

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

### **REGULAR MEETING**

**MAY 28, 1997**

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, May 28, 1997, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chairman Pro Tem Paul W. Hancock; Commissioner Betsy Gwin; Commissioner Melody C. Miller; Commissioner Mark F. Schroeder; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Ms. Becky Allen-Bouska, Director, Bureau of Finance; Mr. David C. Spears, Director, Bureau of Public Services; Mr. Jack Brown, Acting Director, Community Health Department; Mr. Jim Weber, Director, Sewer Operations and Maintenance; Ms. Louanna Honeycutt-Burress, Director, Housing and Economic Development; Ms. Mary Anne Nichols, Director, Personnel Department; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. A. Karen Casto, Deputy County Clerk.

### **GUESTS**

Ms. Deloris Porter, Wichita Metropolitan Family Preservation Agency  
Ms. Mildred Davis, Wichita-Sedgwick County Health Department  
Mr. Ernest Sims, Deputy Sheriff, Sheriff Department  
Mr. Alex Mowat, Building Maintenance Worker, Facilities Management  
Ms. Brenda McDonnell, POWER CDC

### **INVOCATION**

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

### **FLAG SALUTE**

### **ROLL CALL**

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

**Regular Meeting, May 28, 1997**

**CONSIDERATION OF MINUTES: Regular Meeting, May 7, 1997**

The Clerk reported that all Commissioners were present at the Regular Meeting of May 7, 1997.

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

**MOTION**

Commissioner Hancock moved to approve the Minutes of May 7, 1997, 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, "Next item."

**CERTIFICATION AS TO THE AVAILABILITY OF FUNDS**

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

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

**Regular Meeting, May 28, 1997**

**PROCLAMATION**

**A. PROCLAMATIONS.**

**1. PROCLAMATION DECLARING MAY 26-JUNE 1, 1997 AS "TEEN PREGNANCY PREVENTION WEEK."**

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

**PROCLAMATION**

**WHEREAS**, teen pregnancy is an issue that touches many lives and homes within Sedgwick County; and

**WHEREAS**, through the education concerning the importance of abstinence, the number of teenage pregnancies can be reduced; and

**WHEREAS**, the family should be given community support in this vital responsibility of supporting teens to improve the quality of family live; and

**WHEREAS**, parents and teens need to be aware of resources which provide information to assist them in making responsible decisions concerning sexual abstinence; and

**WHEREAS**, programs provided by agencies such as Wichita Metropolitan Family Preservation Agency, Inc. are working to provide those resources to parents and teens; and

**WHEREAS**, the purpose and commitment to promote teen abstinence is reflected in "National Teen Pregnancy Prevention Month";

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 26 - June 1, 1997, as

**"TEEN PREGNANCY PREVENTION WEEK"**

**Regular Meeting, May 28, 1997**

and strongly encourage all citizens and civic, health, religious, and family organization to commemorate this month and the years to come by supporting teen pregnancy prevention education.

“Dated May 28, 1997. Commissioners, that is 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, “Here to accept the Proclamation is Deloris Porter of the Wichita Metropolitan Family Preservation Agency. Welcome.”

**Ms. Deloris Porter**, Wichita Metropolitan Family Preservation Agency, greeted the Commissioners and said, “We recognize teen pregnancy prevention as a nation wide problem. We need to really be working with this. Our agency has programs for the girls who are both pregnant and already have children and we have teen mom support groups and we’re trying everything that we possible can to work on the problems that stop our girls from going to school and getting the most out of their lives. This is a very bad thing because a lot of the girls are getting the blame that is not necessarily the blame of the girls. Therefore, we all need to be aware that we need to be talking to our children about these matters and trying to keep communication open between parents and children. Thank you.”

**Regular Meeting, May 28, 1997**

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

**2. PROCLAMATION DECLARING MAY 31, 1997 AS NORTHEAST COMMUNITY HEALTH AND JOB FAIR FESTIVAL DAY.**

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

**PROCLAMATION**

**WHEREAS**, POWER CDC (People Organized Working for Economic Recovery) Community Development Corporation, in conjunction with WSU College of Health Professions, is sponsoring its 1st "Northeast Community Jobs and Health Fair; and

**WHEREAS**, CHAPS (Community Health Assessment Project) was developed by KU Medical and WSU and was designated to explore the health status and social context of selected demographics in Sedgwick County. The efforts to establish a method to publicly address the survey results and provide positive alternative solutions developed into organizing a health fair forum that will educate and entertain the community at large; and

**WHEREAS**, the Health Fair will provide medical screenings and testings with targeted emphasis on health concerns highly regarded amongst the community and its peers. Highlights will be on health and welfare, job and economic development, community safety and awareness, refreshments, recreation and entertainment which will provide a day of community pride, unity and "concern for family";

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 31, 1997, as

**"NORTHEAST COMMUNITY HEALTH AND JOB FAIR FESTIVAL DAY"**

in Sedgwick County and encourage the community to participate in activities at Atwater Community Center and Lynette Woodward Recreation Center from 10:00 a.m. to 4:00 p.m. on Saturday, May 31, 1997.

