PAYABLE APPLICATION, KEN KEEN, DIRECTOR, INFORMATION SERVICES
- LAW CAMP, MIKE HILL, SHERIFF, SHERIFF'S DEPARTMENT
- DON'T HANG UP, FRED ERVIN, DIRECTOR, PUBLIC RELATIONS DEPARTMENT

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**Chairman Winters** said, "Thank you very much. Commissioners, the National Association of Counties continually provide a number of awards to counties or departments within counties who have really been involved in innovative ideas and have developed new programs for their constituents or counties that have been to the benefit of how local government works. We've got four of these that we're going to present today so I would ask if those folks would please come forward. What I'm going to do is just tell who it is, what the award is for, and ask them to explain briefly what is involved here."

"The first of the awards is for Enhanced First Responder Agreement with our Fire Department, which is truly an agreement that demonstrates how a city and a county department can work very well together. So if Chief Curmode would come and make a couple of comments about your program."

**Mr. Gary Curmode**, Chief, Sedgwick County Fire Department, greeted the Commissioners and said, "On behalf of the men and women of Sedgwick County Fire Department District #1, I'm here to receive this prestigious award for them. It stemmed from the visions originally from County Manager Bill Buchanan and City Manager Chris Cherches. They gave a directive to the Fire Chiefs to look at this. We came up with a program over about a year and a half of study, designed improved delivery of fire service delivery and medical response to City and County regardless of jurisdiction. What that means to the citizens is the closest unit responds regardless of what is on the patch, what's on the door, we give help right away. I am very happy to receive this award and thank you very much."

**Chairman Winters** said, "Thank you very much. Chief Curmode is a new employee of Sedgwick County. It has been a little over a year now Chief and we certainly appreciate the work that you've done with the Fire Department. We've got a first class department and we appreciate your work on that."

**Chief Curmode** said, "Thank you sir."

**Chairman Winters** said, "All right, next we have the On-Line Purchasing/Accounts Payable Application. Ken Keen is here."

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**Mr. Ken Keen**, Director, Information Services, said, “This particular award is being given jointly to my department and the Purchasing Department for the Accounts Payable application. What this has involved, is it permits both requisitions and payment vouchers to be entered into the computer on-line by any County department. In fact, no longer do these have to funnel through a clerk, they can be created by the individuals who know the most about whatever it is we’re trying to purchase. It prevents the entry of a requisition or a payment voucher unless there are in fact funds available to cover it. It eliminates the creation and handling of paper wherever possible, moving us closer to a paperless environment. In fact, we can go all the way through the purchasing process and the only paper that has to be created is the check to the vendor. It permits the direct faxing of the purchase order out of the system to the vendor, wherever that is possible and simplifies the creation of new requisitions from other ones by simply copying them over and changing the dates and the appropriate numbers on it. We’re delighted to be able to receive this award. I think it saved a tremendous amount of time for both Accounting and Purchasing and it is a system that is working very well for Sedgwick County. Thank you.”

**Chairman Winters** said, “All right, thank you Ken. There are two plaques here, so you might want to share one of those with the folks down in Purchasing. Again, thanks for the good work.

“The third award from the National Association of Counties is for Law Camp, which is a program developed by Sheriff Hill, which involves youth and some self esteem. Sheriff Hill is here.”

**Mr. Mike Hill**, Sheriff, said, “Thank you Mr. Chairman, Commissioners. This is our second year of Law Camp. As the previous year, this year was also a success. We always hear about front end, doing programs at the front end instead of waiting until the back end when our youth get in trouble. This is one of those programs. Hopefully something that kids pick up during the three and a half days they’re with us might stick in their mind and help them make proper decisions when they meet the challenges, and there are many, many challenges out there facing our youth today.

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“We couldn’t put this on without the help of many people in our community. One of the biggest sponsors we have is the Kansas Air National Guard. They’ve been with us shoulder to shoulder last year and again this year. We designated 150 youth this year, but there were about 30 no shows and when we contacted the parents, illness, vacations, baseball camps, jobs, there were about 30 that didn’t show. There were kids from 14 communities that we identified that spent time with us. One thing, we’re known as the drought busters, if you remember last year, we weren’t having any rain and the day before it started we had a deluge and it darn near put us out of business. Well, that was delayed two or three days, we had the deluge Thursday night and Friday morning. In fact, we had to cut it half a day short because mother nature is a little bit stronger than we are. Trash bags are wonderful. You cut three holes in a trash bag and it makes terrific rain gear for the little folks.

“We’re going to do it again next year. I don’t have enough time, but there were 28 organizations, public and private organizations, that donated food and equipment to make this a success. We’re looking forward to the third year. It’s programs like this that hopefully will eliminate the need for back end programs. Thank you.”

**Chairman Winters** said, “Thank you Sheriff. Here’s your award from the National Association of Counties.”

**Commissioner Miller** said, “Mr. Chairman.”

**Chairman Winters** said, “Yes.”

**Commissioner Miller** said, “Before you leave Mike Hill, I just have a quick question. I happened to be out there, probably on Wednesday. I had a good time and it seemed as though everybody else was having even a better time. I wonder, do you have individuals or kids who call back and say I want to come next year?”

**Sheriff Hill** said, “We have kids who would like to come but we have such a waiting list. One good thing is that each mentor, we divide the kids up into companies of ten and there are two mentors, a law enforcement mentor and an Air National Guard mentor. They bond and we do have track records where the children that have been at the camp during the year call them when they have a problem to help work out.

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“Yeah, they’d like to come back. It’s not all fun and games either. There are educational programs. They’d like to come back but we don’t have enough personnel or time to allow them to come back, they get one time.”

**Commissioner Miller** said, “Understand. It was great. Thank you. Thank you Mr. Chairman.”

**Chairman Winters** said, “Thank you Commissioner Miller. The last one of the presentations from the National Association of Counties to a Sedgwick County Department, is to our Public Relations group. The message was Don’t Hang Up. Fred Ervin is here. Fred, if you would explain that.”

**Mr. Fred Ervin**, Director, Public Relations Department, said, “Thank you Chairman. This project was one that was in conjunction with Emergency Communications. It began with a conversation that I had with one of our very fine Assistant County Managers, Bob Rogers. He came to me and said, ‘Fred, we have a situation in 911 that callers will make an initial call in peak periods and if the call is not answered on the first or second ring, they would hang up. That means that the call stays in the system and it backlogs 911.’ We thought of a PSA, public service announcement, and we also did releases to try to get this word out. We came up with the name Don’t Hang Up, but there are two words missing and that’s Hang On. It was difficult to gage exactly how effective it was, so we’re in the process of revisiting this project because we think it is a prime time message that callers, when you do call 911, and I’m speaking directly to those of you who are watching, if you call 911 don’t hang up, hang on, your call will be answered. We thank you.”

**Chairman Winters** said, “All right, I think we can be proud that we’ve got a number of people in our organizations who are receiving this national recognition. Madam Clerk, call the next item.”

### **CITIZEN INQUIRY**

- D. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING MAYBERRY MAGNET MIDDLE SCHOOL EIGHTH GRADE SERVICE PROJECT.**

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**Chairman Winters** said, "If you'd please state your name and address for the record and then proceed."

**Ms. Mary K. McKenney**, Instructor, Mayberry Magnet Middle School, said, "You bet. Good morning Chairman Winters. I study Civics and Social Studies with the 8th Grade Eagles at Mayberry Middle Magnet School around the west side of town. I'd like to introduce three team members, Jenisha Reed, Michael Hoheisel, and Prenab Shaw, who are with me today.

