

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

May 13, 1998

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, May 13, 1998 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Mark F. Schroeder; with the following present: Chairman Pro Tem Paul W. Hancock; Commissioner Betsy Gwin; Commissioner Thomas G. Winters; Commissioner Melody C. Miller; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Daryl Gardner, County Controller; Mr. David C. Spears, Director, Bureau of Public Services; Mr. John Nath, Director, Kansas Coliseum; Mr. Jim Weber, P.E., Director, Sewer Operations and Maintenance; Mr. Marvin Krout, Director, Metropolitan Area Planning Department; Mr. Lyman Reese, Major, Sheriff Department; Ms. Irene Hart, Director, Bureau of Community Health; Ms. Anita Nance, Assistant Director, Department on Aging; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. Linda M. Leggett, Deputy County Clerk.

GUESTS

Ms. Judy Finnell, Executive Director, Senior Services Inc.

INVOCATION

The Invocation was given by Mr. Pete Morris of the Christian Businessmen's Committee.

FLAG SALUTE

ROLL CALL

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

CERTIFICATION AS TO THE AVAILABILITY OF FUNDS

Mr. Daryl Gardner, County Controller, greeted the Commissioners and said, "I certify that there are funds available for those items that we have identified on today's Agenda requiring the expenditure of funds. A listing of these items has been provided to you previously. If you have any questions, I'd be glad to answer them."

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Chairman Schroeder said, "Okay, thank you, Daryl. I see no questions. Appreciate it. Next item please."

PLANNING DEPARTMENT

- A. CASE NUMBER SCZ-0763 - ZONE CHANGE FROM "RR" RURAL RESIDENTIAL TO "GO" GENERAL OFFICE ON PROPERTY GENERALLY LOCATED NORTH OF 53RD STREET NORTH, APPROXIMATELY 3/8 MILE WEST OF RIDGE ROAD (7718 WEST 53RD STREET).**

SLIDE PRESENTATION

Mr. Marvin Krout, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, "This case involves ½ acres. It's the area that's in black tape. This is 53rd Street and this ½ acres fronts on 53rd. It's part of a larger ownership of about nine acres that's owned by Meter Engineers. Meter Engineers tests, calibrates and repairs oil flow meters on this tract and they have a maintenance and repair and warehouse building that's located in the industrial area. Both of these tracts of land, two different users were zoned Light Industrial in the early 1980's and have developed. Originally, there was a 200 foot buffer that was established along the north side of 53rd Street because there are several homes on the south side of 53rd Street. Then in about 1989, there was a zoning request to use some of that residential buffer area in order to build a small office building on this site. The office building was built. This site is now used as the Transportation Department facility for the Maize School District and now this property owner is wanting to separate an office building, his office uses from the dust and the noise of the existing building that has the major activity. He is wanting to put an office in this frontage area, up in front and that requires rezoning to the General Office District.

"As I indicated most of the area is residential with the exception of the existing industries. This is a non-agriculture storage that was permitted in a barn by Conditional Use. There is a sand pit in this area, the area across the street, across 53rd Street is residential. This is the aerial photograph and you can see the character of the area. This is the existing use that's on the site today and the office building would be located. . . this area, this is the existing office building and the Transportation Department of the Maize School District just to the east. This is the site that we are talking about right in here in front of the existing building of Meter Engineers. I hope that is clearer to you than it is to me. I think we're working on the resolution of the slide projector. This is another slide of the site that's in question and we're looking now west down 53rd Street. Agricultural on the right side of the screen and scattered homes on large lots on the south side of 53rd Street. This is looking at the homes across 53rd Street. And again at the homes to the south and east of 53rd Street.