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

**Regular Meeting, May 28, 1997**

**MOTION**

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

Commissioner Schroeder seconded the Motion.

**Chairman Winters** said, “Any discussion? Commissioner Miller.”

**Commissioner Miller** said, “Actually, I was going to wait for the ones that are going to accept this to come to the podium if you’d like to. I was looking and reading the Proclamation, there is going to be health screenings done and I’m fairly certain that is going to be provided by the Wichita - Sedgwick County Health Department, and there is going to be a mobile van out there, if I’m correct on that.””

**Ms. Mildred Davis**, Wichita - Sedgwick County Department of Community Health, said, “That is correct. We have several other vans that will be attending also.”

**Commissioner Miller** said, “That’s what I was going to say. What other types of things are actually going to be there because it seems comprehensive and encompassing in that the public would certainly be benefited by knowing what is going to be available and to get there.”

**Ms. Davis** said, “The health screenings that we have scheduled for Saturday include prostate cancer, the American Cancer Society will be present. We have a mammogram van that will be present. Blood pressure checks will be provided. The Dental Hygiene Department from Wichita State will be providing some screenings for dentistry needs. The American Heart Association, we have stress, anxiety, and depression specialists that will be coming out from COMCARE. It is pretty diverse and we have a number of participants that will be there. I just hope the community is there as well.”

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

**Chairman Winters** said, “Thank you Commissioner Miller. Commissioners, we do have a Motion, any other discussion? Seeing none, call the vote.”

**Regular Meeting, May 28, 1997**

**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, "If you'd like to say anything else about the day, you're certainly welcome to do that. It sounds like it is going to be a very worthwhile event."

**Ms. Brenda McDonnell**, POWER CDC, said, "I'd just like to add that POWER CDC and Wichita State University were the sponsors of the event and we also have four additional cosponsors. That would include the City of Wichita, the Center for Health and Wellness, Interfaith Ministries, and Wichita-Sedgwick County Department of Community Health."

**Chairman Winters** said, "Thank you. We wish you the best success on that day and thanks for your community service and work. Next item."

**APPOINTMENT**

**B. RESOLUTION APPOINTING CAROL KONEK TO THE WICHITA-SEDGWICK COUNTY ALCOHOL AND DRUG ABUSE ADVISORY BOARD.**

**Mr. Richard A. Euson**, County Counselor, greeted the Commissioners and said, "We have prepared this Resolution which involves a reappointment to this Board for a four year term to expire May 31, 2001. We recommend this for your approval."

**MOTION**

Commissioner Miller moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

**Commissioner Schroeder** said, "Question, is this a BoCC appointment?"

**Regular Meeting, May 28, 1997**

**Mr. Euson** said, "I believe this is Chairman Winter's appointment. You each have an appointment to this Board."

**Commissioner Schroeder** said, "All right."

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

**VOTE**

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

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

**RETIREMENTS**

**C. RETIREMENTS.**

**1. PRESENTATION OF RETIREMENT CLOCK TO ERNEST SIMS, DEPUTY SHERIFF, SHERIFF'S DEPARTMENT.**

**Ms. Mary Anne Nichols**, Personnel Director, greeted the Commissioners and said, "It is my honor this morning, on behalf of the Board of County Commissioners to present retirement certificates to two fine employees who are retiring. The first one is a retirement clock and a certificate to Ernest Sims, Deputy Sheriff with the Sheriff's Department. Ernest began his employment with Sedgwick County on January 8, 1971, and will retire June 1, after 26 years of service. Ernest didn't send anything in to Personnel for me talk about, but before the meeting I asked him what he was going to do in his retirement. He told me that he is going to hit the weights, he's going to lift weights, and he's going to walk and jog and get in good shape and he's going to go look for another job. We want to wish him well in his retirement."