"We're here because of our interest in Sedgwick County Park. At various times over the last five years, our team has gone to Sedgwick County Park to clean Tom Scott Lake. We study Language Arts there, Science, Math and Social Studies, and we take them at the end of the year just to enjoy the park because it is such a beautiful place and close to our school. So now we are making our interest in Sedgwick County Park official. The Eagles are adopting Tom Scott Lake as our community project. We have named the project 'Classroom in the Park' because we bus the whole team over, spend the morning cleaning the lake, which is a big job, and then we have educational activities in the afternoon. Then we return to school for dismissal.

"Our goals for our project are to teach the value of community service, to teach appreciation of outdoor facilities provided to the people of Sedgwick County Park, to enhance the curriculum experiences, to teach concern for wildlife and wild places, and to make Tom Scott Lake sparkle. I would like to thank Alison Brown for her ongoing interest and encouragement in our team and in this project, and Mr. Warren Duscher and the staff at the park. They've always been warm and welcoming to us and have helped us any time we've asked them for help. Also, Commissioner Melody Miller, my good friend and former colleague for ongoing support of our school and for the children of Sedgwick County. Thank you Melody."

**Commissioner Miller** said, "Thank you Mary."

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**Chairman Winters** said, “All right, sounds like a terrific project. We certainly appreciate your making the effort to take on a responsibility and still at the same time enjoy one of our parks. If you and your students can stay for just a bit, the next item on our agenda is going to be talking a little bit about parks and open spaces. So you might be able to continue part of your civics lesson for today as Commissioners discuss and talk about parks and what parks and open spaces mean to us all. Thank you very much for your student’s participation and your student’s willingness to be involved with one of our very best facilities.”

**Ms. McKenney** said, “Thank you Chairman Winters.”

**Chairman Winters** said, “Commissioner Miller has a couple of comments.”

**Commissioner Miller** said, “Thank you Mr. Chairman. First of all, I have to say for the public’s sake, that if you want to take about innovation, or if you want to talk about excellence in education, you are looking at it right now. Mary McKenney, my commendations, my hat is off, you know that. When you think about bringing the classroom or bringing education out of the boundaries of four walls and a room, can you imagine having a teacher that actually thinks enough, far enough, envisions how it is taking from the building, out of the classroom, into a park situation and not only teaching from that setting, which is going to cause little minds to wander, we know that. But also, build into it, a community service component that is not only assisting the park, Warren Duscher, but it is also assisting the public at whole. It is wonderful. As you were giving your presentation, Mary, I saw nothing but lights on out there. I saw eyes going wow, I wish I had a teacher like that when I was growing up. So again, good job, keep it up, enjoy.”

**Ms. McKenney** said, “Thank you Melody.”

**Chairman Winters** said, “Thank you. One last comment. We do have a special connection to Mary McKenney. We have two folks who work for Sedgwick County, Collin McKenney and Alison McKenney Brown. Both are children of Mary’s, so we’ve got a special connection and we certainly appreciate the work that they do for Sedgwick County. Thank you. for being here. Next item.”

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### **PLANNING DEPARTMENT**

#### **E. PARK AND OPEN SPACE PLAN.**

**Mr. Larry Consolver**, Metropolitan Area Planning Commissioner, said, "Thank you for allowing us this time to make this presentation. I am a past president of the Wichita Board of Park Commissioners and now serve as a member of the Metropolitan Area Planning Commission. I've been asked by the MAPC Commissioners to give you an overview of the plan developed and approved by both the Board of Park Commissioners and the MAPC and just yesterday, the Wichita City Council approved the adoption of the plan with amendments unanimously.

"My remarks will be followed by Marvin Fisher and John McKay. Mark is of the Park Board and John McKay serves with me on the MAPC. Marvin Krout of the MAPD and Tim Vanatta of the Park Department, are here to answer any questions.

"Several years ago, the then director of the Wichita Park Department, Frank Smith, asked members of the Park Board and the Park Department staff to begin looking forward to the needs and requirements of the City and County for future parks and recreational facilities, and to develop a Comprehensive Parks and Open Space Plan. We are here today, to ask you, the Sedgwick County Commissioners, to approve the results of those long hours of work and meetings by members of the Wichita Park Board, the Metropolitan Area Planning Commission, Park and Metropolitan Planning staff, and included citizens from Wichita and Sedgwick County. To include this plan is part of the Wichita Sedgwick County Comprehensive Plan.

"This plan does not go into specifics as to what recreational activities the citizens want or make recommendations about what programs the Park Department should offer. Instead, the purpose of the plan is to make projections based on past experience and information from many sources. Using the data collected, a projection has been made as to what types of activities are most likely to be requested or required by the users. Then, we have translated that data into what types of facilities, land, or space will most likely be required. An example would be that for 15 acres of park land, would serve a thousand people.

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“Another is a desire for more family neighborhood community parks while still others prefer larger regional parks such as the Sedgwick County Park and Lake Afton. Findings like these, confirm the need for this long range and open space comprehensive plan. Today, we the members of the MAPC, ask the Sedgwick County Commission to approve the addition of the Comprehensive Park and Open Space Plan to the Wichita Sedgwick County Comprehensive Plan. This is a first step in a continuing process of planning for the future quality life in Sedgwick County. Thank you very much.”

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

**Mr. John McKay**, President of Casado-McKay, said, “I’m a member of the Metropolitan Area Planning Commission. My business for the past thirty years has been land development and building in the City of Wichita and Sedgwick County. I guess because of this, I was asked by the Planning staff to try to explain the public/private joint venture portion of the Park and Pathways proposal. Getting to this point is not an easy matter, primarily because of the differences of philosophy that develop in a community and the public sector. City staff and the Park Board’s philosophy is that parks and recreation areas should be public and controlled by the Park Department. The private sector feels that there is room for both public and private in recreation areas in Sedgwick County and in Wichita. The private sector also feels that if they provide and maintain the parks in these areas that it should help the Park Department better utilize tax dollars that they have available to spend on public facilities. Presently, in the Park Plan, the calculations, private parks were not considered. I think they will be after this, but presently when it was proposed, they were not part of the plan.

“During the review by MAPC, there seemed to be two major problems. One was the high cost that the Park Department had to pay for land for the parks and two, ways to get funds for development and maintain future parks. The question was, how do we solve both of these problems. In 1994, during one of the MAPC’s many sessions on this park plan, the Park Director from Johnson County in Kansas City, had a session with us. During this session, the question was asked of him, how do you deal with developers in your area? His answer was, ‘the development community is my friend.’ He then went on to tell us how they worked together and how successful they were in joint ventures with the development community and the public sector.

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“After that meeting, Jim Minor, who is a local realtor in Wichita and also a member of the MAPC, and I started to develop an idea of how the Park Department and the private sector could work together in a joint venture situation. After numerous meetings and adjustments with the development community, MAPD staff, Park Department, Park Board, MAPC, and the private/public portion of the park plan as you see it today, was proposed.

“At this time, to show how this would work, in the near future, there is a major development going to occur on the west side of town that will be a Park Department and private sector joint venture. I feel that with the Comprehensive Plan and its ability to direct development, that the public/private joint venture could be an important factor that will help make the park proposal for Wichita and Sedgwick County and would encourage adoption of the Park Plan. Thank you.”