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“This is the existing office that is in front of the warehouse type buildings of the Transportation Department for the school district. There would be a similar building then proposed. That was that building. There would be a similar building on this site. This went to the Maize Planning Commission because it is in Maize’s zoning area of influence. The Maize Planning Commission as well as the Metropolitan Area Planning Commission at their public hearing have voted unanimously that you recommend approval of the general office building. None of the neighbors who were notified of the hearings appeared to testify to either of the two public hearings. So, a simple majority is all that is required to approve this request. I would be glad to answer any questions that you have.”

Chairman Schroeder said, “Thank you, Marvin. Questions at this point? I know this is not a public hearing but if there is anybody here today that would like to be heard on this item, you’re welcome to come forward. You are limited to five minutes. Is there anyone here today in the audience that would like to be heard on Case No. SCZ-0763. Seeing no one, we’ll close the discussion to the public and leave discussion to bench and staff. Commissioners?”

MOTION

Commissioner Hancock moved to adopt the findings of fact of the Metropolitan Area Planning Commission and approve the zone change, adopt the Resolution 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 W. Hancock	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Melody C. Miller	Aye
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, “Marvin, thank you. Next item please.”

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NEW BUSINESS

B. RESOLUTION ESTABLISHING HOLIDAYS TO BE OBSERVED BY SEDGWICK COUNTY IN 1999.

Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "Commissioners at this time each year we bring before you Resolution establishing holidays for the next succeeding year in order to help us and to help the courts plan in our activities for that year. We have prepared this Resolution. The normal amount of holidays which is ten has been increased to eleven due to the fact that January 1st of the year 2000 falls on a Saturday and we normally would back that up into a Friday. This Resolution actually contains two New Years Day holidays, but that is the only change from the ordinary. That's what we have done in years past. I'll be happy to answer any questions you may have."

Chairman Schroeder said, "Thank you, Mr. Counselor. Any questions on this item?"

MOTION

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

Chairman Schroeder said, "Thank you. Next item please."

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C. AGREEMENT WITH HARRY KOURI, JR., D.D.S. TO PROVIDE PROFESSIONAL DENTAL SERVICES FOR INMATES IN THE SEDGWICK COUNTY ADULT LOCAL DETENTION FACILITY.

Mr. Lyman Reese, Major, Sheriff's Department, greeted the Commissioners and said, "It is time to renew the dental Contract for the inmate's. As you remember last year we asked Dr. Kouri to increase the number of inmates that he's seen. He has done that. He is up to 20 or 22 inmates for ½ day each week now. He has cleared up the back log. The new instruments have been bought. Everything is running fairly smoothly again, if extracting teeth can be smoothly. This Contract is a total increase of \$675.00 per year and is covered in the 1998 budget that we currently are operating under. I would be happy to answer any questions."

Chairman Schroeder said, "Thank you, Lyman. Questions? If not, what's the will of the Board?"

MOTION

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

Chairman Schroeder said, "Thank you, appreciate it. Next item please."

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D. BUREAU OF COMMUNITY DEVELOPMENT.

1. CONTRACT WITH U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR CONSOLIDATED ANNUAL CONTRIBUTIONS, RENTAL CERTIFICATE PROGRAM AND RENTAL VOUCHER PROGRAM.

Mr. Irene Hart, Director, Bureau of Community Development, greeted the Commissioners and said, "The manner in which HUD (Department of Housing and Urban Development) has issued us funding in the past has allowed us to build some level of reserves. In order to use those reserves we have over issued our certificates and vouchers, in affect using our reserve to assist more families on the program. As part as a nationwide effort last year in September HUD recaptured a portion of our reserves and the reserves of every other housing authority. Since that time they decided they recaptured \$4,301 too much and through this document they have returned that \$4,301 to us so that we can re-issue it in the form of assistance. Your approval of this document would allow us to use that \$4,301 within the next 12 months. That would allow us approximately twelve months of assistance to one family. I would be happy to try and answer any questions you might have."

Chairman Schroeder said, "Very good, Irene. Questions on this item? If not, what's the will of the Board?"

MOTION

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

Commissioner Miller seconded the Motion.