## **Regular Meeting, May 28, 1997**

**Chairman Winters** said, "On behalf of the Board of County Commissioners, we'd like to present this clock to you in appreciation of the work that you've done. As local units of government, probably the most important thing we can be involved in is providing public safety for our citizens. For those of you who have chosen this profession of work, we truly say 'our hats are off to you.' We want this to be a token of our appreciation for all the service that you've provided to the citizens."

**Mr. Ernest Sims** said, "Good morning Commissioners. I would like to say on behalf of the Sedgwick County Sheriff Department that it has been a pleasure to be a part of the County government and that I truly thank the Sheriff Department for giving me the opportunity to finish a career that I otherwise would never have thought of getting into. My greatest respect goes to Sheriff Mike Hill, the Under Sheriff, the staff, and so many fine officers who have been hired on the Sheriff's Department. I would like to say also that the Sheriff Department has been a family to me and that I'm kind of sad to leave, but the old body got old and I've got to do something else. I just want to take this opportunity to thank everybody for being here today to see me off and if I find another job I'm going to give it all I've got. My family, my heart, and all my resources goes to the Sheriff's Department. Thank you very much."

### **2. PRESENTATION OF RETIREMENT CLOCK TO ALEX MOWAT, BUILDING MAINTENANCE WORKER, FACILITIES MANAGEMENT.**

**Ms. Nichols** said, "Our second retiree is Alex Mowat, Building Maintenance Worker with Facilities Management. Alex will retire June 1, 1997, after 9 ½ years of service. Alex says that he plans to spend time with his family. He's going to travel, camp, work around the farm, read, listen to his stereo and do some fishing. He has always worked for Central Services and he says that his employment with Sedgwick County was very enjoyable and the best work place that I've worked at in my whole life. We want to wish Alex well."

**Chairman Winters** said, "Alex, on behalf of the Board of County Commissioners, we'd like to present this clock to you in appreciation for your services to the County. We're all very proud of the way this courthouse looks and a lot of you and the people who work with you are the ones who make that happen. We certainly want to say that we appreciated the friendly face, the smile, the hello in the morning and in the evening and it is certainly going to be missed. We wish you the best in your retirement."

**Regular Meeting, May 28, 1997**

**Mr. Alex Mowat** said, “Thanks to everybody here, Commissioners, everybody, to be here when I’m getting ready to retire here. Appreciate it. Not much more that I can say. Good luck to you all and take care and come out around Lake Afton, you might find me out there. Thank you.”

**Chairman Winters** said, “Next item. Commissioners, can I interrupt before we start that. We do have an off-agenda item which we need to discuss concerning public hearings.”

**MOTION**

Chairman Winters moved to take an Off-Agenda item.

Commissioner Gwin seconded the Motion.

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

**VOTE**

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

**OFF-AGENDA ITEM:**

**Mr. William Buchanan**, County Manager, said, “Louanna Burress is here to explain the details of the public hearing. A public hearing is required because of federal law that forces us to have this public hearing. We have gone through the necessary resolutions and actions for the Board of County Commissioners to allow us to do the recycling for the Mortgage Revenue Bond issue, but it is now required to hold a public hearing to do that and that’s the purpose of this hearing today and Louanna wanted to explain the details.”

**Ms. Louanna Honeycutt-Burress**, Director, Department of Housing and Economic Development, greeted the Commissioners and said, “As the Manager said, last week you took action to facilitate the refunding of several mortgage revenue bond programs.

## **Regular Meeting, May 28, 1997**

“The Tax Equity Fairness Responsibility Act of 1986 stipulates that a public hearing be held in conjunction with these issues to allow the public to comment. The Act also stipulates that a fourteen day notice be published prior to the public hearing. The way the deal came down, it was so quick that we did not have fourteen days after the publication, between the date of publication and last week’s meeting. Therefore, I am asking that you conduct a public hearing today and authorize the issuance of the bonds. For the benefit of the public, we did publish in the Wichita Eagle, the Hutchinson News, the Capitol Journal, and Garden City paper as well as the Kansas Register. I do have a copy of the publication if anybody is interested. If there are any questions, I’ll address those.”

**Chairman Winters** said, “Okay, you confused me there for just a bit. There wasn’t fourteen days between publication and last week. There is fourteen days that have been given.”

**Ms. Burress** said, “Yes, right.”

**Chairman Winters** said, “Okay. Commissioners, are there questions? Seeing none, I will open the public hearing and ask if there is anyone here in the audience who would like to speak to the Commission regarding Mortgage Revenue Bonds and our refinancing of those required by the Federal Tax Equity and Reform Act? Is there anyone here in the meeting room who would like to address the Commission on this issue? I see no one. I’ll close the public hearing at this time. What action do we need to take?”

