MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

AUGUST 12, 1998

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, August 12, 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. Jarold D. Harrison, Assistant County Manager; Ms. Becky Allen-Bouska, Director, Bureau of Finance; Mr. David C. Spears, Director, Bureau of Public Works; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; Mr. Jim Weber, Director, Sewer & Maintenance Operations; Mr. Bob Rogers, Assistant County Manager; Ms. Kathy Sexton, Interim Budget Director; Ms. Louanna Honeycutt Burress, Administrative Officer, Department of Housing and Economic Development; Mr. Matt Benoit, Management Intern, County Manger's Office; Mr. Steve Gilbert, Administrator, Forensic Science Center; Ms. Deborah Donaldson, Executive Director, COMCARE; Mr. Doug Russell, Director, Department of Aging; Mr. Bradley Goering, Agent, Sedgwick County Extension Service; Ms. Nola Foulston, District Attorney; Ms Mary Anne Nichols, Director, Personnel; and Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Mr. George T. Johnson, 2102 E. 21st Street, Wichita, KS 67214.

INVOCATION

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

FLAG SALUTE

ROLL CALL

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

<u>CONSIDERATION OF MINUTES</u>: Regular Meeting, July 15, 1998

The Clerk reported that Chairman Schroeder was absent at the Regular Meeting of July 15, 1998.

Chairman Schroeder 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 July 15, 1998.

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	Abstain

Chairman Schroeder said, "Thank you. 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 and Sewer District Agendas. I am available for questions, if there are any."

Chairman Schroeder said, "Thank you, Becky. I see no questions. Next item, please."

PROCLAMATION

A. PROCLAMATION DECLARING AUGUST 12-16, 1998 AS "BLACK PILOTS OF AMERICA AND U.S. ARMY BLACK AVIATION ASSOCIATION WEEK."

Chairman Schroeder said, "Commissioners, I have that Proclamation which I'll read into the record.

PROCLAMATION

WHEREAS, the U.S. Army Black Aviation Association was founded by Chief Warrant Officer Third Class Retired (CW3 (R)) George T. Johnson and held its first reunion in Wichita, Kansas on June 1983; and

WHEREAS, the USABAA has joined with the Black Pilots of America for a joint reunion fifteen years after its founding; and

WHEREAS, both organizations have a strong commitment to encourage youth to enter the field of aviation and to remain in school by providing financial assistance and scholarship; and

WHEREAS, these organizations are dedicated to stimulate and encourage broader job opportunities for minorities in all phases of aviation;

NOW THEREFORE BE IT RESOLVED, that I, Mark Schroeder, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim August 12-16, 1998 as

"Black Pilots of America and U.S. Army Black Aviation Association Week"

in Sedgwick County."

MOTION

Chairman Schroeder moved to adopt the Proclamation 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, "Today we have George T. Johnson with us to accept the Proclamation. Mr. Johnson. Welcome. It's nice to have you here, today."

Mr. George Johnson said, "I didn't know I was going to have to do all this, but good morning everybody. We appreciate the County Commission issuing this Proclamation. This is our third convention here in Wichita. We have quite a few of the pilots who have some notoriety. One of the pilots in here, and you'll probably read about it in the paper tomorrow, was President Nixon's personal helicopter pilot. He started out with Johnson, and then he went out with Carter. He was the one who was flying the helicopter when Nixon said goodbye. He was the one flying that helicopter. There are some retired airline captains here. We have some generals coming in Friday, and we have the Assistant Secretary of Transportation will be here Saturday. We have Commissioner Miller, who will speak to the group on Friday morning. It is a youth appreciation day. We have an African-American female lieutenant colonel, who is the first African-American to man an aviation battalion. I think we're going to have a lot of fun. Thank you."

Chairman Schroeder said, "Congratulations and good luck to you with your reunion. Wish you all the success in the world. Congratulations, thank you. Next item, please."

DEFERRED ITEM

B. ONE WATERLINE EASEMENT AND ONE TEMPORARY CONSTRUCTION EASEMENT TO BE GRANTED TO THE CITY OF WICHITA ACROSS PROPERTY OWNED BY SEDGWICK COUNTY AT THE SEDGWICK COUNTY ZOO. DISTRICT #3.

This item was deferred at the July 29, 1998 Commission Meeting.

Mr. Jim Weber, P.E., Director, Sewer Operations and Maintenance, greeted the Commissioners and said, "In Item B, we are requesting your approval of one permanent and one temporary construction easement for construction of a waterline by the City of Wichita across property owned by Sedgwick County at the Zoo. The Board deferred this item two weeks ago for further consideration. Representatives from the Bureau of Public Works, Sedgwick County Zoo, and the Consulting Engineer for the City of Wichita, did meet on the site to review the suitability of easements. Arrangements have been made to minimize disruption of traffic at the Zoo during construction. The proposed easements do not conflict with any current land uses and it is believed that they will not conflict with any possible future uses. All costs of the project are to be paid by the City of Wichita.

"I know we have representatives of the Zoo here today. We may have someone here from the City if you have further questions. I'll just review again with you, quickly.

SLIDE PRESENTATION

"Once again, the water line itself is in the blue. There is a 30 foot temporary easement to the west, and a 20 foot easement where the water line goes. We did discuss a little bit the last time, right in here, the dimension from the water line to the right-of-way line is 210 feet. So it gets around to the back side of their administrative building. Right here, this is 50 feet off the right-of-way line. The other thing I did since two weeks ago, I've gotten the actual plan sheet from PEC, the consulting engineer for the City. The blue is the existing 21st Street pavement. The yellow, which is just to the west, is the existing water line bridge that you see out there today. It is a raw water line coming in. This red line, it doesn't look very red here, this is the new water line crossing. Unfortunately, I didn't scale it, but I'm going to say it is another 50 or 60 feet to the west of the existing bridge.

"We have been told that the water line bridge has been designed so that it could be readily made into a pedestrian crossing. I think that was an issue we discussed two weeks ago. I'd be happy to try to answer any questions you might have. I know Mark Reed is here from the Zoo and we may have someone from the City."

Chairman Schroeder said, "Okay, thank you, Jim. Commissioners, do you have any questions at this point? Commissioner Winters."

Commissioner Winters said, "One quick question. Will the crossing across the big ditch be far enough to the west that if someday something is done with those two bridges that cross on Zoo Boulevard, that this water line won't be a hindrance for that, as we all continue to think about additional ways we can get across the Big Ditch?"

Mr. Weber said, "I guess, I can't say for sure, other than the existing raw water line will be more of a problem to that than this."

Commissioner Winters said, "This line will be on further to the west than what the current line is?"

Mr. Weber said, "Unfortunately, I didn't scale it. It looks to me like it is another 50 or 60 feet to the west. There is probably room to move the raw water line over, or behind it, or under a new bridge."

Commissioner Winters said, "If we have to move water lines, better to move one than both of them."

Mr. Weber said, "Right."

Commissioner Winters said, "David, do you think that would be a problem to the bridge project there?"

Mr. David Spears, Director, Bureau of Public Works, said, "No, it is planned to be able to fit a crane between the two water lines and be able to work on the bridge. That's the plan. Also, since the last meeting, I've met with PEC and also met with Bill Stockwell at the Planning Department. A couple of things, the pedestrian crossing would cost \$374,000. That is what would be added to the water line crossing. That is not what the water line crossing would cost, that's to add the pedestrian bicycle path would cost on top of that. Met with Bill Stockwell and at this time, there is \$7,000,000 available of money for enhancements of bicycle paths and this sort of thing, and he has talked with some other people at the City, and we're going to put this as one of the top priorities on our list of submittals to try to get some enhancement money for that. That will come back before you on September 23, with all of what we're going to submit at that time. They have assured me, and I think in good faith, I would recommend that you approve the easement today. They assured me that this will be one of the top priorities."

Commissioner Winters said, "Okay."

Chairman Schroeder said, "Commissioner Hancock, did you have a comment? Okay. Jim, anything else?"

Mr. Weber said, "No, we are requesting your approval of the recommended action."

Chairman Schroeder said, "Commissioners, at this time, I'd entertain a motion."

MOTION

Commissioner Hancock moved to approve the Easements 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, very much, Jim. Appreciate it. Commissioners, before we go to the next item, I'd like to take an Off Agenda item."

MOTION

Commissioner Hancock moved to take up an Off Agenda item.

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. At this time, I believe I need to turn this over to Mr. Rogers. Bob, go ahead."