**Chairman Winters** said, “Thank you very much Mr. McKay.”

**Mr. Marvin Fisher**, First Vice-President, Wichita Park Board, said, “Chairman Winters, Commission, I’m glad to meet with you this morning. My name is Marvin Fisher and I’ve served on the Wichita Park Board it seems like forever. I’d like for you to go back with me if you would to the time when you were a kid growing up. That night before Christmas was a little tough to sleep because you didn’t know quite what was coming to you the next morning. You were looking for it. That’s the way my nights have been for the last two nights. I didn’t know what was coming. The Council gave me a Christmas present yesterday and I’m hoping you will do the same. That comes from serving on the Park Board and serving on the Park Open Space Committee since February of 1991. Three men gathered, Larry Ross, the late Bev Hodges, and myself. We sat down and put together a dream list of what it is that we wanted the plan to include. That dream list then went to staff. Staff worked with it, put it together, put numbers, figures and data to it and then it was our job. Well just like a Christmas present, it came with the label some assembly required. That assembly was a lot more than any of us anticipated, but it was good.

“We met with the MAPC Board and started the joint talks. Now I would be less than honest with you if I didn’t admit that some of those talks involved blood pressures rising and voices getting a little louder. But we were able to work out our differences in a very positive and real way.

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“I remember many meetings when I thought why in the world am I going and yet we came away with some very good comments, input from all around. But as we got further into the problem, we discovered that one of the biggest issues in this was financing.

“Now there are a lot of people out there who look at all they’ve read in the paper and assume that if this is passed that the County and the City are going to jointly drop \$53,000,000 in the park budget for next year and for that I’m greatly appreciative, but we know that’s not the reality of the situation. We know that this is a plan that will go on and begin to work on a step by step, piece to piece basis. However, the Park Board feels it very necessary to continue the study. I will be chairing a group that is going to get down and study the whole financing issue. How do we propose to finance this? We have all sorts of ideas and concepts. We’ve looked at what Johnson County is doing. I don’t know where this thing is going to come out, but I do know we’re moving forward. I expect that I will be back before you within six months if nothing more than to just report our progress and I’ll be able and ready to report sooner than that if you desire.

“We’ve asked citizens to serve. We’ve asked developers to serve on this Board. We’re going ahead, trying to solve the problem and the dilemma, if you will, of the financing of Park and recreation for the citizens of Sedgwick County. One of the things I discovered as we worked our way through this was exactly, at this point in time, how well what the County feels their role is and the City is doing mesh. They did better than I thought they did. But prior to this time, there was not the opportunity for the two groups, if you will, to get together to find out what the other was doing and what the other was thinking. Now we’re talking. Now we’re continuing to talk on the Park Board level with the Board of Education, to continue to deeper explore ways of pulling things together. We are, as John McKay referred to, including an inventory of the private open spaces out there. Part of the problem is there is no inventory at this time so we have to start from scratch. That is being done.

“We have accepted, with a great deal of pleasure, the recommendations on the changes made by the County Commission. If you note, we made some changes of our own. One of them, being more important, the commitment of the Board of Park Commissioners to continue to review this plan on an ongoing basis. We have to look at it annually, because as we found out in 1991, those which we thought the public wanted in ‘91, by ‘94 the sentiment had already changed and there are some very necessary plans which need to be changed.

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“People told us they didn’t want bike paths on private open space. We moved them. People told us to look for ways to finance this. This is what we’re looking for. The plan was old. When I started on it in ‘91, it was already fourteen years old. As a certified financial planner, I do not allow clients to work on a plan that’s fourteen years old. It has got to be updated on an ongoing basis and that’s what this plan needs.

“It has been amazing for me to go through this entire process. It’s been a lot of fun. It’s been enjoyable. I would like to thank the Commission for the members that you appoint to the MAPC. They are good people. They took on a very tough task and I appreciate all that they have done. I am looking forward to moving ahead with this plan. It is a plan that is not set in concrete, as I’ve said many times, but set in Jell-O. It is a flexible, moving, breathing, living entity, and will continue to serve as guidelines for where we’re headed. I would just ask that you, as a County Commission, consider this thoughtfully. I really ask deep down in my heart, that you grant me my second Christmas present. Thank you.”

**Chairman Winters** said, “All right, Mr. Fisher, if you’d hold on just a second. Commissioner Schroeder has a question.”

**Mr. Fisher** said, “Yes.”

**Commissioner Schroeder** said, “Marvin, thank you for being here today and making the presentation. One question and I think I asked this way back when we started this process. Does the City still have a park fund that they use to build parks throughout the community?”

**Mr. Fisher** said, “That comes through our CIP budget and those entities are in there on an ongoing basis.”

**Commissioner Schroeder** said, “Is there money still in there?”

**Mr. Fisher** said, “In this CIP? No, we’re done.”

**Commissioner Schroeder** said, “There’s no funding available?”

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**Mr. Fisher** said, "No. For this year's CIP, we will not be purchasing any more lands. There has always been a historical data, if you will, between two and three hundred thousand dollars for new land acquisitions. The balance of it was going to maintenance and those kind of issues."

**Commissioner Schroeder** said, "But there is no new land purchase money?"

**Mr. Fisher** said, "Not for now."

**Commissioner Schroeder** said, "I understood that there was a fund that may have been controlled by the Park Commissioners, where contributions, donations, plus investments by the City itself into this fund, I may be wrong about that, but they used to have a fund that they used in order to make those major improvements."

**Mr. Fisher** said, "Keep in mind and I'll refer back to the old days when under an autonomous Board, we had ways of using funds to do those kinds of things. That, however, has been taken over by the Wichita Park Alliance, to raise private monies and then funnel them into the Park Department. That is their goal, one of their tasks. They're working on several projects right now which we do not have the monies to fund, but they're raising. In the future, I would anticipate part of the financing package will be to consistently go after those grants and foundation awards for land acquisition and it will be funneled through that entity."

**Commissioner Schroeder** said, "Okay. With all the talk about keeping taxes at a minimum, the City has claimed that they haven't raised their taxes in three years. I know one of the first places you go to are Parks and Recreation, because those are, in some people's eyes, the least important to the community, and I just wanted to make sure that we were still headed in the right direction, the City had not stopped totally funding the park projects."

**Mr. Fisher** said, "Not at all. The City is still very active. As a matter of fact, if you'll look at the latest proposed CIP there is an \$8,000,000 renovation of one of our major parks here in the central City area so we're excited about that."

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**Commissioner Schroeder** said, “Can you tell me, when was the last large project or renovation project done with the City parks, can you recall that?”

**Mr. Fisher** said, “As far as major renovation of a park, it has been many years, as far as going in and starting at ground zero and redeveloping and redesigning a park. There have been major improvements along the way, additions, etcetera. What has happened, over a period of time, is we went from a very land purchasing organization to pulling in the horns and backing up on purchasing so we’d have money to use for development of these parks. Now we’re able to do some things with Swanson Park that we were not able to do in the past, Buffalo Park, and in my district, those are the things that have come up.”

**Commissioner Schroeder** said, “Thank you very much. Appreciate it Marvin. Thanks Mr. Chairman.”

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

**Commissioner Miller** said, “Thank you Mr. Chairman. Mr. Fisher, could you paint a picture for the public of what it is that you would say would ultimately come from this Open Space and Park Plan? I understand that there are no specific projects that have been detailed within the plan itself, but I’m sure the public is out there just wondering \$53,000,000, yes I understand it is going to come from different resources, what is it ultimately going to do for us?”