**Ms. Burress** said, “I’m not certain that you need to take any action at all. You just needed to conduct the hearing.”

**Chairman Winters** said, “All right, we’ll let the record reflect that we had a public hearing on this issue at this time and date. Thank you Louanna. Now Madam Clerk, call the next item please.”

### **NEW BUSINESS**

#### **D. AGREEMENT WITH SOUTHWESTERN BELL YELLOW PAGES FOR ADVERTISING.**

**Mr. Buchanan** said, “We’d like to postpone this for a week.”

**Regular Meeting, May 28, 1997**

**MOTION**

Commissioner Schroeder moved to defer Item D for one week.

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, "Next item."

**E. ANNOUNCEMENT OF SEDGWICK COUNTY EMPLOYEE BENEFITS ADVISORY COMMITTEE (SCEBAC) 1997 ELECTION RESULTS.**

- **LINDA CLARK, INFORMATION SERVICES**
- **LARRY SIMMONS, FIRE DEPARTMENT**
- **SHEILA COLEMAN, REGISTER OF DEEDS**

**Ms. Nichols** said, "I'm here to announce the results of the employee election for the County Employee Benefits Advisory Committee. The people who will serve on that Committee are Linda Clark, Information Services, Larry Simmons with the Fire Department, and Sheila Coleman, Register of Deeds. I think Sheila is here, and we want to say congratulations to them."

**Chairman Winters** said, "Okay, thank you. Commissioners, I guess we don't need any formal action on this. They were selected by employees, correct?"

## **Regular Meeting, May 28, 1997**

**Ms. Nichols** said, "That's correct."

**Chairman Winters** said, "Well, we appreciate you bringing their names to us formally. We certainly do congratulate all of them and wish them good luck in their year as being the elected representatives of the employees. Thank you. Thank you Sheila for being here this morning. Next item."

### **F. COMMUNITY HEALTH DEPARTMENT MONTHLY REPORT.**

**Mr. Jack Brown**, RS, MPA, Acting Director, Health Department, greeted the Commissioners and said, "I guess the number one thing I'd like to point out in the report is that we've developed some management teams within the department to help coordinate between the various operating divisions a little bit better. We've been working with our information systems, City Information System and our KIPHS System (Kansas Public Health Information System), which is the computer system that is being developed at the Health Department. That particular management team that we've developed is now looking at E-mail and for all of our outlying stations and those types of issues. It is working good at coordinating our Environmental, our Personal Health, and our Administrative divisions, all under one department as we should be. In addition, we've been looking at, as I've mentioned before in our monthly report, using Kansas State University (WSU) to look at space allocation within the building for the various programs. It is a little cramped at our current facility and it was designed a number of years ago. So we are looking at better utilizing that space and Kansas State University now has a formal proposal to us that we will be acting on in the next couple of months.

"During the past month, the Health Education program of the Health Department was involved in a number of activities. We had Public Health Week. We had an overnight program where a number of teenagers stayed at the Health Department and through a walk-in type program and for the whole period that they were there, there were games as well as health education and those types of activities. Very successful. I think the participation, I don't know if I identified the number in the report, but six to ten teenagers did attend that program and for those six to ten we had a captive audience and it seemed to be rather successful.

### **Regular Meeting, May 28, 1997**

“The Operation Immunize, we conducted our annual campaign. This was a combination effort with Kansas Department of Health and Environment and the Health Department. Out of all the various activities that took place, we had 441 children that were immunized and 991 vaccines given. What really made that work was fifty volunteers from various community agencies within the area.

“In the Environmental Health area, one thing I might point out, we have a rather lengthy Environmental Health report, but the program that has been developed in terms of pollution prevention seems to really be getting off the ground. This is an EPA federal grant to allow local governments to develop pollution prevention programs. This works with small business and large business, basically providing information to various types of industrial activities on how to minimize pollution to the environment before it goes out the pipe so to speak. It is something the EPA has been hammering on for years. We’ve been involved in it through a program called Project 3350, which basically was 26 local businesses that reduce their pollution. These are our largest businesses, by about 90% over the 1988 baseline data. So what we are doing here with this new pollution prevention program is sort of carrying on now to some of the smaller businesses in the community. In fact, I believe there is a report out now that shows our overall release of toxic emissions in Sedgwick County has dropped significantly since 1988. At one time, this particular geographical region was ranked in the top five of counties in the United States for toxic emissions and we’ve now dropped out of the top 50. So there has been a lot of effort by our big companies and now we’re looking at focusing on the smaller ones to reduce emissions and pollution into the environment.