Mr. Bob Rogers, Assistant County Manager, greeted the Commissioners and said, "I've been asked to present to you a Resolution ratifying and confirming the actions of the Sedgwick County Board of Canvasser's Meetings of August 7 and August 11, 1998. Like to read the Resolution that has been prepared for the record.

WHEREAS, the Board of County Commissioners acts as the Sedgwick County Board of Canvassers or Kansas Board, under the authority of KSA 253101, the Act; and

WHEREAS, pursuant to the Act, the Canvass Board is allowed to select an elector to serve whenever one of its regular members shall be absent; and

WHEREAS, the Canvass Board has selected an elector, Lewis R. Rogers to serve on behalf of and in the absence of Thomas G. Winters and has selected another elector, Cecilia M. Maggard to serve on behalf of and in the absence of Melody C. Miller; and

WHEREAS, the Board of County Commissioners desires to ratify and confirm the actions and proceedings of the Canvass Board;

NOW THEREFORE BE IT RESOLVED, that the Board of Sedgwick County Commissioners, hereby ratifies and confirms the actions and proceedings of the Canvass Board held on August 7, 1998 and on August 11, 1998, dated this 12th day of August 1998.

"As the Resolution indicates, I had the pleasure of serving as Commissioner Winters' proxy for this election, and Commissioner Winters, I thank you for that opportunity. I don't think either of us envisioned that history was going to be made in Sedgwick County this way. As you are aware, the Board convened at 10:00 a.m. last Friday, August 7. At that meeting, it was readily apparent that there was going to be a problem with the voting results shown for several precincts in the County Commissioner District 1 results. The Board recessed until 3:30 p.m. Friday afternoon at which time the Board of Canvassers asked for a Special Election Board. Yesterday, Tuesday, August 11, the Board reconvened at 2:30 p.m., received their report of the Special Election Board, accepted and certified that report along with finishing the remainder of the business of canvassing the votes. The Special Election Board's report resulted in a reversal of the previously announced winner in the County Commissioner District #1 election and incumbent Commissioner, Betsy Gwin was declared the winner with 5,302 votes versus Mr. Sheldon Kamen's 5,219 votes.

"Because there were two proxy members of the Board of Canvassers yesterday, this Resolution has been prepared for you to ratify the Board of Canvassers's work. Would request that you approve the Resolution."

Chairman Schroeder said, "Okay, thank you, Bob. I know there are some questions and comments up here, and I think Commissioner Gwin has quite a bit that she would like to talk to us about. Before I do that, I want to take this opportunity on behalf of the County Commission to thank the Special Election Board, which included five members appointed by the Election Commissioner, Marilyn Chapman. Those individuals were Judge Ron Rogg, Reverend Tyrone Gordon, Dr. Paul Longhofer, Mr. Lloyd Siegrist, and Ms. Kaila Young. We want to extend to all five of those individuals a heart felt thanks for assisting us in working through this problem. It is not very often that we run into this kind of a problem, but it was so wonderful to see how quickly these citizens responded to our need, and to our community's need, so that the community may understand that this was totally above aboard. We had a problem. We let the community deal with it. The community made the recommendations, did the research, along with the Election Commissioner and her staff and with legal counsel. The results were finalized, and we feel very good about those results, and again, we want to thank those five individuals who helped us bring this to a conclusion. Again, thank you to those five people who helped us through this process. At this time, Commissioner Gwin has some comments I'd like to make."

Commissioner Gwin said, "I'm going to reserve some of them, if I may, until after the Motion. I just need to advise the Board, and the audience, that I will abstain from voting on this matter as I have all the other procedures as we've gone through this."

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

Commissioner Miller said, "Thank you, Mr. Chairman. I do have a question, and it is from a legal perspective, so I'll direct that question to Mr. Euson. Mr. Euson, has this Board ever had to ratify a vote canvass before?"

Mr. Richard Euson, County Counselor, said, "Commissioner Miller, to my knowledge, this Board has never ratified the actions of a Board of Canvassers."

Commissioner Miller said, "So can you explain to the public exactly why we are ratifying what was assumed, from my perspective, to be a legal certification by proxy yesterday."

Mr. Euson said, "Sure, I'll be happy to try. The Board of Canvassers first met at 10:00 on August 7 to do what was assumed to be an ordinary canvass. At that time, the Board of Canvassers consisted of four County Commissioners and a proxy for County Commissioner Tom Winters, who was Bob Rogers. The Board, at that time, discovered some manifest errors. The Board recessed until later that afternoon when it reconvened and asked the Election Commissioner to appoint a Special Election Board. The Special Election Board was appointed by Marilyn on Monday and was able to complete its work and check it and get it done by Tuesday. At that time, the Board of Canvassers was asked to reconvene. Because the Board of Canvassers had met twice and was going to meet a third time on Tuesday, the 11th, it seemed, as I understand it, from the standpoint of the special counsel appointed for the Election Canvass Board, it seemed necessary to include the original members of the Canvass Board and have that meeting with those original members. Because that did not happen and because it was necessary for you to appoint a proxy, it was his advice that we come to the Board of County Commissioners today and have the meetings and determinations of the Canvass Board ratified and confirmed."

Commissioner Miller said, "When you say his, you're talking about Allen Rupe, who is the County's outside legal attorney regarding the election. The only problem that I have is that in discussion with yourself, Mr. Euson, we discussed the importance of an individual being there, actually at the vote canvass on Tuesday. That was when I had stated that I needed to place a proxy in my stead. If I recall, there was also a follow-up letter, and I do have it printed by staff, Fred Irvin, that suggested that we change the date, so that we could actually have the original sitting board to do that. So that we wouldn't have to go through any other process. But that was not followed. Instead, we went ahead with the vote canvass, with my understanding that it was a perfectly legal process, not understanding then, at that time, that we would have to ratify it in order for it to be considered as a legal action. I have a problem with that. I'm not sure how it needs to be remedied, if it can be remedied. I'm simply saying that on my stead, I felt that this was a legal process to begin with and here we are using a resolution to ratify it. Can you explain that?"

Mr. Euson said, "As you know, this is a very unusual set of circumstances. Events happened very quickly. The Election Commissioner determined that it was important to assemble the Special Election Board and have them do their work in a very quick manner. Doing those kinds of things and trying to get five busy County Commissioners together in several meetings on very short notices is very, very difficult. We just felt, and the special counsel to the Election Board and to the Canvass Board felt, that it would probably be best to go ahead an ratify these actions. I don't think it reflects necessarily on anybody doing anything wrong or any deficiencies in the process, but we feel that we're being a little conservatively I suppose in this action. We feel that it is important to tie this up and bring closure to it as much as possible, and lawyers disagree as to what statutes mean. We want to make sure that we can stave off any disagreement, in the event that there is any contest."

Commissioner Miller said, "Okay, so let's put the contest or potential suit aside. Was the action that was taken yesterday legally binding or not?"

Commissioner Hancock said, "I think the point here is . . ."

Commissioner Miller said, "I'm asking Rich Euson at this moment."

Commissioner Hancock said, "I think the point here is that we're going to assure that it is. That's the advice of legal counsel."

Commissioner Miller said, "No, the question is, was the action taken yesterday legally binding, not what we are ratifying today."

Mr. Euson said, "In my opinion, I think it was probably legally binding and in Allen Rupe's opinion, I suspect he would probably say it was legally binding. But these unusual circumstances brought forth questions that we have never had to answer in interpreting the statute relating to the Board of Canvassers. It was Allen's advice, and I certainly agree with him, that the easiest thing to do is to have this action confirmed by the Board of County Commissioners this morning which happens to just be a convenient time to take this action."

Commissioner Miller said, "So it was legally binding. Is that what you're saying? There is no need to ratify it? Why are we ratifying what was certified yesterday, is my question. I haven't really received a definitive answer."

Mr. Euson said, "I think that the action that the Board of Canvassers took was legally binding, although that is not my call to make. That was the call of the special counsel to that Board. I further believe it is in the best interest of this Board of County Commissioners to ratify and confirm the actions of the Board of Canvassers."

Commissioner Miller said, "So in the best interest of this Board, in terms of a legal contest or a suit, is that what you're saying?"

Mr. Euson said, "Yes."

Commissioner Miller said, "That's what I needed to know, thank you."

Chairman Schroeder said, "Thank you. Commissioner Hancock."

Commissioner Hancock said, "No comment, let's move on."

Chairman Schroeder said, "Thank you. Any other comments or questions? If not, what's the will of the Board?"

MOTION

Commissioner Winters moved to adopt the Resolution ratifying and confirming the actions of the Sedgwick County Board of Canvasser's meetings of August 7 and August 11, 1998.