**Mr. Fisher** said, “I think first and foremost, the public told us over and over, what they’re after is security in the parks and maintenance in the parks. So that is going to help us judge where the expenditures of monies need to be because they have told us that is a primary concern to them. They want to feel safe. We’re going to work with the Police Department, the Sheriff’s Office, to find ways to continue to improve the safety of our parks through lighting and other entities. That’s where we begin. From there, we look at areas which demographically are under served with park and recreation facilities and finding creative ways to pull those together.

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“One that we’re working on right now is in southwest Wichita, which was a joint effort, as a matter of fact, with the Board of Education, we call the old Martin School site. They’ve told us what they wanted down there. What I thought was eight years on the Board, infinite wisdom, I thought great, we’ll put in a new playground, won’t this be wonderful. Well, that’s not what they told us they wanted. They told us what they wanted was more of an exercise path. So we’re trying to be responsive to that.

“We’re trying to look for those areas which are under served in this area. Trying to work with what the County is planning and proposing to do to make sure that we mesh and intertwine to we’re not overlapping. We don’t need to double spend money. But if the County will continue on its path as they’ve stated an interest in providing the large regional parks, we can then fill in with the small neighborhood parks. So those are the things we want to look at. We want to look at some opportunities for recreation, i.e., bike paths, walking paths, and that kind of stuff, and how does that fit with current building projects. The K-96 is a good example of that, where we were able to put a bike path along K-96 at the same time. It saved us a lot of money. We were able to receive State monies to do that. But we’re trying to be more sensitive to what they want in the areas of land and available facilities, taking into account the neighborhoods who have their own. I live in a neighborhood where I have the privilege of paying for my own pool, my own playground, my own walking path, and my own lake through homeowners dues, so I’ve made that choice. So in essence, I get to pay for those parks twice. I pay through my homeowners dues and my taxes, but that’s fine, that’s the decision that I made.”

**Commissioner Miller** said, “It sounds as though what you’ve built into this plan or what has been built into this plan is ownership from the public.”

**Mr. Fisher** said, “Exactly.”

**Commissioner Miller** said, “That’s very good. Thank you Mr. Fisher. Thank you Mr. Chairman.”

**Chairman Winters** said, “Thank you. Thank you Mr. Fisher. We appreciate it very much. Commissioners, I don’t see any lights flashing. Commissioner Hancock.”

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**Commissioner Hancock** said, "I'd like to thank Larry Consolover, John McKay, and Marvin Fisher for being here today. Beyond that, all the folks who spent a lot of time working on this park plan. I know it's been very frustrating process for you to combine the wishes of the City Council and the Board of County Commissioners. I don't understand it. I can't believe it. Sometimes we're just hard to work with and I know we couldn't believe it at first but you wouldn't know it, but I attended many of the meetings with the process first began to look at how they were beginning and how the process was going to be and to try to understand it. Then in the middle I left it to those folks who were deeply interested in the procedure and the outcome of those procedures and in the end, I just want to tell you, you did a great job. I know you wouldn't know that from the comments I know you received as the staff carried back the messages from us, but the truth is we really deeply appreciate what you've done.

"I have been very excited about some of the things that I think you planned for us and we've let you know somewhat that we're willing to do because we have historically, Sedgwick County has not been a provider of parks. We have not been a player in it. We have Lake Afton. We have Sedgwick County Park. Two facilities we're very proud of. Two facilities that are unique because the people that take care of those have ownership in them themselves and we're very interested in continuing that kind of park throughout the whole County. So by the comments I'm sure you got carried to you by the staff from us, you might have understood that maybe those guys aren't too interested, but we are. I really am.

"I'm very interested right now in an idea, the City of Wichita, as you know, has purchased some land in my neighborhood, the confluence of the Arkansas and the big ditch and I've been waiting patiently for this park land to get approved and now my mission for the next couple of years will be pushing, asking, and begging my colleagues to take a look at this piece of property and let's get started in developing a regional park there. I'm really looking forward to that. That concept first came to me in early 1980's and it failed throughout the '80's, but here in the middle of the 90's, we're right on time, right? It was okay to do it, but the timing was off just a little bit.

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“One thing I was particularly interested in is providing to our community park land, whether it be City or County, provided by the citizens themselves. I did not particularly want to see those folks who deal in land as a commodity as part of their business processes to be forced to give up some of those lands in the name of parks and open spaces. I felt deeply that there should be some kind of an incentive provided to those folks who want to do that, to help their communities. It becomes a win win situation, both for the community and for the developer and the builder. I think anything that we ask of our citizens, particularly the segment of our citizens where we select those individuals out of our community and we ask them to be a bigger player than others and we need to provide to those folks an incentive. You’ve done that and I appreciate that very much. I think many of the developers and builders now will want to be a player in this. There is definitely, and you’ve told me over and over again, a benefit for having open spaces and parks near developments. I think there are going to be a lot of folks out there who will want to provide them. It not only makes their developments more valuable. It makes the whole community more valuable for the community.

“You’ve provided us with a foundation on which we can build now and I think that we have the proper plan in place. Nothing is perfect and nothing ever will be perfect, but folks, this is about as good as it is going to get. You’ve done a great job. Thank you very much. I just want you to know I’m excited and I’m ready to begin. I don’t know about my colleagues, I’m sure they are too. This is something that we haven’t had a lot of discussions about on one on one, but I know that we’re so proud of what we have already, we’re willing to build more of the same. Thank you very much. Appreciate it.”

**Chairman Winters** said, “Thank you Commissioner Hancock. I am certainly going to be supportive of this plan and this guide that we’ve got now and I too want to extend thanks to all the participants who were involved in it. Larry Consolver, John McKay, Marvin Fisher, I know you’ve all worked on it very diligently, and that continues to give us confidence as we see members of the community working on a project and then coming to a conclusion. Also, to the staff, Marvin Krout and his staff. I see Ray Alavarez is here. Thank you for all the hard work you’ve put in on this project and your Boards and Commissions. I think it is a guide that we can begin to use.

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“I think we all realize that it is not an automatic \$53,000,000 cost, but it is certainly a long term plan that we can begin to work with and I think we all clearly understand that it is not a resolution, it is not a set of regulations, but it is rather a guide that we can begin to use. We’ve talked about it several times in staff and workshop meetings here in the County so I think we’re all probably pretty familiar with it. Commissioners, if you have any other questions for clarification or understanding? If not, what’s the will of the Board?”

**Commissioner Schroeder** said, “Mr. Chairman.”

**Chairman Winters** said, “Yes.”

**Commissioner Schroeder** said, “If there is anybody from the public that would like to speak to this item?”

**Chairman Winters** said, “Sure, that would be appropriate. If there is anyone from the public here who has a comment that they would like to share with the Board of County Commissioners, we’d be glad to hear that from any member of the public.”

**Commissioner Schroeder** said, “I doubt if there is, but you never know.”

**Chairman Winters** said, “Well it was your idea. Seeing no one from the public.”

**Commissioner Schroeder** said, “Well, if somebody comes back and says you didn’t allow us to comment, we can say we tried.”

### **MOTION**

Commissioner Gwin moved to adopt the 1996 Park and Open Space Master Plan, including the latest amendments requested by the County Commission and the Wichita Park Board, as an element of the Wichita-Sedgwick County Comprehensive Plan.

Commissioner Hancock seconded the Motion.

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**Chairman Winters** said, "Just a follow up on that part about the public. One of the things that in having been in this business for about 3 ½ years, I'm confident that if there were serious flaws with this plan we would have been hearing from the public or somebody would have been here telling us what is wrong with it. But now I think it is a document that everyone is comfortable with and again I think it is a good guide. Commissioners, we have a Motion and a second, is there further discussion? Seeing none, call the vote."