Commissioner Winters said, "One quick question. This is just a pretty simple deal, isn't it? I mean this is. . . there is nothing complicated here?"

Ms. Hart said, "No."

Commissioner Winters said, "Thank you."

Chairman Schroeder asked, "Other questions? If not, Clerk call the vote."

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VOTE

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

Chairman Schroeder said, "Thank you. Thanks, Irene. Next item please."

2. APPLICATION BY SENIOR SERVICES, INC. TO THE STATE OF KANSAS FOR TAX CREDIT.

Mr. Anita Nance, Assistant Director, Department on Aging, greeted the Commissioners and said, "The item before you is a request from Senior Services for the approval of their application to receive tax credits from the Kansas Community Service Program. The State of Kansas has authorized a total of \$5,000,000 in tax credits for fiscal year 1999 for eligible projects. Under this act business firms, financial institutions and insurance companies receive a credit equal to 50% of the amount contributed. Senior Services, Inc. has been a long term partner with the Department on Aging and we highly recommend their application to receive these tax credits. I'll be happy to answer any questions."

Chairman Schroeder said, "Okay. Thank you. Questions on this item? Commissioner Miller."

Commissioner Miller said, "Thank you, Mr. Chairman. Good morning, Anita. Could you give the public an example of how it is that these tax credits really do benefit the community. We hear it, we understand that they would be able to be reimbursed, not reimbursed, but tax credited on their. . . when they are doing their tax preparation, 50% of what they have expended. Just what does all that mean to the public?"

Ms. Nance said, "I have Judy Finnell the Executive Director of Senior Services, Inc. here and Judy can probably answer that."

Commissioner Miller said, "Thank you."

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Ms. Judy Finnell, Executive Director, Senior Services, Inc., greeted the Commissioners and said, "I'm not sure I can give you a complete answer. Our Board started looking at this tax credit program a year and a half ago and decided not to apply last year but to think about it. We are going to use this if we are approved to build an endowment with a long term goals of serving more older people in the Wichita Area. It's an incentive for businesses to contribute to that endowment. I think it's the simplest way to put it. Many other non profit agencies have applied for and received the tax credits. So, our goal is to build an endowment for Senior Services, Inc. Does that answer your question?"

Commissioner Miller said, "It does and I think that is probably atypical manner of using it. Is that in terms of other individuals or other organizations, or is that pretty typical to . . ."

Ms. Finnell said, "The requirements are that it be used for something unique and you don't apply for it year after year and the suggested uses are a one time project, a capital campaign or an endowment. So, that is what I think the intent of the State was."

Commissioner Miller said, "Okay and I'm thinking that there is . . . moving beyond Senior Services, there are other organizations that utilize tax credits and I was just wondering, and you may know this Judy or Anita, or Irene would know, how many others are using it as an endowment, though? Do you know Irene or Anita?"

Ms. Finnell said, "No. I don't know. I know a couple of agencies in town that have used it for capital campaigns, I don't know of endowment. But our Board has been talking about building an endowment for quite sometime and our Board of Directors is very committed to doing that."

Commissioner Miller said, "Very good. It is good to hear that. Thank you. Thank you, Mr. Chairman."

Chairman Schroeder said, "Thank you. Thank you, Judy. Further discussion? Commissioner Gwin."

Commissioner Gwin said, "Yes. Just a clarification, Judy. As I read it, your organization is attempting to raise money to fund an endowment. If contributors contribute money to you from July 1, 1998 through December 31, 1999, they get the tax credit for that contribution?"

Ms. Finnell said, "Yes. Businesses, not individuals. Yes."

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Commissioner Gwin said, "Right. So if they want to start giving you money starting July 1, 1998, you'll take it."

Ms. Finnell said, "Yes. For an endowment and it is very specific that is what it's going for."

Commissioner Gwin said, "Yes. That's great. Well, it's an opportunity for them to even have more reason to support Senior Services, if there is an incentive for them, too."