“The Household Hazardous Materials collection facility, that we’ve operated since 1991, will be extended now to a full time program. The house will, better not cite the hours at a public meeting, but we hope to start early in June, the first or second week of June with our new hours and that will include a Saturday morning and also during the week. So we will be available to take household hazardous materials forty hours a week, so it will be a full time program. Our current hours are now one Saturday a month, so that will be a significant change in terms of our household hazardous materials’ program.

“I might mention the air sparging project that some of you had seen out at Brooks Landfill. I had indicated at the last meeting that it had been concluded and that the preliminary reports still are, after the data has been analyzed, that it was successful. This looks like the preferred method of cleaning up of contamination at that cite. It was very successful.

### **Regular Meeting, May 28, 1997**

“What the pilot study showed was that the contamination coming into the air sparing cleanup area was actually cleaned up to the standard set by KDHE (Kansas Department Health and Environment), which is drinking water standards. So very encouraging and that was the project that the official documentation will be out in the near future. That cleanup system has to be in by December of this year. Just thought I’d update you on that.

“Finally, I guess the North Industrial Corridor Program, the groundwater contamination area in the north central portion of Wichita, we have a kickoff meeting tomorrow on that with the effected parties. We’ve been working very diligently on getting our field and sampling plants so that we can get out in the field this summer and start the preliminary investigation of that particular cite. I’d be happy to answer any questions.”

**Chairman Winters** said, “Okay. Commissioner Hancock”

**Commissioner Hancock** said, “Thank you Chairman Winters. Jack, as you probably know, over the last few years I’ve been really opposed to the requirement of test holes for septic systems. I noticed in this month’s report that you’re talking about some homeowners and possibly businesses that saved considerable money because of the test hole that the Health Department requires. I want you to know that I’m still against the test hole requirement and I think it should be done certainly in areas that there are questions and I think you should have the ability to require them. I think there are other areas that are so obviously not in need of test holes, I sure wish you’d modify that some time so that you could exercise some judgement in those cases and not have, where obviously there are places that you don’t need them to have to do them. I just think it is a ridiculous requirement. I know you don’t agree and probably Karla doesn’t agree and you’ve certainly had more experience, but you are going to have to go some to convince me otherwise. You just haven’t convinced me yet. I appreciate the fact that in this particular case you’re talking about that the homeowner was pleased with it. I just look at those as exceptions and not rules and I think that we’re over regulating in this area.”

**Mr. Brown** said, “I understand your concern and I might indicate that we had some very brief discussions about a method of continuing with that policy at the same time at no cost through use of some state funding, so there may be a possibility of working something out that is agreeable to all parties without being over regulatory.”

### **Regular Meeting, May 28, 1997**

**Commissioner Hancock** said, "Sometimes I think we need to advise the business or the homeowner, that has always been my position on it, that we give them good advice. We tell them that there is a possibility that there are problems associated with groundwater or the type of soil that you need for a lagoon or the type of soil that you need for a septic tank, and that it be up to them to determine if they choose to determine what is proper. Of course, there are other cases where you're just going to have to test the soil if you're not familiar with it. The mandatory requirement in every case, I wish you'd think about that and I appreciate looking at the possibility of those being funded elsewhere. Thank you. Otherwise, thank you very much for a good report."

**Mr. Brown** said, "Thank you."

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

**Commissioner Miller** said, "Thank you Mr. Chairman. Jack, recognizing that we've dropped out of the top five, that dubious honor of being in the top five counties in terms of toxic emissions, that was a feat in of itself and probably owe a lot of respect and thanks to the different businesses out there that for reasons decided to clean up their act. I'm looking on page four where it is talking about the EPA (Environmental Protection Agency), now new regulations will require that all dry cleaners will be inspected?"

**Mr. Brown** said, "Yes."

**Commissioner Miller** said, "That's interesting and it looks as though it is going to be a state controlled feature."

**Mr. Brown** said, "There is a lot of discussion about who will do it. Is it a water quality issue, is it an air quality issue, is it a waste disposal issue, should the State do it, should they contract with local Health Departments, local governments? So that is still being debated as to how that will work, but there is a requirement that it be done, that these inspections be carried out. It is a matter of who and what level of government provides those inspections."

**Commissioner Miller** said, "Is that beginning this year or 1998?"

### **Regular Meeting, May 28, 1997**

**Mr. Brown** said, "I think it can begin now, it is just a matter of the implementation process. As a larger county, I know the state has had some discussions with our staff about the possibility of it being done by Sedgwick County, but we wouldn't be prepared to do that unless they were able to fund it."