### **VOTE**

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

**Chairman Winters** said, "Thank you very much. Thank you all for being here who had a special interest in this item. Madam Clerk, next item please."

### **NEW BUSINESS**

#### **F. ACCOUNTING DEPARTMENT.**

- 1. RESOLUTION DECLARING CERTAIN COUNTY PROPERTY TO BE SURPLUS AND AUTHORIZING THE COUNTY CONTROLLER TO SELL OR DISPOSE OF, BY PUBLIC AUCTION, SUCH PROPERTY AND EQUIPMENT, AND NOTICE OF PUBLIC AUCTION.**

**Mr. Daryl Gardner**, Controller, said, "This morning before you is a Resolution declaring certain items and authorizing me to sell these at public auction at Lake Afton Park on October 19, 1996. If you have any questions, I'd be happy to answer them. Otherwise, I'd recommend you adopt the Resolution and authorize the notice of publication and for the Chairman to sign."

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**Chairman Winters** said, “Okay, thank you. Daryl, Commissioner Schroeder has a question.”

**Commissioner Schroeder** said, “Daryl, obviously this property is not being used by the County any longer and that’s why we’re disposing of it in this process?”

**Mr. Gardner** said, “Correct.”

**Commissioner Schroeder** jokingly added, “With that, I’d move we add Betsy Gwin’s desk. Do I hear a second to that?”

**Commissioner Hancock** said, “No, the Motion died.”

### **MOTION**

Commissioner Schroeder moved to adopt the Resolution, approve the Notice of Public Auction and authorize the Chairman to sign.

Commissioner Gwin seconded the Motion.

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

### **VOTE**

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

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

## **2. RESOLUTION AUTHORIZING CONCESSIONS AT THE SEDGWICK COUNTY SURPLUS PROPERTY AUCTION.**

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**Mr. Gardner** said, "Now that we have the auction for October 19, be in out in the middle of the County, we need concessions for the people attending there and Gracie's Kitchen-To-Go has worked with our auctioneer before and we'd recommend that you adopt the Resolution authorizing that business to sell concessions."

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

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

### **3. AGREEMENT WITH BANK IV TO PROVIDE BANKING SERVICES.**

**Mr. Gardner** said, "On August 20 this year, the Purchasing Department, in conjunction with my office, sent out a request for proposal for banking services as our contract was up this year. We held a pre-proposal conference on August 30 in which four banks attended. On September 10, the proposal bids were opened and we received only one proposal, that from Bank IV. Having met with the committee, everything from the proposal seemed to meet our needs and we recommend that you approve the Contract attached to the agenda with Bank IV. If you have any questions, I'm here and Karen Prater, Vice President from Bank IV."

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

**Commissioner Gwin** said, "Daryl, you don't need to go into the specifics, but you did contact other banks in the community to ascertain why we hadn't heard from them. In your opinion, did they have valid reasons?"

**Mr. Gardner** said, "Yes, we sent out twenty some proposals to different banks within the County and most of the banks in the County are not large enough to collateralize the amount of money we have in the bank. The ones that did attend the pre-proposal conference decided not to submit a proposal, had some concerns over certain aspects of the proposal that they would not be able to provide the services that we were needing."

**Commissioner Gwin** said, "The requirement to collateralize funds, is that a County requirement or a State requirement?"

**Mr. Gardner** said, "It's a state statute that we have to have 100% collateralization of our funds."

**Commissioner Gwin** said, "Okay, all right. Thank you Mr. Chairman. Thank you Daryl."

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

**Commissioner Miller** said, "Thank you Mr. Chairman. Daryl, there was a question I asked when you were briefing earlier in the week and that was with the recent acquisition of Bank IV that no services will be rendered differently that would impact how it is that we've been used to doing business?"

**Mr. Gardner** said, "Correct. Bank IV is still local here and we will be dealing with people in the local Bank IV branch here even though they've been taken over by two different banks recently."

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

**Chairman Winters** said, "Commissioners, any other questions?"

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**MOTION**

Commissioner Gwin 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	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, "Thank you very much Daryl. Thank you for being here Karen. Next item."

**G. AGREEMENTS (2) REGARDING CONTROLLED ACCESS TO ROADS.**

- 1. AGREEMENT WITH COLUMBIA/HCA HEALTHCARE CORPORATION, D/B/A COLUMBIA WESLEY HEALTH STRATEGIES, FOR CONTROLLED ACCESS TO 13TH STREET BETWEEN LAKEPOINT AND WEBB ROAD BETWEEN 8:45 AM AND 10:00 AM SEPTEMBER 28, 1996 TO HOLD THE ANNUAL GOLD LEAF WOMEN'S CLASSIC.**

**Mr. Jarold D. Harrison**, Assistant County Manager, greeted the Commissioners and said, "This is our annual agreement for the Gold Leaf Women's Classic, which would allow them to have controlled access to a portion of 13th Street between Lakepoint and Webb Road. We have received the certificate of insurance for this particular program and would recommend your approval."

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**MOTION**

Commissioner Gwin 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	Aye
Chairman Thomas G. Winters	Aye

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

**2. AGREEMENT WITH MAIZE FALL FESTIVAL COMMITTEE FOR CONTROLLED ACCESS TO 45TH STREET NORTH BETWEEN MAIZE ROAD AND 119TH STREET WEST BETWEEN 6:30 AM AND 9:00 AM SEPTEMBER 28, 1996 TO HOLD A ONE-MILE RUN AND A 5K RUN.**

**Mr. Harrison** said, "As you are aware, the County just completed paving of 45th Street in time for the opening of the high school at Maize and the Fall Festival wants to take advantage of that excellent road service for the purpose of these runs. This is the first request we've had by Maize for use of that road. They have complied with the requirements we set out for closing roads and we would recommend your approval."

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**MOTION**

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

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

**H. AGREEMENT WITH WICHITA REGIONAL GROUP OF THE EARLY FORD V-8 CLUB OF AMERICA FOR USE OF SEDGWICK COUNTY PARK OCTOBER 6, 1996, TO HOLD AN ALL FORD DAY CAR SHOW.**

**Mr. Harrison** said, "This is a standard use request we have had for car clubs for a car show. We have coordinated dates with the Park Superintendent. We have received the certificate of insurance and we recommend your approval."

**MOTION**

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

Commissioner Hancock seconded the Motion.

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

### **VOTE**

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

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

### **I. BUREAU OF COMPREHENSIVE COMMUNITY CARE.**

#### **1. EMPLOYMENT AGREEMENT WITH POLY TAN, M.D., TO PROVIDE OUTPATIENT PSYCHIATRIC SERVICES.**

**Ms. Deborah Donaldson**, Director, COMCARE, greeted the Commissioners and said, “This first agreement is just a renewal of an ongoing employment agreement with Dr. Tan. This employment agreement is at the same compensation that it was last year. I’d be glad to answer any questions.”

### **MOTION**

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

Commissioner Gwin seconded the Motion.

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

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**VOTE**

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

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

**2. AMENDMENT TO CONTRACT WITH MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS FOR CASE MANAGEMENT AND FLEXIBLE FUNDS - HEARTLAND.**

**Ms. Donaldson** said, “Commissioners, this is just an Amendment. It was to kind of clean up the Agreement. The contracting dates were not correct and they have been corrected.”