Commissioner Hancock seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Abstain
Commissioner Paul W. Hancock	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Melody C. Miller	No
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, "Thank you. Commissioner Gwin."

Commissioner Gwin said, "Thank you, Mr. Chairman. As you are aware, and anybody who has been following this, this has been a very unusual circumstance, but things do happen. I would respectfully suggest today that in the interest of future candidates, and future election processes, that we invite the Secretary of State, or his representative, to come to Sedgwick County and meet with Ms. Chapman, representatives of this Board, and our staff to review the procedures and to make sure that, to the best of our ability, we assure future candidates and future voters that these problems will be minimized and hopefully eliminated. I understand we are human, and we do make mistakes, and numbers can be inaccurately accounted to others and those kinds of things. We have all the technology in the world but we are still individuals, and individuals can and do make errors. For my opponent, and for me, this past week has been one of unending emotional stress.

"I think it would be nice, it would certainly make me feel better and feel better for those people who run for office after this, to assure ourselves that our procedures of checks and balances and red flags and those kinds of things are checked and assured, that maybe we won't have to deal with this again. I don't know if you need that in a motion or just a suggestion to staff, if they would help facilitate that and let's check this and then move on. Thank you."

Chairman Schroeder said, "That's a great idea, and I think the Commissioners would embrace that idea as I'm sure Marilyn would, because Marilyn obviously wants to find out what happened, as we all do. Maybe we should ask that Marilyn and the Manager determine some way of inviting down the Secretary of State to review the process."

Commissioner Gwin said, "And include Mr. Euson from the legal aspects too."

Chairman Schroeder said, "So Mr. Manager, would you and Ms. Chapman get together and figure out what is the best way to approach this problem? Okay, thank you. Any other comments Commissioners? Thank you, very much. Next item, please."

PUBLIC HEARINGS

C. PUBLIC HEARING REGARDING THE 1999 SEDGWICK COUNTY BUDGET.

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "We're going to have a series of public hearings, and then we are going to proceed with the adoption process. The first public hearing is for the Sedgwick County Budget and it is for the '99 Budget of \$180,300,000. It equates to \$277 worth or property tax for an \$80,000 appraised home. There is no tax increase proposed in this budget. Nearly half of the budget is for public safety issues, including operating the jail expansion, enhancing EMS operations, providing for juvenile detention facilities and staff, investing in prevention programs to reduce potential future costs. We also benefit the community in other ways, the Exploration Place and Zoo are included, good roads, the continuation of our road program to get people to work, play, and to home safely and quickly. Programs which enhance community and health for community residence and services to assist our aging population. We continue to attempt to improve the quality of services that we provide. It has been a theme this year in the process. Choices were made throughout the process with that goal in mind. So without any more comments from me, it is appropriate for you to continue with the public hearing and hear from the public about the County's budget."

Chairman Schroeder said, "Okay, thank you. At this time, I'll open up the Commission meeting to public hearing. If anybody would like to be heard on the 1999 Sedgwick County Budgets, please come forward and state your name and you're limited to five minutes. Is there anybody here who would like to be heard on the 1999 Sedgwick County Budgets? Seeing no one, I'll close the public hearing and limit discussion to bench and staff. Mr. Manager?"

Mr. Buchanan said, "Mr. Chairman, I would request that since the public hearing is closed, that you recess into the Sewer District meeting and open that public hearing."

Chairman Schroeder said, "Thank you. At this time we'll recess the Regular Meeting of the Board of Sedgwick County Commissioners."

The Board of Sedgwick County Commissioners recessed into the Sewer District Meeting at 9:30 a.m. and returned at 9:39 a.m.

Chairman Schroeder said, "I'll call the meeting back to order of the Sedgwick County Commissioners Regular Meeting of August 12, 1998. Next item please, which I believe is Item E."

E. ADOPTION OF THE 1999 SEDGWICK COUNTY BUDGET.

Mr. Buchanan said, "Commissioners, you have the budget before you. At this point, the less I say, I think, the better we are. You need to proceed to figure out how you want to proceed with this budget adoption."

Chairman Schroeder said, "Okay, thank you. Commissioners, any comments, additions, deletions? Commissioner Hancock."

Commissioner Hancock said, "Mr. Chairman, as of two weeks ago, our last up day, we set our budget at the current level, so I know that there will be some suggestions that will require that we adjust some of those dollars here and there. The first question I have for Kathy is contingency availability, what we're going to have next year, primarily the Commissioners' Contingency. Is that \$500,000, I believe?"

Ms. Kathy Sexton, Interim Budget Director, said, "Let me check that number."

Commissioner Hancock said, "The reason I ask is that I don't know whether we agreed to reduce that two weeks ago, or not."

Ms. Sexton said, "Commissioner, it was not reduced. It was the same as the 1998 amount of \$300,000."

Commissioner Hancock said, "Okay. I guess we reduced it the year before from 500. Okay, very good. So that is available to us at this time? Mr. Chairman, I'm going to propose to the Board that they approve a couple of changes in funding. The first is the Conservation District. In that, the Manager's budget proposal is for \$40,000 with another \$37,000 as part of Action Grants. I'm going to propose that to change that slightly to \$50,000 Action Grants and have available to the Conservation Districts a total of \$90,000."

Chairman Schroeder said, "What was originally proposed?"

Commissioner Hancock said, "It was \$37,000 plus \$40,000, \$77,000."

Chairman Schroeder said, "Okay."

Commissioner Hancock said, "What this does, and I want to go on record, the budget last year for the Conservation District was \$88,888, a significant decrease and a significantly different way of doing business. I had the opportunity and the pleasure to visit with some of the Board members last week and discussed the future of conservation. I'm convinced, at this time, that the Conservation District is really interested in doing things a lot different. I say a lot, but significantly different than the way they have in the past. I think that the Board has taken a look at itself and taken a look at its mission and began to examine what benefits it has to offer for, not only the farming community, but the urban community. I was very pleased with what I heard. I think that it is a very valuable mission that the Conservation District has. I can't think of any other organization, agency, continuously funded since about 1937, whose mission has done more and succeeded more in the conservation of land and soil. I think that they are getting back to their grass roots. I'm very pleased to see that. I want to be able to get their new hopes and dreams off the ground, as much as possible, and I think for the 2000 Budget, we'll look at it again, and maybe they'll have even a better idea then where they want to go. I want to give them all the flexibility they have, and I don't want to reduce their mission too much this year from where it has been in the past."

Chairman Schroeder said, "Okay."

Commissioner Gwin said, "So that would pretty much restore them?"

Commissioner Hancock said, "Pretty much. The difference is that while that money would be available to them, the extra \$50,000 over and above the \$40,000 already budgeted, the difference would be and the Board is invited, Commissioners, to be at their Board meetings. The difference would be that they would articulate the need as it came up to us and then we would approve that."

Commissioner Winters said, "I would support doing that."

Chairman Schroeder said, "What was the total impact again?"

Commissioner Gwin said, "It is \$13,000."

Chairman Schroeder said, "Okay."

Commissioner Winters said, "So it is a plus \$13,000."

Chairman Schroeder said, "Okay."

Commissioner Gwin said, "I could support that."

Chairman Schroeder said, "I don't have a problem with it. Anyone else have comments?"

Mr. Buchanan said, "Commissioners, just so that we understand for sure what you're doing. You're increasing the Conservation Action Grant, which was \$37,812 to \$50,000?"

Chairman Schroeder said, "Correct. Bill, do you have anything else to add?"

Commissioner Hancock said, "I do want to talk about one other thing. Well, maybe two, we'll see how it goes."

Chairman Schroeder said, "So far you're batting 100%."

Commissioner Hancock said, "Yeah, that's pretty unusual. The Sheriff's Budget this year, as presented to us, a new three year plan. We worked with the Sheriff for the last three years to work out a three year plan. As you well know, the 1999 budget, and the 2000 budget there will be significant changes in the Sheriff and what they're doing. One thing that is going on, and the Sheriff has been very consistent in these two items for the last three years, even though we haven't necessarily addressed them directly, and I'm willing to do so this year if we can move some money around and find it.

"I would like for it to be in the budget and be available, with the authority to do it, and that is one, in the priority list he has in the last paper I have, five priorities. Recently, we had a disturbance in one of our courtrooms that came to light and probably highlighted the need for the first one and that is court deputies. There are two of those folks that they are requesting with their equipment. That has a budget impact of \$86,028.