Ms. Finnell said, "Since you got me back up here, I want to take the time to thank you all for the continued support you've given Senior Services over the years. We really appreciate that."

Commissioner Gwin said, "Thank you, Judy. Thank you, Mr. Chairman."

Chairman Schroeder said, "Thank you, Judy. Further discussion on this item? If not, what's the will of the Board?"

MOTION

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

Commissioner Hancock seconded the Motion.

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

VOTE

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

Chairman Schroeder said, "Thank you. Next item please."

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E. AGREEMENT WITH JOHN ALLEN, PH.D. TO PROVIDE PSYCHOLOGICAL SCREENING OF PROSPECTIVE 911 DISPATCHER EMPLOYEES.

Mr. William Buchanan, County Manager, greeted the Commissioners and said, “We would like to defer this item for a while.”

Chairman Schroeder asked, “Indefinitely? Indefinitely?”

Mr. Buchanan said, “Yes.”

MOTION

Commissioner Gwin moved to defer this item indefinitely.

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

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

F. AGREEMENT WITH WELL'S DAIRY, INC. FOR ADVERTISING RIGHTS AT THE KANSAS COLISEUM.

Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, “The Agreement before you is our standard agreement for the lease of advertising space at the Coliseum. It’s with Well’s Dairy for the purpose of featuring Well’s Blue Bunny Ice Cream as the official ice cream at the Coliseum and it will be featured in all the concession stands. I’m willing to answer any questions if you have any.”

Chairman Schroeder said, “Okay. Thank you, John. Discussion on this item?”

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Commissioner Winters said, "John, I didn't hear you exactly. This is a vendor that we use at the Coliseum?"

Mr. Nath said, "It will be. Yes. They are purchasing a 3 x 4 sign in the concourse area. They are going to supply four ice cream freezers which we are going to position in the four corners of the building and we are going to feature their ice cream as a premium ice cream offering."

Commissioner Winters said, "Okay. Good. Thank you."

Chairman Schroeder said, "Other questions? If not, what's the will of the Board?"

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

Chairman Schroeder said, "Thanks, John. Next item please."

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G. BUREAU OF PUBLIC SERVICES.

1. JOINT AGREEMENT WITH CITY OF WICHITA AND CITY OF PARK CITY TO PROVIDE RESOLUTION OF WATER QUALITY CLAIMS.

SLIDE PRESENTATION

Mr. Jim Weber, P.E., Director, Sewer Operations and Maintenance, greeted the Commissioners and said, "I came to talk to you today about clean water. About seven or eight years ago Sedgwick County constructed the Wichita Heights water project in conjunction and cooperation, if you will, the City of Park City. The City of Wichita agreed to provide water to Park City for the area. Generally located. . . this would be the intersection of 53rd Street North and Broadway. The north line of the district, this would be 57th Street, this would be 46th Street at the south line over here on the west, just about ½ block west of Arkansas. This diagonal line would be the railroad for fire people to recognize Glow Worm One as being the fire station upon 53rd Street north. I thought that was a great name for the plat. The color definition is not real good but on this drawing, this is the same general area. The dark lines whether they be red or green are actually where the water lines were constructed to serve the properties up there. This does relate to a ground water contamination problem in the area.

"At this point the City of Wichita has come into the west of this area, west of Arkansas and is in the process of extending water into that area to the west. They have started some discussions with Park City about the line that we built in Arkansas and the associated lines, which are green if you can see them. This would be 47th Street, 48th Street, 52nd Street and this stub comes down toward 46th Street. It's kind of a service issue. I think everybody felt like it made more sense. Wichita is going to come up Arkansas with a line. Park City's water system would not extend west of the Chisholm Creek Channel at this point and so they started to explore how to turn over ownership of maintenance of our green lines, over here to the City of Wichita. That went fine. There is one issue that they were concerned about. Part of the financing for the Wichita Heights Water Project involved Park City collecting monthly fees from all the customers that were connected and sending them back to Sedgwick County. The Agreement that we have then is a three party agreement with Park City and Wichita and the solution to that has been that Wichita has agreed to make a lump sum payment to the County for what the remainder of those user fees would be for the customers that are in this green area so that the County would come out just like they would have if it remained in Park City. I think that's really all I have. We recommend that you approve the Agreement and try to answer any questions you might have."