**MOTION**

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

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

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

### **3. CONTRACT WITH BOARD OF EDUCATION, UNIFIED SCHOOL DISTRICT NO. 259 TO PROVIDE CLINICAL EDUCATION OF MENTAL HEALTH TECHNICIANS.**

**Ms. Donaldson** said, "This particular Agreement allows mental health technicians to come into our facility and we help train them and we also frequently hire folks with that type of background as case managers. I'd be glad to answer any questions."

#### **MOTION**

Commissioner Schroeder 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	Aye
Chairman Thomas G. Winters	Aye

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

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4. AGREEMENTS (6) ALLOWING AFFILIATE AGENCIES TO RECEIVE COUNTY MILL LEVY FUNDS, STATE AID, STATE GRANT FUNDS AND A SPECIAL STATE FISCAL YEAR 1997 APPROPRIATION BASED ON SERVICES DELIVERED TO PERSONS IDENTIFIED IN THE SEDGWICK COUNTY DEVELOPMENTAL DISABILITY FINANCE PLAN.
  - KANSAS ELKS TRAINING CENTER FOR THE HANDICAPPED, INC. - \$274,746.40
  - THE ARC OF SEDGWICK COUNTY - \$57,945.50
  - CATHOLIC CHARITIES, INC. - \$2,124.67
  - CEREBRAL PALSY RESEARCH FOUNDATION OF KANSAS, INC. - \$124,334.17
  - RAINBOWS UNITED, INC. - \$231,707.26
  - STEPS INC. - \$55,737.90

**Ms. Donaldson** said, “Commissioners, you have just recently approved the Contract between Sedgwick County and the State of Kansas for these particular services and now we are doing the contracts with the individual agencies who will be providing these services. This is probably the first group of those agencies. We still have several other contracts that will be coming in future weeks. I’d be glad to answer any questions.”

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

**Commissioner Miller** said, “Thank you Mr. Chairman. Debbie, would this also happen to be the first group that will reflect the dollars following the client?”

**Ms. Donaldson** said, “Yes.”

## **Regular Meeting, September 25, 1996**

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

**Chairman Winters** said, "Thank you Commissioner. Any other questions?"

### **MOTION**

Commissioner Schroeder moved to approve the Agreements 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	Aye
Chairman Thomas G. Winters	Aye

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

### **J. CERTIFICATE OF SUBSTANTIAL COMPLETION FOR THE ADDITION OF ACTIVITY ROOMS TO THE JUVENILE DETENTION CENTER. CIP PROJECT #PB-287.**

**Mr. Kenneth W. Arnold**, Director, Capital Projects Department, greeted the Commissioners and said, "Would ask that you approve this Certificate. The work has been completed on that particular project. Final cost was \$199,191.08."

**Chairman Winters** said, "Thank you very much Ken. Commissioners, you heard the report, any questions?"

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### **MOTION**

Commissioner Hancock moved to approve the Certificate of Substantial Completion and authorize the Chairman to sign.

Commissioner Gwin seconded the Motion.

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

### **VOTE**

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

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

### **K. PLANS AND SPECIFICATIONS FOR THE ADDITION AND REMODEL OF THE SEDGWICK COUNTY ADULT LOCAL DETENTION FACILITY. CIP PROJECT #1995 PB-258.**

**Mr. William Buchanan**, County Manager, said, "Stephanie Knebel is ill today so Ken Arnold is going to do the presentation. I just needed to alert you that this item is on the regular agenda. These items, when we proceed with a project and approve the plans and specifications and authorize the staff to continue is one of those steps in the process, we bring to you, and usually put it on the Consent Agenda for review there. Because this is such a high profile and because of the task and because we've spent a lot of time and energy doing this planning, we thought it was appropriate to put it on the regular agenda for you to ask any questions that you need to ask about this project."

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“The plans and specifications have been looked at by the staff, by the team that was put together of Sheriff’s Department employees, and Capital Projects Office, and Joe Johnson has assured us that he has checked and rechecked the lines on the paper to make sure there are no surprises. So there has been a thorough review of these. But Mr. Arnold, maybe you need to proceed with this.”

**Mr. Kenneth Arnold**, said, “Stephanie has been doing a great job on this project and we hope she gets back shortly. We are asking you to approve these plans and specifications and authorize us to proceed. You might recall that you have capped the cost at \$35,100,000 for the total project. We have added security declaration to the plans and specifications. The plans are currently secured and a copy of them in your back office for you to review if you’d like to. Again, the bids are due back October 31 and we anticipate bringing them to you on November 13 with a contract that we’d recommend. I’d be happy to answer any questions you might have.”

**Chairman Winters** said, “Commissioner Schroeder.”

**Commissioner Schroeder** said, “Mr. Chairman, if you please. Ken, just a simple question. I remember, back when we basically set the parameters of construction costs, et al at \$35,100,000 and there was some concern that maybe that wasn’t enough at the time and I talked briefly with Stephanie about it the other day, but I didn’t get into specifics and I don’t want you to do that either. Generally, can you tell me how and where we were able to make those cuts to come in at or below that number? Did we have any problems hitting that number, if you will, without reducing the number of beds available at opening?”

**Mr. Arnold** said, “At this point in time, I don’t think we have any problems. We haven’t had to cut anything out, if you will. We have reviewed the entire project and are prepared that if the bids come in excessively above where we think they should, and we don’t think they will, but if they should, that we can start looking at certain things to modify or reduce.”

## **Regular Meeting, September 25, 1996**

**Commissioner Schroeder** said, "I appreciate that and I really appreciate the effort that both you and your staff and the architect and the Sheriff and his staff have put forward in the last few weeks to pull this together and I know at times it is a desperate situation over there in the jail because of the overcrowding and I know it is causing the Sheriff a lot of headaches and the sooner we get on with this and get it built the better off everybody is. I just hope that goes well for you. If there is anything we can do, please let us know."

**Mr. Arnold** said, "Thank you very much sir. We have a good team working on it."

**Commissioner Schroeder** said, "Thank you. Thank you Mr. Chairman."

**Chairman Winters** said, "Thank you. I see Sheriff Hill here. Sheriff Hill, I have a quick question for you if you would please come forward. Sheriff, I know that you've been actively watching and participating in the development of these specs and plans and to the best of your knowledge, what you see here, is what we need for the detention facility and you see no flaws here? This looks like the document that we're ready to go with as far as you're concerned?"

**Sheriff Mike Hill** said, "We've spent countless hours in the planning room and with Mr. Buchanan's staff and Joe Johnson and his staff. We've sharpened our pencils. This is no Taj Mahal, it is a secure, efficient, meets all the standards, and we're now anxiously awaiting the bids to come in. So that is a long answer to your short question. We're comfortable with this document as we have it today."

**Chairman Winters** said, "Thank you. I think it's important for the public to know that this has been a diligent process with experts involved and from our side, you certainly were looking at it with the eyes of law enforcement and what it takes to have a detention facility and one that will work. So I think it is very important that we know and the public knows about the effort that you and your staff put in, which has been a great deal."

## **Regular Meeting, September 25, 1996**

**Sheriff Hill** said, “I’d be remiss if I didn’t say this. This is a team effort. This is a team effort of the architects, the planners, my staff, Mr. Buchanan’s staff, and in that room, if you’ve ever come in and listened, everybody’s opinions are respected. There have been disagreements, but rational people sitting at a table can find a resolution to any situation and that’s how the process has been working.”

**Chairman Winters** said, “All right, thank you very much Sheriff. We’ve got confidence in your opinions. Mr. Manager just one other question for you. You have certainly been involved in every meeting I think that this Commission has had as we’ve sat up here and talked about the detention facility and to the best of your knowledge, what we’ve got here is a set of plans and specifications that meet the requirements that the Commissioners have laid out?”