"Secondly, and this is one that has been articulated by the Sheriff's Department, not only by the Sheriff but by the folks who work for him, who I have visited with over and over again for a number of years. That is an Office Specialist, particularly in the Records Section and the equipment to facilitate that person. That impact is \$35,016. Gosh folks, I'm just really tired of hearing about that office specialist in Records. I would hope that we address it. It has been very difficult for those folks working in Records. It has been very strenuous. They've been short handed, and there are times when they even have to shut down to take a personal break. I just hate to see that, and I think we need to address that. Those, I want you to consider."

Mr. Buchanan said, "Commissioner Hancock, if I may interrupt at this point. We did add an office specialist in the recommended budget."

Commissioner Hancock said, "For Records?"

Mr. Buchanan said, "Yes, we did."

Commissioner Hancock said, "Oh, that makes it easy. I didn't know that, because I got a paper from the Sheriff and it wasn't written in the paper that it had been approved. Okay, I'm sorry. That's about all. I'll wait and see what you guys want to do. Thank you, Mr. Chairman."

Chairman Schroeder said, "Thank you. Other comments, additions, deletion? Commissioner Winters."

Commissioner Winters said, "I'd just like to talk about two small things, and neither one of these are really on the scope of the world scene, or earth shaking, but I think they're two things I'd like us to visit about. One is the Extension Service, and they had originally had some recommended increases in the \$170,000 range, and I would like for us to consider, one of their recommended actions was concerning salaries and wages of 3% for a total of \$23,489. I would be supportive of adding that into this budget. I don't know if anyone else has comments on that? I assume if we kind of do like we've done in years past, if we get three nods that something is in, we'll put it in for a while, until we take it back out. I would like to suggest that we include that \$23,489."

Chairman Schroeder said, "I don't have any problem with the Sheriff's or the Extension Service. It is a matter of finding it within the limited budget that we have at this point."

Mr. Buchanan said, "Commissioner Winters, what was that number again?"

Commissioner Winters said, "It was \$23,489. If nobody else supports that, we won't consider it."

Commissioner Hancock said, "I'll support that. I think, like Chairman Schroeder, we've been around for so long, we get more philosophical about these things than what we're normally accustomed to. A big concern, sometimes, about the Extension Office and that department. I think they're an important resource for the community. I want to support some changes in there, and I also want to support that we consider very seriously how our relationship is with the Extension and with K-State. I don't think we've clearly defined our relationship as the Board of County Commissioners with the Extension and the people that work there. I would encourage us, next January, when the new Commissioners get seated or even now if you'd like. I would appreciate the input now, that we begin to recognize our relationship and view it differently. I think we either need to facilitate these folks as County employees or recognize that they're not and move on down the road. But we need to understand what our relationship is, too."

Chairman Schroeder said, "I agree with you Commissioner Hancock. I think it probably more of a somewhat long term project to look at that relationship. I think in the short term, though, that we've got some problems there that maybe we need to take care of and long term I think you probably need to address that. How you do that and when you do that I'm not sure, but my guess the new Board would probably want to take that up in the next budget cycle."

Commissioner Hancock said, "I can remember my first visit with the Extension after being a Commissioner, I saw in the Director's office a plan for a new facility. I asked him how long he'd had the plans, I just assumed they were new, and he had them about 10 years. Four or five years later we finally built a new building, so it was about 15 years between the concept and completion. I just don't want us to continue that kind of relationship."

Chairman Schroeder said, "Sure, I understand. Thank you. Commissioner Miller."

Commissioner Miller said, "Thank you, Mr. Chairman. I am going to be supportive of the addition of the supplemental request number one by the Extension Council, and I have absolutely no problem with the Sheriff's request and that is included in our recommended budget so was aware of that one. But, when we look at our last up-date and being held to that number, we've got to find dollars, so my question is, when we had our last and most recent bond sale, were there some additional dollars that we were able to capture, or none? So are we still setting at juggling around what we actually are settled with now."

Mr. Buchanan said, "Unfortunately, Commissioner Miller, this was the one year that we didn't have. We have in the past years had some opportunities to have a different number come in than what we projected. This year was a little more than what we projected. It was only a couple of thousand dollars, but no, we do not have any extra money in that account."

Commissioner Miller said, "Okay."

Mr. Buchanan said, "Thank you for remember that."

Commissioner Miller said, "It is strictly working within the perimeters that we have access to. I'd like to put then, on the table for us, to discuss supplemental request #2, which I think is very important, just as important as the supplemental request with salaries, #1. When you look at health insurance and what that does for a family, how that encourages and incentivizes employees to come and to stay, I think that is an extremely important request. They have asked of us, I know of three years that I have been present, and we've not been able to honor it for many reasons, and I can understand that. I really would like for us to at least consider how it is that we can locate dollars for being able to ensure health insurance for support staff and single employee coverage. I think that is to the tune of \$39,600."

Chairman Schroeder said, "That's for insurance?"

Commissioner Miller said, "It is health insurance for support staff and single employee coverage."

Chairman Schroeder said, "Extension service."

Commissioner Hancock said, "I would support that, Melody, and the reason is, that because the Extension doesn't function without volunteers. Relatively speaking, with the amount of work that goes on there, between volunteers and paid staff, this is pretty minimal. I think they deserve health coverage, these full-time folks."

Chairman Schroeder said, "We'll find it. The Manager will find it."

Commissioner Winters said, "We're going to write that one down?"

Chairman Schroeder said, "Write that one down, too. Commissioner Miller, did you have anything else you wanted to add to that?"

Commissioner Miller said, "Not under Extension Service, but if we're going to move on to something else."

Chairman Schroeder said, "There is just one thing I need to clear up, first. I just got off the hot line with the Sheriff and he did tell me that they were asking originally for five positions in records, but they had narrowed it down to two, Commissioner Hancock, so I think you were right to start with. If you want to put that back in, let's do that and talk about it. One was recommended, by the Manager, and he is asking for two, and I'm not sure where our wires got crossed on that."

Commissioner Hancock said, "In the paper that I have here, I just have one."

Commissioner Gwin said, "Bill, I think that came to us after the Manager submitted his recommended budget."

Commissioner Hancock said, "On July 23."

Commissioner Gwin said, "I think what the Sheriff is saying is that I need more than one, I need two. The Manager has recommended one in the budget, but the Sheriff would like us to add yet another office specialist in Records. He thinks at least two need to be hired to do the work."

Commissioner Hancock said, "So, when I asked for this one, that is over and above the one we already have."

Commissioner Gwin said, "Correct."

Commissioner Hancock said, "So, I'm still at ground zero. What I mean is that it is in, then."

Mr. Buchanan said, "Excuse me. Now that I understand it, let me try to explain. The Sheriff requested two folks for the Records section, two employees. One was submitted. When you said one, I assumed that that was the one that we already recommended. I didn't understand that it was an additional one. If you want the additional person added, we're going to have to put that up there."

Commissioner Hancock said, "If I just wanted one and it is in, so I wouldn't mention it, but I'm talking about another one."

Mr. Buchanan said, "An additional. Got it."

Commissioner Hancock said, "Okay. So \$35,016."

Commissioner Gwin said, "That's fine, I can support that."

Commissioner Winters said, "How much is it?"

Commissioner Hancock said, "\$35,016."

Chairman Schroeder said, "Okay. We've got that cleared up. Commissioner Miller, do you have something else you want to address it."

Commissioner Miller said, "Well, if we're moving out of the realm of the Extension Office, then I would like to raise for discussion, once again, the Mid-Town Resource Center. If I recall, at the last up-date, I mentioned being able to look for the funding in the Contingency, that is the BOCC Contingency, and I did mention the additional funding that was recommended by the Manager for prevention, to be able to come up with the \$125,000 request that the Mid-Town Resource Center had asked of us. At that time, Commissioners were listening, but I don't know what we've landed on with that, so I'll put it back on the table. If there are any addendum changes, because I know Mr. Chairman, you had spoken of asking or placing in the budget a request of \$200,000 over two years. I'm not sure where we are with that. I would like for us to be able to discuss this."

Chairman Schroeder said, "Commissioner Gwin."

Commissioner Gwin said, "I do have some thoughts. Since Commissioner Miller made this discussion a couple of weeks ago, as to where these funds might be diverted, where they could be taken and replaced, I've given that some thought. I don't know that I have landed on a particular amount. I appreciate the \$125,000, because I think that is the amount which was requested originally. So, to find that is going to be challenge enough. I think I have a couple of concerns or some maybe direction that I would like to do if I approve that money. First of all, I think I'd like to see them continue their efforts to raise the monies that they need and maybe hold this money, we could allocate it, but hold it to use either for completion funds, to assure the public that the support is there, before their public dollars go into it. Also, I have a couple of correspondences that say how important a place it is going to be for children and youth and their families. Where children learn their life ways and equip our youngsters, it says, with the necessary frame of mind for kindergarten and those kinds of things. I would like to see our money reserved maybe for playground equipment. You and I both know there needs to be, I would assume, an outdoor playground area for kiddos. They don't just want to sit inside. So maybe we could hold it for that, so those youngsters do have a safe place outside and safe equipment outdoors to play in. They would have plenty of opportunity for that.