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Chairman Schroeder said, "Okay. Thank you, Jim. Questions on this item? Commissioner Winters."

Commissioner Winters asked, "How much is that, Jim?"

Mr. Weber said, "I'm sorry. That's \$17,000."

Commissioner Winters said, "Thank you. That's all."

Chairman Schroeder said, "Commissioner Miller."

Commissioner Miller said, "Thank you, Mr. Chairman. Jim, for clarification for the public's sake, I understand that the City of Wichita is reimbursing Sedgwick County for the outstanding. . . that was attached to that project and those individuals were assessed a monthly fee so they will just now pay a monthly fee to the City of Wichita."

Mr. Weber said, "It will become City of Wichita customers instead of Park City customers."

Commissioner Miller said, "Okay. Period."

Mr. Weber said, "Whatever Wichita's fee schedule is, we will not receive anything from that. It will all go to Wichita."

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

Chairman Schroeder said, "Thank you. Other questions or comments?"

MOTION

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

Commissioner Hancock seconded the Motion.

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

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VOTE

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

Chairman Schroeder said, "Thank you, Jim. Next item please."

- 2. CONTRACT FOR ENGINEERING SERVICES (DESIGN) WITH PROFESSIONAL ENGINEERING CONSULTANTS FOR SEDGWICK COUNTY PROJECT NO. 807-K, L, N ½ M; MAIZE ROAD BETWEEN THE NORTH CITY LIMITS OF WICHITA AND 45TH STREET NORTH. CIP #R-246. DISTRICT #4.**

Mr. David Spears, Director, Bureau of Public Services, greeted the Commissioners and said, "Item G-2 is a contract with Professional Engineering Consultants for engineering design services for the road project on Maize Road between the north city limits of Wichita and 45th Street North designated as R-246 in the Capital Improvement Program. This project will be constructed in the year 2001. The total cost of these services will not exceed \$281,870. Recommend that you approve the Contract and authorize the Chairman to sign."

MOTION

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

Commissioner Hancock seconded the Motion.

Commissioner Winters said, "Just one thing. Walk through that process again. Design and utilities and then construction, when will that happen again?"

Mr. Spears said, "Construction is 2001. Design now will probably take about a year. Utilities, to relocate utilities and to obtain right of ways can take up to two years and then construction a year. So we're looking at 2001 to build this."

Commissioner Winters asked, "And this has been in our Capital Improvement Program for a number of years, hasn't it?"

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Mr. Spears said, "Yes. It is not new, we're just now coming on it."

Commissioner Winters said, "Okay. Very good. Thank you."

Chairman Schroeder said, Thank you. Other questions? If not Clerk, call the vote."

VOTE

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

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

**3. RESOLUTION RELATING TO EXTENSIONS, ADDITIONS OR
SUBSTITUTIONS IN STREET LIGHTING EQUIPMENT TO BE
FURNISHED BY KGE. DISTRICTS #2 AND #5.**

Mr. Spears said, "Item G-3 is a Resolution prepared by KGE for modifications to street lighting in Sedgwick County. The Resolution calls for the installation of seventeen high-pressure sodium street lights along relocated Pawnee near the Cessna/Pawnee plant, and another light at K-42 and Tyler. The increase in compensation paid by the County will be \$4,686.01 per year. This will make the annual compensation paid by the County to KGE for street lights \$107,725.30. I recommend that you adopt the Resolution."

Chairman Schroeder said, "Thank you, David. Discussion on this item? If not, what's the will of the Board?"

MOTION

Commissioner Gwin moved to adopt the Resolution.