**Mr. Buchanan** said, “Yes sir. It is our recommendation that you allow us to proceed.”

**Chairman Winters** said, “Very good. Commissioners, are there other questions or comments about the proposed plans and specifications for the addition of the adult detention facility? Any other questions?”

### **MOTION**

Commissioner Schroeder moved to approve the plans and specifications and authorize staff to continue with the general contractor bidding process.

Commissioner Hancock seconded the Motion.

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

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**VOTE**

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

**Chairman Winters** said, "Thank you very much. Ken, thank you. Joe Johnson, thank you and your firm. Mr. Manager, thank you. Sheriff Hill, thank you and your staff. Next item."

**L. RECOMMENDATIONS (3) TO THE STATE BOARD OF TAX APPEALS  
THAT FURTHER TAX REFUNDS BE GRANTED FOR RELIEF OF TAX  
GRIEVANCES IN SEDGWICK COUNTY, KANSAS.**

**Chairman Winters** said, "Thank you very much. If you would take these one at a time and just talk to us about them individually, we'll act on them individually."

**1. APPLICATION OF PAUL E. AND ELIZABETH R. HEINEMANN**

**Mr. Brad Sherard**, Hearing Coordinator, Appraiser's Office, said, "Okay. On the first item, the Heinemann property, this is land that was originally classified as vacant land when in fact it was a wheat field and should have an agricultural classification. This is for the tax years of 1989 through 1992, and the total effect of this would be \$3,391.32."

**Chairman Winters** said, "Okay, thank you very much. Again, the reason the Board of County Commissioners act on this and the State Board does not is that after an appeal is over three years old on tax years three years and prior, the Board of County Commissioners has to concur with the State Board of Tax Appeals. Am I right on that?"

**Mr. Sherard** said, "That's correct."

**Chairman Winters** said, "Okay, thank you. Commissioners, you've heard the first application, what's the will of the Board?"

**Regular Meeting, September 25, 1996**

**MOTION**

Commissioner Hancock moved to make recommendations for further tax refunds.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

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

**2. APPLICATION OF THE ALUMNI BOARD OF KANSAS E T A CHAPTER**

**Mr. Sherard** said, "The second item is a fraternity house that had originally been classified with a portion of it as commercial and the land had been double assessed. This also is for the tax years 1989 through 1992, the total affect of this is \$12,832.30."

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

**MOTION**

Commissioner Gwin moved to make recommendations for further tax refunds.

Commissioner Hancock seconded the Motion.

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

**Regular Meeting, September 25, 1996**

**VOTE**

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

**3. APPLICATION OF STEVEN A. ROHR**

**Mr. Sherard** said, “The third item is a dentist office at 6506 East Harry. This was a property where the crawl space under the office building had been listed as a first story part of the building. This is also for the tax years 1989 through 1992, and the tax affect of this is \$3,813.39.”

**Chairman Winters** said, “Thank you very much. Commissioners?”

**MOTION**

Commissioner Schroeder moved to make recommendations for further tax refunds.

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	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, “Thanks Brad. Next item.”

**Regular Meeting, September 25, 1996**

**M. BUREAU OF PUBLIC SERVICES.**

- 1. RESOLUTION ESTABLISHING TRAFFIC CONTROL DEVICES AT CERTAIN INTERSECTIONS WITHIN SUBDIVISIONS WITHIN SALEM TOWNSHIP, AND PROVIDING FOR THE ENFORCEMENT THEREOF. DISTRICT #2.**

**Mr. Mark R. Borst**, P.E., Deputy Director, Bureau of Public Services greeted the Commissioners and said, "The Resolution you have before you this morning will establish appropriate traffic control at intersections of roads and streets within subdivisions within Salem Township. The Township Board had asked that you review these intersections for them. The recommendations are what are in the Resolution. They concurred with all those and I would recommend that you adopt the Resolution."

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

**MOTION**

Commissioner Schroeder moved to adopt the Resolution.

Commissioner Hancock seconded the Motion.

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

**VOTE**

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

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

**Regular Meeting, September 25, 1996**

2. **MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, WITH ASPHALT CONSTRUCTION CO. ON SEDGWICK COUNTY PROJECT - 119TH STREET WEST; STREET IMPROVEMENTS (WILLARD PARKER'S FIRST ADDITION). DISTRICTS #2 AND #3.**

**Mr. David C. Spears**, P.E., Director/County Engineer, greeted the Commissioners and said, "Item M-2 is a Modification of Plans and Construction for the road improvement project on 119th Street West and in connection with the Willard Parker's First Addition. This project has been constructed and is ready to be finalized out. There will be a net decrease of \$2,497 due to variations in planning quantities from actual field measurements. Recommend you approve the Modification and authorize the Chairman to sign."

**MOTION**

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

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

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

**Regular Meeting, September 25, 1996**

3. **CONTRACT FOR ENGINEERING SERVICES (DESIGN) WITH THE CITY OF WICHITA AND PROFESSIONAL ENGINEERING CONSULTANTS FOR A ROAD PROJECT TO BE CONSTRUCTED ON GREENWICH ROAD FROM KELLOGG TO CENTRAL. SEDGWICK COUNTY PROJECT NO. 835-N½ P. CIP #R-240. DISTRICT #1.**

**Mr. Spears** said, "Item M-3 is approval of a three party agreement between Sedgwick County, the City of Wichita, and Professional Engineering Consultants for professional services regarding the design of Greenwich Road between Kellogg and Central. This project is designated as R-240 in the Capital Improvement Program. The total cost of these services for Sedgwick County's portion will not exceed \$68,738. Final plans, specifications, and estimates, will be completed by December 15, 1997. I recommend that you approve the Agreement and authorize the Chairman to sign."

**MOTION**

Commissioner Gwin moved to approve the Contract 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	Aye
Chairman Thomas G. Winters	Aye

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

**Regular Meeting, September 25, 1996**

**N. REPORT OF THE BOARD OF BIDS AND CONTRACTS' SEPTEMBER 19, 1996 REGULAR MEETING.**

**Mr. Darren Muci**, Director, Purchasing Department, greeted the Commissioners and said, "You have before you minutes from the September 19 meeting of the Board of Bids and Contracts. There are three items for your consideration this morning.

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

"Item one, personal computers for the Court Trustee. It was recommended to accept the bids of Gateway 2000, the alternate bid, for ten personal computers and the extension of a warranty for a total amount of \$43,236, and the bid of Business Computer Center, an only bid for the two servers software and licenses and two uninterruptable power sources for \$50,230.78.

**(2) DISPOSITION OF PHONE SYSTEM - FIRE DEPARTMENT  
FUNDING: FIRE DEPARTMENT**

"Item two, disposition of a phone system for the Fire Department. It was moved to declare this item surplus and accept the only bid received of Communications Technology Associates for \$200.

**(3) LAN AUTOMATED BACKUP SYSTEM - INFORMATION SERVICES  
FUNDING: INFORMATION SERVICES**

"Item three is a LAN automated backup system for Information Services. It was moved to accept the proposal of Storage Technology Corporation for the hardware portion of this only for \$42,326.64. A complete synopsis of this recommendation presented by Mr. Jerry Pettegrew is attached.

"Unless there are questions, I would recommend you approve the minutes as presented by the Board of Bids and Contracts."