"Some concerns have been raised as to this facilities ability to support itself and to sustain itself over the years. I certainly appreciate their efforts, but I'd like to, too, for them to be able to bring us say a three year business plan and assure the tax payers that their money is going to be going to a successful entity. It is pretty frustrating when some companies, this isn't one of them, but big corporations come to us and say we'd like to come back, give us money and then they end up walking out the door and walking away. We've gotten lots of criticism for that. So I think this can be a successful operation. I think they need to demonstrate their ability to be successful. I'd like our money earmarked for either the completion of the building, if they get someone else to do the playground, or for outdoor playground facility. I think those kinds of things are something that would assure the tax payers that their money was going toward a worthwhile project.

"I, too, think that if we can do all that, we can demonstrate to folks that we do understand that it is important to target some of our money back to the cities. That we don't just do things out in the County, but that we do target some worthwhile projects within the corporate city limits of Wichita. Given those caveats, I could certainly support the \$125,000 commitment. I don't know whether Chairman Schroeder needs more, or feels like their needs to be more, but I think I would be able to commit it and ask them to meet those bars that we set. I think that's a fair request."

Commissioner Miller said, "I do, too. I just wanted to be able to respond to you quickly Commissioner Gwin, that I don't they're caveats at all. I think they are quite reasonable, and more along the lines of contingencies, based on if you're able to bring us the business plan and if you're able to actually reach your goals, and if, in terms of raising monies, and then ultimately being able to earmark. These are the projects and these are the programs that we'd like to see these dollars fund, I would be supportive of that. I have absolutely no problem with it. Mr. Chairman."

Chairman Schroeder said, "That's fine. In hearing today, I'm not sure there's support for \$200,000 but I'd like to ask for at least \$150,000 over two years, \$75,000 a year for two years. Obviously, this organization, this Board, is going to want to do something that is successful. I don't think they would ask us to participate if they didn't think they were going to be successful, but I understand that we also have to be careful with how we spend the taxpayers money. So if they want to present us some kind of a business plan and indicate to us that they have the where withal to run the facility on a year to year basis, I think they are perfectly willing to do that from the discussions I've had. So if we could put on there \$75,000 a year, for two years, or I have another recommendation that we take it out of the 1998 Commissioner's Contingency, the balance that we have there. There may be a possibility there, if it comes to some difficult situations with this budget process today, meeting our level that we've already set. There are some options there, of using the 1998 contingency."

Commissioner Miller said, "The only comment I would have with that, Mr. Chairman, and I agree with you, you need to be able to pave the way for success for organizations, and typically that is not a single time funding. But given the request that we have in front of us today, we're already, what's the total that we've already added?"

Mr. Buchanan said, "It is \$196,000."

Commissioner Miller said, "Okay. We've already added a total of \$196,493, I'm thinking there is gong to be reason for compromise, and so therefore the original request of \$125,000 would give us just a bit more flex room to do some of the additionals that we've added up there and to deplete our BOCC Contingency, would that? First of all, where are we, Kathy Sexton, in our Contingency currently?"

Ms. Sexton said, "Current contingency is \$229,800."

Commissioner Miller said, "Oh, okay."

Chairman Schroeder said, "We could do it all at once or we could do \$75,000 this year and \$75,000 for the next, I mean 1999 and 2000."

Commissioner Miller said, "Let's figure out how."

Chairman Schroeder said, "Commissioner Winters."

Commissioner Winters said, "I just wanted to make a comment about this. I think you all know how I feel about this, but I would hope we would consider using the contingency fund and not put it in the 1999 budget. I think we're going to have some problems here in the next few minutes as this number gets bigger and bigger. So that would be my suggestion, for what it's worth."

Commissioner Gwin said, "I guess I have a question. If we decide the project is worth while and we know we would have funds available this year to do it, I guess they have several months to bring us the three year plan, and those kinds of things, before we would release that money to them. Would the timing be appropriate? Would we have any problem there?"

Mr. Buchanan said, "I don't foresee any problem with doing it that way. We can do it that way."

Commissioner Gwin said, "I see. Okay."

Commissioner Miller said, "Would the Board, then, be amenable to actually using all of our contingency on additional funding, because yes, I believe we will run into a problem because of where we set."

Commissioner Winters said, "I wouldn't be supportive of using all of it, but I would use \$125,000 of it. We're talking about two different things, all of the amount that goes to the Mid-Town Center or all of the Contingency fund. I would support, I'm going to take that back, I would like it better if it all came out of the Contingency Fund."

Commissioner Miller said, "When you are saying, you are saying the \$125,000, not adding it on to the 1999 Budget."

Commissioner Gwin said, "If, for some reason, the Mid-Town Resource Center, they had not completed their fund raising by the end of this calendar year, can we earmark that money to be held over?"

Mr. Buchanan said, "Yes."

Commissioner Gwin said, "Okay, thank you."

Chairman Schroeder said, "Commissioner Hancock."

Commissioner Hancock said, "I was going to suggest that we earmark this year's 1998, what is currently in our budget. We've already whittled in a couple hundred thousand out of next year's contingency already. I would suggest that we, if we're going to talk about this Mid-Town thing, that we need to talk about it in terms of what's left in the Contingency and commit it, but not spend it, until they make the requirements."

Commissioner Gwin said, "Correct. I'd be very comfortable with that."

Commissioner Miller said, "Are we at \$125,000."

Chairman Schroeder said, "I had it at \$150,000, you lowered it."

Commissioner Hancock said, "We cannot commit, if we commit to anything for next year for the Mid-Town folks, we cannot do it out of next year's contingency, because we're not going to have any left when we get done today."

Commissioner Gwin said, "I know."

Commissioner Winters said, "I'm talking about this year's contingency."

Commissioner Hancock said, "Exactly. When we decide on an amount, and we've got \$200,000 and change available to us as I understand."

Chairman Schroeder said, "What I was suggesting was \$150,000, \$75,000 for 1999 and \$75,000 for 2000. So you take \$75,000 out of this year's \$230,000 contingency."

Commissioner Winters said, "We just do it all, if we're going to do it."

Commissioner Gwin said, "I think the \$125,000 seems to be the number that the majority of us could support. I think we're prepared to reserve that out of this year's, the 1998 contingency, and not effect 1999."

Commissioner Hancock said, "It's off the table, as far as next year."

Chairman Schroeder said, "All right. Is everybody okay with that concept?"

Commissioner Gwin said, "That makes sense to me."

Commissioner Hancock said, "No, but I'll vote for it."

Mr. Buchanan said, "Mr. Chairman, if it is okay with you, we'll bring you back at a future meeting this item and how to reserve the contingency and write down the suggestions that were made from the bench about the conditions under which those funds would be forthcoming."

Chairman Schroeder said, "Okay."

Commissioner Hancock said, "As I had said earlier, two weeks ago, that I am not in favor of this project. I'll be supportive as long as I see some really good data information coming from the folks who are attempting to do this. I don't want it to be a failure. It is not my mission to cause it to be a failure. Based upon the information I've had so far, I can't be supportive. There is a difference in my mind, and it is probably a strange mind indeed, the difference between being supportive and supporting it. But if the information is good and the mission looks good, then I will be supportive of it. Based upon what I know now, I can't be. I know, I think a little different."

Chairman Schroeder said, "No, you're fine. Commissioner Winters."

Commissioner Winters said, "Are we ready to talk about another item. I have one that is not a major issue, it is a pretty small item, but when you add all the small ones together you get a larger number, of course. That's the Small Cities Grant program that we have done for three years, and we did not do last year, as we really were trying to cut every single place we could last year, and this is a program that we eliminated. If you remember, the program was awarding \$25,000 for small cities to make a request for a maximum of up to \$7,500 for a project that a small city really had on their plates but just didn't have the local tax dollars to make it work. We started out with the concept really from Marvin Krout as he had concerns about smaller cities and their comprehensive plans and tools and instruments to help their planning commissions. If you know, Commissioners, every time we get a zoning case that involves a small city, it is always helpful when those cities have a plan, they know what they're about and they have all the tools and everything at their disposal so their planning commissions can make a good decision. We did not limit it to planning decisions though, we allowed them to use the funds for lots of things. A number of them did complete their comprehensive plans.