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

Chairman Schroeder said, "Thank you, David. Next item please."

H. REPORT OF THE BOARD OF BIDS AND CONTRACTS' MAY 7, 1998 REGULAR MEETING.

Mr. Darren Muci, Director, Purchasing Department. You have Minutes from the May 7, 1998 Meeting of the Board of Bids and Contracts. There are ten items for consideration.

**(1) HOTMIX OVERLAYS - BUREAU OF PUBLIC SERVICES
FUNDING: SALES TAX**

"Item one various hotmix overlays for the Bureau of Public Services. Project R-181. It was recommended to accept the low bid of Ritchie Paving. That amount is \$187,120.

**(2) DEMOLITION & SITE CLEARANCE - EMERGENCY MANAGEMENT
FUNDING: EMERGENCY MANAGEMENT**

"Item two demolition & site clearance for Emergency Management in Mulvane, Kansas. It was recommended to accept the only bid received of Cornejo & Sons, Inc. That amount is \$11,280.

**(3) REMODEL MECHANICAL SYSTEM - BUREAU OF CENTRAL SERVICES
FUNDING: CAPITAL PROJECTS**

"Item three is the remodel of the mechanical system for the Bureau of Central Services and Capital Projects for the Munger Building. It was recommended to accept the only bid received of Commercial Mechanical, Inc. Commissioners, that correct amount is \$255,800.

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(4) CM-E CHAT - BUREAU OF PUBLIC SERVICES
FUNDING: BUREAU OF PUBLIC SERVICES

“Item four CM-E Chat for the Bureau of Public Services. No bids were received for this item. Purchasing Department and Public Services will facilitate the purchase using provisions of our Chartered Resolution.

(5) AB-3 ROCK - BUREAU OF PUBLIC SERVICES
FUNDING: BUREAU OF PUBLIC SERVICES

“Item five is AB-3 Rock for the Bureau of Public Services. It was recommended to accept the low bid of George M. Myers, Inc. with delivery and that amount to three sites is \$98,775.

(6) EMULSIFIED OILS - BUREAU OF PUBLIC SERVICES
FUNDING: BUREAU OF PUBLIC SERVICES

“Item six emulsified oils. Also for the Bureau of Public Services. It was recommended to accept the low bid of Koch Materials Company which includes availability at the plant site and that amount is \$343,120.

(7) PERSONAL COMPUTER HARDWARE & SOFTWARE - JUVENILE FIELD SERVICES
FUNDING: JUVENILE FIELD SERVICES

“Item seven personal computer hardware and software for the Juvenile Field Services Division of the Department of Corrections. It was recommended to accept the low total bid of Computerland East. That amount is \$33,584.64.

(8) PERSONAL COMPUTER HARDWARE & SOFTWARE - ACCOUNTING
FUNDING: ACCOUNTING

“Item eight various personal computer hardware and software for the Accounting Department. It was recommended to accept the low bid meeting specifications of Business Computer Center for their personal computers. That amount is \$8,736. The low responsible bid and the low bid of Inacom Information Services for the color monitors and software items, that amount is \$3,208.45. The grand total for purchases is \$11,944.45.

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**(9) BANKING/FINANCIAL SERVICES - BUREAU OF FINANCE
FUNDING: BUREAU OF FINANCE**

“Item nine is the banking financial services for the Bureau of Finance and the County Treasurer. It was recommended to accept the low responsible proposal of United Missouri Bank. The annual fee cost is \$153,161.63. A complete summary of the recommendation from Daryl Gardner of the Controller’s is attached.

**(10) DISPOSABLE SHEETS - EMERGENCY MEDICAL SERVICES
FUNDING: EMERGENCY MEDICAL SERVICES**

“Item ten is disposable sheets for Emergency Medical Services. It was recommended to accept the low bid meeting specifications of Alliance Medical, Inc. That amount is \$24,179.20.