**Commissioner Miller** said, "Yeah, and I was going to say that being it is a budget season for us, that's interesting timing. We would like to know as soon as possible who is going to be responsible for this."

**Mr. Brown** said, "Okay."

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

**Chairman Winters** said, "Thank you Commissioner. Jack, on the household hazardous waste, you mentioned the expanded hours, but the location is going to remain the same, is that correct?"

**Mr. Brown** said, "Yes, it is the same location at 57th and Hydraulic, the Sewer Treatment Plant #2."

**Chairman Winters** said, "Okay. Second question, on the air sparging out at Brooks Landfill, I know Commissioner Gwin and I were out there on a solid waste management tour and looked at that. It looked like a pretty simple operation. I'm glad to hear that it was effective. As the new system is put in place, how large will it be in comparison to what we saw out there, which wasn't a large kind of project at all. It was fifty, sixty feet long with the injection wells. How large is the project going to be that will need to be completed by this fall?"

**Mr. Brown** said, "It will be about, in terms of length, about ten times, there will be 64 to 72 well points and we saw about six."

**Chairman Winters** said, "They'll all be basically about that same location?"

**Mr. Brown** said, "I think we'll have to relocate because of some drainage issues out there, but it will have to be in that particular area, so close to where we saw and a quarter of a mile long, something like that."

## **Regular Meeting, May 28, 1997**

**Chairman Winters** said, "Okay, it is good news that it worked."

**Mr. Brown** said, "Right."

**Commissioner Hancock** said, "Jack, when will the new hours take effect?"

**Mr. Brown** said, "Well, we hope early next month. We haven't got that all cleared away. We have to do a slight permit modification with KDHE and we will put out a press release, but it should be pretty quick."

**Commissioner Schroeder** said, "Jack, one question about that. Is that catching on with the public? Is the use of that going up every year?"

**Mr. Brown** said, "Yes, and that is the reason for extending the hours. We've had a lot of input from the public asking for more hours, more facilities, that type of thing. It would be good to be able to decrease the use of those materials, but until that education part happens, we'll still have a lot of need of the disposal site. I think we've had twelve to fourteen thousand participants since 1991. That is all voluntary, people on a Saturday morning coming out to visit one of the cites. I say one of the cites because we've had some off-cite collection. That hasn't worked too good because of the problems it causes moving the materials, so we like to have a material brought to the facility where we can package it and handle it and access it and that type of thing. Yes, it has been real successful and pretty well the method that we have in terms of staffing, it needs to be staffed. It is funded by landfill tipping fees."

**Commissioner Schroeder** said, "I think at one time you told us how many gallons of waste you collected and I don't remember what that was, do you remember off the top of your head?"

**Mr. Brown** said, "I think in weight, gosh I hate to make a guess, I think it was 80 plus tons that is being kept out of landfills or sewers or disposed of in some other way."

**Commissioner Schroeder** said, "I like the facility. I think it serves the community well. I've used it a couple of times and expanding the hours I think will be very helpful. I get the Saturdays mixed up and go down there and the gate is closed."

**Regular Meeting, May 28, 1997**

**Mr. Brown** said, "I think we want to be open ten to six everyday and then Saturday morning and then close Sunday and Monday."

**Commissioner Schroeder** said, "I think it is wonderful, appreciate it. Thank you."

**Chairman Winters** said, "Any other comments? If not, what's the will of the Board?"

**MOTION**

Commissioner Schroeder moved to receive and file.

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 Jack."

**Mr. Brown** said, "Thank you."

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

**G. BUREAU OF PUBLIC SERVICES.**

- 1. AGREEMENT WITH BAUGHMAN COMPANY, P.A. FOR DESIGN AND CONSTRUCTION STAKING FOR THE BELLE TERRE 2ND ADDITION, PHASE 2; STREET PAVING AND SANITARY SEWER PROJECTS. DISTRICT #1.**

**Regular Meeting, May 28, 1997**

**Mr. Jim Weber**, P.E., Director, Sewer Operations and Maintenance, greeted the Commissioners and said, "As she indicated, Item G-1 is a request for approval of an Agreement with Baughman Company for design and construction staking services for Phase 2 of the Belle Terre 2nd Addition street paving project and the sanitary sewer project. All costs of the project are to be paid by the benefited parties through special assessments. The cost of the combined contract would not exceed \$32,500. for the street project or \$19,200. for the sanitary sewer project. Request your approval of the recommended action."