"One of them, Mulvane, updated their community code book of city codes. They have been used on park projects. They've been used on some parking for the disabled. They've done a complete drainage analysis in Derby with part of this money. Again, a number of them have done other things. So I would like to suggest that we add this \$25,000 for Small Cities Grants back into the budget."

Chairman Schroeder said, "I'd like to make this comment about that. I don't have too much of a problem with that, but I think in the past what I saw was a wide variety of uses of the funding, some of which I thought was okay, and some that I thought really wasn't worth the effort. I had a discussion with a Commissioner, and I can't recall who, but maybe Tom, thinking about this, if we focus a little bit the use of that funding, for like juvenile issues, law enforcement issues, those kinds of things, which really impact our budget. Obviously, law enforcement detention has really impacted the County's budget in the last ten years. If we could look at helping those communities with this small amount of money that you're talking about, this \$25,000, but give it some focus in two or three areas that we think will help us, in the long run, and determine what those areas might be, whether they might be law enforcement or juvenile issues, drainage issues, or whatever the case may be. I'd like to see us focus a little bit more on what that money can be used for, instead of just allowing the cities to submit anything and everything they want, maybe we help them a little bit in this process by helping ourselves with our budget process and focus it. Just an idea."

Commissioner Winters said, "I wouldn't be opposed to thinking about some specific areas that need to be covered. At first I thought that the prevention side would be a good one. I'm not so sure it is now, because as Commissioner Miller and I continue to work on this juvenile justice, if there is \$25,000 more for prevention, I want it to go into those directed programs that we're trying to make better and better. One of the things I think we've done with prevention in the past is we've got it disbursed. We've got \$10,000 here, \$5,000 there and over here. It just loses its effectiveness. I would really, if somebody has got a good prevention plan, we need to focus on it instead of putting it out \$2,000 or \$3,000 at a time."

Chairman Schroeder said, "I understand. All I was trying to do is, we don't have a lot of impact in small cities as to what we do. Juvenile justice is a county-wide issue obviously. But what I was thinking is, if we could help them with problems within their own communities, maybe that would benefit everybody. I don't know. Maybe it is not a good idea, but I thought why not try to help them while we help us in our budget. Obviously small cities are going to be effected by whatever plan that we come up with, as pertaining to juveniles. Within their cities, they may have different situations that maybe they could deal with directly, as opposed to some state-wide or county-wide plan. But it was just an idea, and I thought it might be worthwhile to focus it a little bit, in order to really concentrate on doing something that is really needed in the County. Whatever the majority wants, that's fine. Commissioner Hancock."

Commissioner Hancock said, "I'm a little different from both of you, so we've got big problems. We've got three different opinions. I think the \$25,000 grant with a maximum of \$7,500, I mean folks, in the great scheme of things it really is not enough to do anything as far as our mission is concerned. I don't even care if it is used for planning. As a matter of fact, I'd prefer it not be used for planning. I would like to see it used for quality of life items that go on in a community. When we got those requests for it, those grant requests from the small cities, a lot of things were. We're talking about restrooms at the parks, and saving an old building that they have, and things like that. These were things that the community just needed a few bucks that they never got, because the priorities never allowed them to do it. It was just something that, the net effect was, in many instances that while the small cities would get \$2,000 or \$3,000 in this grant, the effect was generally the \$2,000, \$3,000 or \$4,000 was added to that, and the job got done. They committed also. I don't care if we give this to the small cities and what they use it for. If it was quality of life things, I would probably see that as just as important as anything else. We need to leave it to them. In the past we've had a group of County employees make a determination, it hasn't been us, on what we would grant. I think in our minds and hearts, we need to decide what the minimum criteria is, and give the information to that committee, and let them decide what is best, and I have no problem what they do with it."

Chairman Schroeder said, "I would agree with you there. If we could sit down with the committee, or somebody, and look at the criteria and maybe the right term isn't focus, but maybe that would help us a little bit. Make sure the criteria looks proper."

Commissioner Hancock said, "I do know, though, that it had a significant impact on a number of cities, little \$2,000 or \$3,000 deals, it is just amazing what they ended up doing with it. Projects that had been dormant for years, and years, and all a sudden they got motivated because we put in a few thousand, and they did, too, and they got the job done. Just enough to get them over the hump. It was really pleasing to see the reaction from some of the citizens."

Chairman Schroeder said, "Commissioner Gwin."

Commissioner Gwin said, "I agree with Commissioner Hancock. I think the money was not so much used . . . obviously, the kind of grants we awarded were minimal. But they used it as a matching grant, or a springboard, for community solicitation, or business, to get money from businesses, or local interested neighbors, to complete a long overdue project. I don't know that I want to be too restrictive about the criteria but I think I would be willing to put it back in, again. I think we were able to make some good things happen, and a little bit of money sometimes goes a long way. That grant always demonstrated that to me. I would approve it."

Chairman Schroeder said, "Okay, very good. Other questions? Commissioner Miller, anything else?"

Commissioner Miller said, "No."

Chairman Schroeder said, "Commissioner Gwin? Commissioner Winters? Commissioner Hancock? Okay, do we want to allow the Manager a few moments to decide how and where they are going to find this additional funding? What total are we at?"

Mr. Buchanan said, "It's \$221,493. It might be helpful to do that. I'm assuming that and maybe that's a bad assumption, but I'm assuming that, it might be helpful for us to determine if they were all approved, how would we do that. I'm not assuming that any of them are going to be approved, or all."

Chairman Schroeder said, "Why don't we take a break, and let you guys work that out, and we'll be back in about ten minutes. Let's take a ten minute recess."

The Board of Sedgwick County Commissioners recessed at 10:20 a.m. and returned at 10:40 a.m.

Chairman Schroeder said, "I'll call the meeting back to order. Mr. Manager, we've given you some time to work out our numbers here, and tell us what you've come up with."

Mr. Buchanan said, "Well, there are several issues that I think you need to be aware of. The first issue is that I think the number that we can get relatively close to, and there is a reason for this and I'll tell you in a second, is about \$180,000 in that neighborhood. What I would propose is, that the money would be taken out of the BOCC Contingency for 1999, but only half of it. Half of that money, I think, we could successfully take out of a fund we call Health and Life Insurance. Health and Life is the fund from which we pay insurance and what we have budgeted, but that changes because of turnover and it is expected that we would not need perhaps \$90,000 of that, and if that is true, \$90,000 of that could come out of those funds, rather than your contingency. Why that number makes sense is that there is one issue of the health insurance for the Extension Service, is an issue that is really tied to the issue of governance. You have identified the issue of what the relationship is between the Extension Service and Sedgwick County, whether they are employees or are not employees, how that issues and programs work, whether we just hand them a check every year for . . . and this is in 1999 would be \$906,000, without any of those issues addressed. It has, up to this point, been a management decision by the Extension Service. It is clear that their priority was for an increase of salary.

"If that is your desire, we can do that. That would be my recommendation, is to accomplish what it appears that you want to do is to do that, and remove the health insurance for the Extension Service at this time."

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

Commissioner Miller said, "Thank you, Mr. Chairman. Mr. Buchanan, I heard some conversation from Commissioner Hancock and also from Chairman Schroeder regarding the philosophical question that we have of the relationship between Sedgwick County and the Extension Office. I am extremely supportive of being able to have the dollars accessible for us, this Board, to offer employees of this department, and that is another question, do they become a department or remain as they are, but I am still very supportive of us being able to offer them that opportunity to have health insurance. It has been asked and requested of us several times, but yet I can understand the questioning of the relationship. I would like to make a suggestion, or a recommendation, to the Board and that is, understanding that we are in the midst of either creating a committee, I don't know how we're going to do this, but open up a dialogue, where we seriously look at the relationship between the Extension Office and the Board of County Commissioners, or Sedgwick County, that these dollars be kind of held in limbo, or encumbered, and I'm not sure what the phrase would be, ensuing what comes out of those talks or that dialogue. I'm hopeful that we will, indeed, fund this request."

Mr. Buchanan said, "Commissioner Miller, if that's your intent, we can tell you that the extent of the \$39,600, if that's your intent, and I don't suspect we'll be able to make that determination between now and January 1, and I'm going to assume that doesn't happen. But if it is determined that that relationship, the Board of County Commissioners decides it is our obligation and desire to pay for health insurance for this agency, there would be ways which we could assure that could be done in 1999. There is turnovers in other . . . we don't know where they'll be, but there are always turnovers and some of those monies have been budgeted to be used and some of them haven't. We would have to scour funds from different divisions and bureaus to figure that out."