ITEMS NOT REQUIRING BOCC ACTION

**(11) PAVING IMPROVEMENTS - BUREAU OF PUBLIC SERVICES
FUNDING: SPECIAL ASSESSMENTS**

**(12) BACKHOE/LOADER - MOTOR POOL
FUNDING: MOTOR POOL**

Mr. Muci said, “There are two items that do not require action at this particular time. They were tabled for review. They include paving improvements for hydraulic drive for the Bureau of Public Services. And a backhoe loader for the Central Motor Pool and Bureau of Public Services. I would be happy to take questions and recommend approval of the Minutes provided by the Board of Bids and Contracts.”

Chairman Schroeder said, “Thank you, Darren. I do have one question. This may be for Mr. Spears. Item four the CM-E Chat, can you tell me what the problem is there. We sent that to seven vendors and received no bids.”

Mr. David Spears, Director, Bureau of Public Services, greeted the Commissioners and said, “We did call the vendor that had the bid last year and it turns out he moved and failed to notify anybody of his new address. So, the request went to the old address and apparently wasn’t forwarded in time. So, he didn’t have an opportunity to bid.”

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Chairman Schroeder asked, “Does he specialize with this Chat and nobody else produces his Chat?”

Mr. Spears said, “Well, he hauls it. There is not very many places that produce it. It is out in eastern Kansas but there are several haulers. Maybe Darren can answer further for some of the other vendors.”

Mr. Muci said, “Mr. Chairman, I’m sorry, I don’t have a real good answer for you except that in this particular case we didn’t have any vendors obviously that chose to respond. David, is correct. We had a vendor move and he did not notify our department of the change of address and we didn’t receive notification in time. We are continuing to research this and we will facilitate.”

Chairman Schroeder said, “Okay. Thank you. Appreciate it. Further discussion? If not, what’s the will of the Board?”

MOTION

Commissioner Hancock moved to adopt the Minutes and approve the recommendations of the Board of Bids and Contracts

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

Chairman Schroeder said, “Thank you, Darren. Next item please.”

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CONSENT AGENDA

I. CONSENT AGENDA.

1. Right-of-Way Easements.

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

- a. Road Number 835-W, Owners: Stanley N. Light and Kim Christiansen, located in the Northeast Quarter of Section 28, Township 28 South, Range 2 East, more specifically located on the west side of 111th Street East (Greenwich Road) and south of 55th Street South. Gypsum Township. District #5.
- b. Road Number 612-12, Owners: Henry T. Cocking and Lyneisa M. Cocking, located in the Northeast Quarter of Section 1, Township 27 South, Range 3 West, more specifically located on the south side of 29th Street North and west of 215th Street West. Grand Plain Township. District #3.
- c. Road Number 638-33, Owners: Mark L. Carter and Dorothy J. Carter, located in the Northwest Quarter of Section 9, Township 29 South, Range 2 East, more specifically located on the south side of 79th Street South and east of 95th Street East (Webb Road). Rockford Township. District #5.

2. Floodway Reserve Easement.

The following tract of land has been granted by Floodway Reserve Easement at no cost to the County. The Director, Bureau of Public Services, requested this Easement as a condition of receiving a Platting Exemption on unplatted tract.

Owner: John E. Dugan Family Partnership L.P., by John E. Dugan, located in the Northeast Quarter of Section 23, Township 29 South, Range 1 West, more specifically located south of 95th Street South and west of 39th Street West (West Street). Ohio Township. District #2.

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3. Right-of-Way Instruments.

One Dedication Deed for road right-of-way on Maize Road between 37th and 45th Streets North. District #4.

4. Section 8 Housing Assistance Payment Contract.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
C98022	\$390.00	2	Kenneth and Grace Norton

5. The following Section 8 Housing Contracts are being amended to reflect a revised monthly amount due to a change in the income level of the participating client.