**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, "Next item."

**2. AGREEMENT WITH MOEHRING & ASSOCIATES FOR DESIGN AND CONSTRUCTION STAKING FOR THE WHEATLAND ADDITION, PHASE 4; STREET PAVING PROJECT. DISTRICT #2.**

**Mr. Weber** said, "In Item G-2, we're requesting approval of an Agreement with Moehring and Associates for design and construction staking services for Phase 4 of the Wheatland Addition street paving project. Cost of the contract should not exceed \$15,280. Once again, all costs of the project are to be paid by the benefited properties through special assessments. We would request your approval of the recommended action."

**Regular Meeting, May 28, 1997**

**MOTION**

Commissioner Hancock 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.

**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."

- 3. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, WITH SHEARS CONSTRUCTION, L.P., DBA ASPHALT CONSTRUCTION CO., ON SEDGWICK COUNTY PROJECT - BALTHROP ADDITION, GENERAL PHASE AND PHASE 1; STREET PAVING PROJECT. DISTRICT #1.**

**Mr. Weber** said, "Item G-3 is a request for approval of Modification of Plans and Construction, number one and final, for Phase 1 and the General Phase of the Balthrop Addition street paving project. The modification to our contract with Asphalt Construction is due to variations in planning quantities from actual field measurement and will result in a net decrease in the contract of \$2,155. All costs of the project are again to be paid by benefited properties through special assessments. We request your approval of the recommended action."

**Regular Meeting, May 28, 1997**

**MOTION**

Commissioner Gwin moved to approve the Modification of Plans and Construction 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, "Next item."

**4. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, WITH CORNEJO & SONS, INC. ON SEDGWICK COUNTY PROJECT - KANSAS COLISEUM PARKING LOT "A". CIP #R-234. DISTRICT #4.**

**Mr. David C. Spears**, P.E., Director/County Engineer, Bureau of Public Services, greeted the Commissioners and said, "Item G-1 is a Modification of Plans and Construction, for the Kansas Coliseum parking lot 'A', designated as R-234 in the Capital Improvement Program. This project has been in construction and is ready to be finalized. There will be net decrease of \$7,027.10 due to variations in planning quantities from actual field measurements. Recommend that you approve the modification and authorize the Chairman to sign."

**Regular Meeting, May 28, 1997**

**MOTION**

Commissioner Hancock moved to approve the Modification of Plans and Construction 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 David. Thank you Jim. Next item."

**H. REPORT OF THE BOARD OF BIDS AND CONTRACTS' MAY 22, 1997  
REGULAR MEETING.**

**Mr. Darren Muci**, Director, Purchasing Department, greeted the Commissioners and said, "You have before you Minutes from the May 22nd meeting of the Board of Bids and Contracts. There are four items for consideration.

**(1) BRIDGE IMPROVEMENTS - BUREAU OF PUBLIC SERVICES  
FUNDING: 1997 BRIDGE PROJECTS**

"Item one, bridge improvements for the Bureau of Public Services, several projects. It was recommended to accept the low bid of Klaver Construction for \$520,607.20.

**(2) SECURITY FENCE FOR COURTHOUSE - CAPITAL PROJECTS  
FUNDING: CAPITAL PROJECTS**

**Regular Meeting, May 28, 1997**

“Item two, security fence for the courthouse, Capital Projects. It was recommended to accept the low bid, including the alternate, of Wichita Fence, for a total of \$23,938.

**(3) FIRE HOSE AND COUPLINGS - FIRE DEPARTMENT  
FUNDING: FIRE DEPARTMENT**

“Item three, fire hose and couplings for the Fire Department. On the second page of that tabulation is the recommendation to accept the low total bid of Casco for \$8,801.60.

**(4) FUEL STATION - CENTRAL MOTOR POOL  
FUNDING: 1997 CAPITAL PROJECTS**

“Item four, a fuel station for the Central Motor Pool. It was recommended to accept the low proposal with alternates of Ray’s Petroleum and that is for the steel tank for \$155,314.78. I should say that is steel tanks, plural.

**ITEMS NOT REQUIRING BOCC ACTION**

**(5) ERGONOMIC CHAIR STANDARDS - RISK MGMT/CAPITAL PROJECTS  
FUNDING: N/A**

**(6) NETWORK MODULAR FURNITURE - INFORMATION SERVICES  
FUNDING: INFORMATION SERVICES**

**(7) TRUSTEE, REGISTRAR, ESCROW & PAYING AGENT - ACCOUNTING  
FUNDING: PUBLIC BUILDING COMMISSION**

**(8) MOBILE DATA TERMINALS - EMERGENCY COMMUNICATIONS  
FUNDING: EMERGENCY COMMUNICATIONS**

“There are four items that do not require action at this time. Those include ergonomic chair standards for Risk Management and Capital Projects, those proposals are being reviewed.