Commissioner Miller said, "I guess I would be looking for more of a commitment, to actually know that this dialogue is going to occur, and that indeed those dollars will be accessible pending the decision."

Mr. Buchanan said, "I can assure you that the dialogue will occur. That's been assigned. We were beginning to think through that issue. The research is beginning on this issue. Irene Hart has been assigned that task, to begin that. We've had initial conversations. We will find the funds in 1999."

Commissioner Miller said, "Is this something the Board will consider, or where are we on that?"

Commissioner Winters said, "I guess I don't understand it. Recap it for me."

Commissioner Miller said, "Well, I hear that we're not sure what the relationship is between the County Extension Office and Sedgwick County. It's complicated. We've known that. We've heard that for some time. Is now the time to outright fund the insurance, or should it be pending the way that the dialogue goes, and what we deem as the true relationship between Sedgwick County and the Extension Office. Is it indeed our responsibility or their responsibility?"

Commissioner Winters said, "I think if you're looking for a response, I think I'd be comfortable in backing off of just doing this, right now, in this budget, at this process, and really start that communication process, so we'll all have a better understanding of how all of the employees at the Extension Office function and work and whether it is, or who it is that they are actually working for, and what kind of things we need to do. I would think that we could do that over the next period of time. Right now, I think I would be supportive of backing that out, and then starting this education process among ourselves about how we're going to look at the Extension Council employees and talk about the goverance issue, too, of how all that works. I'm sure there is a lot of it that is outlined in state law of how Extension Council's function, but I don't know that I understand all of it either. I would support backing this out and then taking a longer look."

Commissioner Gwin said, "Would the same hold true then, for the 3% that you suggested adding?"

Commissioner Winters said, "No, I'd like to suggest that stay there, as that is something I can clearly see, and clearly understand better, how that is going to be put to use."

Commissioner Gwin said, "Okay. The challenge we give, I guess this isn't a department so I have trouble making the apples to apples comparison, but the challenge over the last several years that we've given to our internal departments, if you will, is that within their allotted budget they have to find the funds for cost of living and steps and merit and those kinds of things. So, maybe we ought to challenge the Extension Service to do the same thing, if that is important."

Commissioner Winters said, "I think this year we have provided some COLAS and steps for County employees in a broader way than we did last year. Last year we were trying to just cut everything that we possibly could and required those departments to take that challenge as you described it last year. I don't think we did that quite as intensely, or we didn't do it that intensely this year."

Commissioner Gwin said, "Kathy, do we fund COLAS and merits?"

Ms. Sexton said, "The process of the budget this year was that the departments were asked to find the money for the merits and COLAS within their budget. COLA being the 2%, later the ½% was added into their budgets. What Commissioner Winters is referring to, I think though, is the fact that some departments were considered priority areas, such as public safety and such, and monies were put back in their budgets, so they were funded higher than the target."

Commissioner Gwin said, "Okay, I understand what you're saying."

Chairman Schroeder said, "Kathy, how much is in the General Fund Contingency?"

Ms. Sexton said, "\$550,000."

Chairman Schroeder said, "What was it last year?"

Ms. Sexton said, "The same."

Chairman Schroeder said, "You gave me a balance of that a while back, but I can't recall that of this calendar year."

Ms. Sexton said, "\$45,000 is what is basically left, that is after we've reserved monies for some expenditures outstanding that we believe are going to occur between now and the end of the year for juvenile housing."

Chairman Schroeder said, "Okay."

Ms. Sexton said, "To be honest with you Commissioner, there is a budget adjustment on your Agenda, later today, to spend \$37,000 of that for the courts because of the state adding monies for the Pro Tem Judge in Juvenile Court, and this will be the County's match."

Chairman Schroeder said, "Is that on today's Agenda?"

Ms. Sexton said, "That's right. If you'll remember, that contingency fund is often used for grant match."

Chairman Schroeder said, "Okay. Would it be possible to use some of that next year,s for some of what we're looking at up here?"

Mr. Buchanan said, "Sure, but the purpose of the contingency is to have it in reserve for the unknown and unexpected. I would remind the Commission that we have a budget adjustment of \$700,000, and I know this won't happen every year, for the DeBruce grain elevator incident. We expect some of that money to be reimbursed. I don't expect it to be reimbursed in this fiscal year, so that's a real cash flow problem. That's exactly why we have a contingency."

Chairman Schroeder said, "Do you think we will be using some of next years contingency to pay some of that?"

Mr. Buchanan said, "I don't know."

Chairman Schroeder said, "Okay."

Commissioner Winters said, "Just as a suggestion Mr. Chairman, I could support if we try to come up with an additional \$180,000, and that means backing out the \$39,600 on Extension, and then coming up with \$180,000, with \$90,000 of it coming out of BOCC contingency, and \$90,000 out of Health and Life. Just a suggestion."

Commissioner Gwin said, "I can support that, too."

Chairman Schroeder said, "What's our balance, or what is in Health and Life? What typical balance do we have in there?"

Mr. Buchanan said, "It varies depending upon the turnover rate of employees. I think we can safely do that \$90,000 in 1999. It is typically a \$100,000 or more."

Chairman Schroeder said, "I'm just trying to make it easier to find a way to pay for these additions. I guess that's fine. Well, Commissioners, do you have any other comments or ideas about the additions up there?"

Commissioner Hancock said, "Are we going to remove \$39,600 right now?"

Chairman Schroeder said, "I think that's the proposal."

Commissioner Gwin said, "I could support that."

Commissioner Miller said, "I do."

Commissioner Winters said, "I did."

Commissioner Hancock said, "Okay."

Chairman Schroeder said, "So what does that bring us to total?"

Mr. Buchanan said, "It is \$181,893. The total is the same. If this is the decision, Mr. Chairman, I would recommend that you take the blue sheet and staff is clear in its instructions about it, what to do with the funds, you don't have to take any specific action. We will produce a budget that is . . . the Resolution says that the budget would be \$180,340,628 and that is the Resolution that I would recommend that you adopt."

Chairman Schroeder said, "Nothing has changed since our last up-date. It is still the same total, but we're doing some things, for the public's purpose, this money is found within the budget and that is the process that we're going through today. So the total is still the same as of two weeks ago, on our last up-day, which is \$180,340,628. Okay, very good. Any other questions or comments? Discussion? If not, the Chair would entertain a Motion."

MOTION

Commissioner Hancock moved to adopt the 1999 Sedgwick County Budget of \$180,340,628 with \$69,044,687 in budgeted ad valorem taxes, which is approximately equivalent to 30.19 mills. All of this is subject to review and technical adjustments.

Commissioner Miller seconded the Motion.

Chairman Schroeder said, "By approving this today, are we approving joint budgets, right now, with the City of Wichita."

Mr. Buchanan said, "Yes."

Chairman Schroeder said, "I have got some serious problems with joint budgets. Can we pull those out? We used to approve those separately."

Mr. Buchanan said, "It was decided that we would not have an Enbanc to do that. They are part of this. Those budgets are part of the general fund. If you want to deal with those separately, that would mean that you would reduce that motion. Now, if there is other action that you want to take, direction that you want to give the staff or their staff about those budgets or how we allocate the funds on a quarterly basis, we can do that in a separate motion."

Chairman Schroeder said, "Well, that's fine. Okay, if the Commissioners will allow me. Instead of going through and picking parts and pieces out of this, since we're doing it like this and approving all the budgets together. I think most of you know I've had some serious problems with the flood control budget. Myself and Commissioner Hancock and I know some of the other Commissioners have had some problems with flooding in their areas. It is my understanding that flood control crews are used throughout the City of Wichita in numerous kinds of projects, not related to flood control. We've had serious problems in my district and especially Commissioner Hancock's district, where these people would have come in very handy, and very useful, but we have not been allowed to use these people for anything than what the City thinks their needed for. I have a letter from Jennifer Reschke, from the Legal Department, addressed to me June 24, 1998, regarding flood control agreements. I just want to read this into the record.

"It says, 'You have requested a summary of Sedgwick County's past flood control agreements with specific locations for operations identified as well as information on how to terminate existing contracts. In 1982, the City of Wichita and Sedgwick County entered into a ten year agreement establishing the Wichita Sedgwick County Flood Control Works Division and gave the City the administrative, accounting, payroll, legal and other responsibilities but continued the practice of 50/50 funding by the parties.