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
C86201	\$315.00	\$403.00
C96020	\$000.00	\$225.00
C95005	\$152.00	\$128.00
C95041	\$149.00	\$110.00

6. Agreement with United Family Services, Inc. to provide Developmental Disability Registered Community Service Provider status.

7. Agreement with E-M Properties to provide on-line access to Sedgwick County's electronic data.

8. Application for License to Retail Cereal Malt Beverages.

<u>Applicant Name</u>	<u>d/b/a</u>
Rebecca Bilson	Kum & Go #324

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9. Plats.

Approved by the Bureau of Public Services. The County Treasurer has certified that taxes for the year 1997 and prior years are paid for the following plats:

Lucas Springs Addition
Hacker Addition

10. Order dated May 6, 1998 to correct tax roll for change of assessment.

11. Consideration of the Check Register of May 8, 1998.

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

MOTION

Commissioner Hancock moved to approve the Consent Agenda as presented.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Schroeder said, "Thank you. I will recess the Regular Meeting.

The Board of Sedgwick County Commissioners recessed to the Sewer District Meeting at 9:35 a.m. and returned at 9:41 a.m.

J. OTHER

Regular Meeting, May 13, 1998

MOTION

Commissioner Hancock moved that the Board of County Commissioners recess into Executive Session for ten minutes to consider consultation with Legal Counsel on matters privileged in the attorney client relationship relating to pending claims and litigation and legal advice and that the Board of County Commissioners return from Executive Session no sooner than 9:51 a.m.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Schroeder said, "Thank you. We're in Executive Session."

The Board of Sedgwick County Commissioners recessed into Executive Session at 9:42 a.m. and returned at 10:00 a.m.

Chairman Schroeder said, "We're back in session. Let the record show there was no binding action taken in Executive Session. Mr. Euson do you have something you would like to add?"

Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "While in Executive Session, we discussed a claim made by a family and estate of Lawrence Dugan, Jr. involving a two car automobile collision at the intersection of 135th Street West and 93rd Street North. In this matter there were claims filed against Eagle Township, Sedgwick County and the other driver by the name of Russell Southards totaling the amount of \$1,900,000. We have recommended that the County settle this matter with the family and estate of Lawrence Dugan, Jr. in the amount of \$85,000 and we do recommend that for your approval at this time.

Chairman Schroeder said, "Thank you, Mr. Counselor. Discussion on this item?"

Regular Meeting, May 13, 1998

MOTION

Commissioner Hancock moved to settle this claim for the amount of \$85,000.

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

Chairman Schroeder said, "Thank you, Mr. Euson. Any other business? Mr. Manager do you have any business?"

Mr. William Buchanan, County Manager, greeted the Commissioners and said, "Yes. I would just remind the Commission and the public that next week on the Agenda is an item to take some public comment regarding solid waste issues. Particularly, regarding whether the proposed transfer station be publicly or privately owned and operated. Sedgwick County government has for a number of years involved the public in discussion. We have had several community meetings about this topic. A year ago January we had round one which engaged 1,400 or 1,500 people in the conversation. Again, we had round two which had an equal amount of people engaged in that conversation regarding solid waste issues. We are now asking those people who would like to come and talk to the Commissioners about this issue. And the specific issue is the advantages and disadvantages of a publicly owned and operated transfer station be given that opportunity and that will occur on next weeks regularly scheduled Board of County Commissioners Meeting."

Chairman Schroeder said, "Okay. Thank you, Mr. Manager. Other discussion. If not, we are adjourned."

K. ADJOURNMENT

Regular Meeting, May 13, 1998

There being no other business to come before the Board, the Meeting was adjourned at 10:00 a.m.

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

MARK F SCHROEDER, Chairman
Fifth District

PAUL W. HANCOCK, Chairman Pro Tem
Second District

BETSY GWIN, Commissioner
First District

THOMAS G. WINTERS, Commissioner
Third District

MELODY C. MILLER, Commissioner
Fourth District

ATTEST:

James Alford, County Clerk

APPROVED:

_____, 1998