**Regular Meeting, May 28, 1997**

“Network modular furniture for Information Services Department, those proposals are being reviewed. Trustee, Registrar, Escrow and Paying agent for the Account Department, Bureau of Finance and Public Building Commission, those proposals were referred to the Public Building Commission for review and a final decision. Lastly, mobile data terminals for Emergency Communications and the Sheriff, it was recommended that you reject those proposals as they exceeded the budgeted amount. We will be developing requests for proposals for portions of this and resolicit quickly. Unless there are questions, I would recommend approval of the recommendations of the Board of Bids and Contracts.”

**Chairman Winters** said, “Commissioners, you’ve heard the report.”

**MOTION**

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

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 Darren. Next item.”

**CONSENT AGENDA**

**I. CONSENT AGENDA..**

**Regular Meeting, May 28, 1997**

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

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

Road Number 803-H, Owners: Eugene S. Fields, III and Marilyn Fields, located in the Northwest Quarter of Section 12, Township 26 South, Range 2 East, more specifically located on the east side of 135th Street West and south of 69th Street North. Union Township. District #3.

**2. Right-of-Way Instruments.**

- a. One Temporary Construction Easement and one Easement for Right-of-Way for Sedgwick County Project No. 797-O-3132; Bridge on 183rd Street West between 4th and 13th Streets North. CIP #B-288. District #3.
- b. One Easement for Right-of-Way for drainage ditch improvements on 85th Street North between 215th and 231st Streets West. District #3.

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

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
C97033	\$181.00	2	Mt. Hope Community Development, Inc.

**4. 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.**

**Regular Meeting, May 28, 1997**

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V96058	\$214.00	\$211.00
V96049	\$213.00	\$360.00
C94049	\$175.00	\$166.00
V95088	\$331.00	\$157.00
V96030	\$451.00	\$165.00
C96027	\$192.00	\$59.00

5. **Agreement with DAC Services to provide on-line access to Sedgwick County's electronic data.**
6. **Order dated May 21, 1997 to correct tax roll for change of assessment.**
7. **Consideration of the Check Register of May 23, 1997.**
8. **Budget Adjustment Requests.**

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
970285	Personnel	Transfer
970286	Finance General/ County Manager	Transfer
970287	Public Relations/ County Manager	Transfer
970288	Foreign Trade Zone	Transfer
970289	Information Services	Transfer
970290	COMCARE-Mental Health Reform	Transfer
970291	Corrections	Transfer
970292	Capital Project	Appropriation Reduction
970293	Various Street	Supplemental Appropriation
970294	1997 Bridge Projects	Supplemental Appropriation
970295	1997 Bridge Projects	Supplemental Appropriation

**Regular Meeting, May 28, 1997**

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

**Chairman Winters** said, "Commissioner Schroeder has a question."

**Commissioner Schroeder** said, "One question, 970287, Public Relations/County Manager, is that for the internal news letter or is that some public relations we're working on?"

**Mr. Buchanan** said, "That is for the internal news letter."

**Commissioner Schroeder** said, "Well, it said public relations and I was thinking of something else. I guess that is not public relations, internal news letter is what that should say?"

**Mr. Buchanan** said, "It is the transfer agreed up for the printing charges associated with the internal county newsletter. Is it the transfer from the Public Relations to the County Manager?"

**Commissioner Schroeder** said, "Okay, thank you."

**Chairman Winters** said, "Commissioners, what's the will of the Board?"

**MOTION**

Commissioner Schroeder moved to approve the Consent Agenda as presented.

Commissioner Gwin seconded the Motion.

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

**Regular Meeting, May 28, 1997**

**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 other business to come before this Board? It is my understanding that we do not need an Executive Session today, is there any other business to come before this Board? If not, this meeting is adjourned."

**J. OTHER**

**K. ADJOURNMENT**

**Regular Meeting, May 28, 1997**

There being no other business to come before the Board, the Meeting was adjourned at 9:54 a.m.

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

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

\_\_\_\_\_  
**PAUL W. HANCOCK**, Chairman Pro Tem  
Second District

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

\_\_\_\_\_  
**MELODY C. MILLER**, Commissioner  
Fourth District

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

ATTEST:

\_\_\_\_\_  
**James Alford**, County Clerk

APPROVED:

\_\_\_\_\_, 1997