## **Regular Meeting, September 25, 1996**

### **MOTION**

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

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	Aye
Chairman Thomas G. Winters	Aye

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

### **CONSENT AGENDA**

#### **O. CONSENT AGENDA.**

##### **1. Section 8 Housing Assistance Payment Contracts.**

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V96079	\$214.00	2	Sarah Lane Apartments
V96077	\$151.00	5	Charles E. Evans
V96081	\$419.00		South Park Apartments
C96080	\$244.00		Randy Johnson

## **Regular Meeting, September 25, 1996**

- 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>
V94108	\$232.00	\$231.00
V96076	\$568.00	\$511.00
C862025	\$189.00	\$72.00

- 3. 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 unplatted tract.

- a. Road Number 791-M, Owners: Buddy E. Mullens and Monica D. Mullens, located in the Northeast Quarter of Section 2, Township 27 South, Range 3 West, more specifically located on the west side of 231st Street West and south of 29th Street North. Garden Plain Township. District #3.
- b. Road Number 642-16, Owners: Larry D. Gorges and Michelle A. Gorges, located in the Northeast Quarter of Section 22, Township 29 South, Range 2 West, more specifically located on the south side of 95th Street South and west of 231st Street West. Ninnescah Township. District #3.

**Regular Meeting, September 25, 1996**

- c. Road Number 801-BB, Owners: Larry D. Gorges and Michelle A. Gorges, located in the Northeast Quarter of Section 22, Township 29 South, Range 2 West, more specifically located on the west side of 231st Street West and south of 95th Street South. Ninnescah Township. District #3.

The following tract of land was granted by Easement for Right-of-Way at no cost to the County. This Easement was requested by the Director, Bureau of Public Services, to construct a new public road in an unplatted subdivision. Street name "191st Street West Circle."

- d. Owners: Albert A. Jansen and Angela L. Jansen, located in the Southwest Quarter of Section 5, Township 27 South, Range 2 West, more specifically located north of 21st Street North and 199th Street West. Attica Township. District #3.

The following tract of land has been granted by Easement for Drainage and Utilities at no cost to the County. This Easement is for the on-site drainage and utilities in a new, unplatted addition.

- e. Owners: Albert A. Jansen and Angela L. Jansen, located in the Southwest Quarter of Section 5, Township 27 South, Range 2 West, more specifically located east of 199th Street West and north of 21st Street North. Attica Township. District #3.

The following tract of land has been granted by Easement for Temporary Cul-de-Sac Right-of-Way at no cost to the County. This Easement is for the construction of a temporary Cul-de-Sac on a new public road in an unplatted subdivision. Street name "191st Street West Circle."

## **Regular Meeting, September 25, 1996**

- f. Owners: Albert A. Jansen and Angela L. Jansen, located in the Southwest Quarter of Section 5, Township 27 South, Range 2 West, more specifically located east of 199th Street West and north of 21st Street North. Attica Township. District #3.

The following tract of land was granted by Floodway Reserve Easement at no cost to the County. This Easement was requested by the Director, Bureau of Public Services, and is for the construction of detention ponds in a new, unplatte addition.

- g. Owners: Albert A. Jansen and Angela L. Jansen, located in the Southwest Quarter of Section 5, Township 27 South, Range 2 West, more specifically located east of 199th Street West and north of 21st Street North. Attica Township. District #3.

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

- h. Owners: Larry D. Gorges and Michelle A. Gorges, located in the Northeast Quarter of Section 22, Township 29 South, Range 2 West, more specifically located south of 95th Street South and west of 231st Street West. Ninnescah Township. District #3.

### **4. Right-of-Way Instruments.**

- a. One Easement for Right-of-Way for Sedgwick County Project No. 630-30, 31; 47th Street South between Oliver and Rock Road. CIP #R-201. District #5.
- b. One Easement for Public Utilities for Lots 18 and 19, Block 1, Crestview County Club Estates, Kimberly Hills Addition. District #1.

**Regular Meeting, September 25, 1996**

**5. Personnel Resolution.**

<u>Name</u>	<u>Number</u>	<u>Dept.</u>	<u>Comments</u>
Rich Euson	057057	Legal	Appointment as Acting County Counselor

**6. Order dated September 18, 1996 to correct tax roll for change of assessment.**

**7. Plat.**

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

Spring Creek Addition

**8. Consideration of the Check Register of September 20, 1996.**

**9. Budget Adjustment Requests.**

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960579	Lake Afton Park	Transfer
960580	Central Motor Pool	Transfer
960581	Information Services	Transfer
960582	COMCARE-Children's Federal Grant	Transfer
960583	COMCARE-CDDO Grant	Supplemental Appropriation
960584	Capital Projects	Transfer
960585	Capital Projects	Supplemental Appropriation

## **Regular Meeting, September 25, 1996**

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960586	Road and Bridge	
	Sales Tax	Transfer
960587	Capital Projects	Supplemental Appropriation
960588	Capital Projects	Transfer

**Mr. Buchanan** said, “Commissioners, you have the Consent Agenda before you and I would recommend you approve it.”

### **MOTION**

Commissioner Schroeder 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	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, “Thank you. Is there other business?”

### **P. OTHER**

**Regular Meeting, September 25, 1996**

**EXECUTIVE SESSION**

**MOTION**

Commissioner Miller moved 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, potential litigation, legal advice, and personnel matters of nonelected personnel, and that the Board of County Commissioners return from Executive Session no sooner than 11:00.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

**The Board of Sedgwick County Commissioners recessed into Executive Session at 10:30 a.m. and returned at 11:00.**

**Chairman Winters** said, “Let the record show that we’re back from Executive Session. Let the record also show that there was no binding action taken in Executive Session. Is there other business to come before this Board?”

**Mr. Euson** said, “Mr. Chairman, I’d ask that Mr. Holeman make a recommendation to you for settlement.”

**Chairman Winters** said, “Okay.”

## **Regular Meeting, September 25, 1996**

**Mr. Clarence Holeman**, Assistant County Counselor, said, "Commissioners, I'd like your authority to direct me to accept the sum of \$13,614.81 from Emergent Business Capital in partial payment toward the delinquent personal property tax debts of Jabarco Inc. In return for that partial payment, the County agrees to not pursue Emergent Business Capital for further amounts owed by Jabarco, Inc. We do not, by accepting this partial payment, reduce the outstanding delinquent tax liability in any way."

### **MOTION**

Commissioner Schroeder moved to accept the sum of \$13,614.81 from Emergent Business Capital in partial payment toward the delinquent personal property tax debts of Jabarco and in return County agrees not to pursue Emergent Business Capital for further amounts owed by Jabarco, Inc.

Commissioner Gwin seconded the Motion.

**Chairman Winters** said, "Mr. Holeman, that is your recommendation as the best action that we can take today in this matter?"

**Mr. Holeman** said, "Yes sir."

**Chairman Winters** said, "Thank you. Commissioners, we have a Motion, is there any further discussion? Seeing none, call the vote."

### **VOTE**

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

**Chairman Winters** said, "Is there any further business to come before this Board? Mr. Euson?"

**Regular Meeting, September 25, 1996**

**Mr. Euson** said, "Nothing further from me."

**Chairman Winters** said, "Mr. Manager? Thank you very much. The meeting is adjourned."

**Q. ADJOURNMENT**

**Regular Meeting, September 25, 1996**

There being no other business to come before the Board, the Meeting was adjourned at 11:05 a.m.

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

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

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

---

**BETSY GWIN**, Commissioner  
First District

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

---

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

ATTEST:

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

APPROVED:

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, 1996