'Another similar ten year agreement was passed in 1992. Neither agreement makes any reference to a map nor physical description, of the flood control area.' I'll repeat that, 'Neither agreement makes any reference to a map, nor physical description of the flood control area. Nor do the annual joint funding agreements that have been made since 1982. Prior to the 1982 agreement, there was a 1953 agreement between the City and the County, in which both parties agreed to acquire right of way as necessary under the Core of Engineers project report. Prior to that, there was a 1947 County Resolution concurring with the City's Resolution accepting and embracing the Army #1 Plan, authorized by Flood Control Act of Congress in 1936, with respect to flood water of the Arkansas River and its tributaries.

'I have not yet made an exhaustive search of the Clerk's Office to locate this but nothing indicates that it was ever attached as an exhibit, nor is the Core of Engineers project report. No agreements that I have reviewed give any description, beyond the 1953 agreement, or mention any alteration or expansion of boundaries of the flood control project. There are no provisions, even for a process of such alteration of boundaries.

'The 1992 Contract does not expire until December 31, 2001. Either the City or the County can terminate this agreement on January 1, of any year, provided written notice of intent to terminate is given to the party at least one year in advance of such proposed termination date.' Mr. Manager."

Mr. Buchanan said, "Commissioner, the issue of what you're concerned about, I'm reminded, can be dealt with in a couple of different ways. What you're doing today is talking about the expenditure of funds. We can change programs in the middle of the year, at any point. At your direction, we can do that. But more importantly than that, we will have a joint agreement that will be brought to you for your approval on flood control planning and the Health Department that is done every year after the budget is adopted. That would be another opportunity to adjust that program."

Chairman Schroeder said, "Well I appreciate that. I've had problems with this department since I've been here and there is not a good reporting process as to how that money is spent and where it is spent. After a lot of investigation on our part, our legal staff, and our public work staff, we've discovered a lot of discrepancies about how these people are being used throughout the year without our knowledge and projects and where they're working.

"What I am suggesting is that if we truly want a Flood Control Department to benefit the citizens of this community, which I think includes the entire County, then we need to look at it on a Countywide basis. I don't see the need of County tax payers putting money into the City of Wichita's flood control project, if that's what it is called, and not allowing those County residents to also have participation on their behalf with problems in their areas. What I'm asking is, that if we're truly going to take care of flooding problems throughout this County, lets do it together. I have a problem with funding this, and I can't recall what the amount is that we fund each year for this."

Mr. Buchanan said, "It is recommended this year at \$659,920."
Chairman Schroeder said, "Okay, \$660,000. That's a lot of money. I will say that the flood control project is probably one of the best things that has ever happened in this community in the way of protecting the economy. It has shown its viability many, many times with a lot of the rains we've had lately and in years past. But, I think there is a right way to do things, and I think right now we are letting our guard down on this. We need to be more attentive as to how that department is run, and if any of us have any problems with any of those three departments whether it is Planning, Health or Flood Control, we need to assert ourselves. That is our responsibility, and I think it is our right. If we don't take that advantage, then they're going to continue to do as they want until somebody tells them to stop. Somebody that I know told me you just keep doing what you're doing until somebody tells you to stop, and I think we need to tell them to stop. We're not happy with how this is progressing.

"I don't know if I have support to do that, but I think the Manager has some ideas and concepts that we can start to look at that may put them on notice as to how we feel about this department. Today I'm not willing to pull it out and vote on it separately. I'll go ahead and vote on the budget. I'm not going to be here next year, but Commissioners, this has been going on so long, I think we need to get our arms around this and figure out how we can make it better and make it work for all the citizens in this community. Commissioner Winters."

Commissioner Winters said, "Just one quick comment, and I'll certainly be willing to listen to the agreements, if we have agreements signed later on in the year. I know that County Engineer, David Spears, did hire M. S. Mitchell to do a survey of what is going on from our perspective. So I think when we review those agreements, I think we need to look at the study from M.S. Mitchell that he completed for the Engineer's Office, and maybe that will shed some light one way or another. Thank you."

Chairman Schroeder said, "You're welcome. I appreciate those comments. I talked to M.S. Mitchell on a number of occasions about this. I asked him, how did the flood control responsibility get expanded further than what it originally was. He said through osmosis, it just happened. I don't think a lot of Commissioners knew probably what was going on. If they did, it wasn't indicated in any of the agreements and I have to say that, in I think 1992, Commissioner Gwin was Chairman, she and the Legal Department caught an error. I'm going to call it an error. I hope it was just an error, where the City wanted verbiage in the agreement that all streams and tributaries within the City of Wichita would be included. That never was the intent. The intent was to pay for, to monitor, and to maintain what most Wichitans know as the Big Ditch. I understand now it includes the canal route. I understand it includes many streams and tributaries that come into both the Big Ditch and the Canal Route. So it has expanded dramatically over the years, and we just need to review that and find out why and how we can deal with it.

"It is one of those issues of doing what is right, I think. If we can support the Manager and Mr. Spears in that process of finding out what's right and what's wrong, maybe we can do some good. I appreciate your bringing that up because I did confer with him on a number of occasions. Okay, I'm done. Any other discussion? 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, "Mr. Manager, Kathy, staff, Becky, thank you for the good effort that all of you have put forth this year in this budget process. I know it is always a difficult one, and I want to thank the entire staff for the work that they put into this. Thank you, very much. Manager, appreciate it. Item F."

F. ADOPTION OF THE 1998-2003 CAPITAL IMPROVEMENT PROGRAM (CIP) AND 1999 CAPITAL BUDGET.

Mr. Buchanan said, "You have the Capital Improvement Program before you. It is a planning tool to provide for roads and bridges and intersection improvements, as well as additions and repairs to our facilities. It is to coordinate the projects within the 20 cities within Sedgwick County. The 1998-2003 CIP totals \$205,900,000, which includes \$125,000,000 for roads and intersections, bridges, and \$80,000,000 for various facilities. In 1999, we're planning projects totaling \$27,000,000. Of this, 60% will be used for roads and bridge and the rest will be used for juvenile detention and the Kansas Coliseum. I recommend you adopt the CIP plan, it is a Capital Improvement Plan."

Chairman Schroeder said, "Okay, thank you, Mr. Manager. Questions? I do have one. Mr. Manager, can you give us a little more detail about Juvenile Detention, because that is going to be a major issue for us over the next year or two, specifically about CIP issues."

Mr. Buchanan said, "The CIP for 1999 in the Juvenile Detention Facility is for the upgrade and maintenance and repairs of the existing facility. It would include the roof, and those things around which you lift of the roof, there is some heating and cooling issues and plumbing that all needs to be done for that facility. That project is about \$800,000, or so, for that facility that we're currently in. It does not include any new facilities."

Chairman Schroeder said, "All right, thank you. Other questions or comments?"

Commissioner Gwin said, "Just for clarification, though, for the reading, for people who can't sleep and want to read the CIP to get them there. We do mention new juvenile detention facilities, but that is not identified as a specific year, it is a future consideration, correct?"

Mr. Buchanan said, "Exactly."

Commissioner Gwin said, "Okay. I wanted to make sure, because some would say it is in there. But funding is not a certain year or a certain funding source has not been identified."

Mr. Buchanan said, "This is a plan for how we're going to orderly proceed with the expenditure of funds in the budget. We have not identified needs or funds for that program."

Commissioner Gwin said, "Okay, thank you for the clarification."

Chairman Schroeder said, "Thank you. Other questions? Mr. Spears, do you have anything do add?"

Mr. Spears said, "No sir, not unless you have a specific question about any roads or bridges?"

Chairman Schroeder said, "Commissioners, any questions?"

MOTION

Commissioner Hancock moved to adopt the 1998-2003 CIP and 1999 Capital Budget with changes (if any) from adoption of the 1999 operating budget, subject to review and technical adjustments.

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, "Okay, thank you, and again, Mr. Manager and staff, good work. Appreciate it. Anything else we need to do at this point with budgets?"

Mr. Buchanan said, "No."

Chairman Schroeder said, "Okay, next item."

H. PUBLIC HEARING AND RESOLUTION APPROVING ISSUANCE BY THE CITY OF WICHITA, KANSAS OF INDUSTRIAL REVENUE BONDS TO FINANCE CERTAIN FACILITIES TO BE LEASED BY THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF WICHITA, KANSAS, AND REPEALING RESOLUTION NO. 98-106 OF SEDGWICK COUNTY.

Ms. Louanna Honeycutt Burress, Administrative Officer, Department of Housing and Economic Development, greeted the Commissioners and said, "Back on July 1, you conducted a public hearing and adopted a Resolution approving the issuance by the City of Wichita of not to exceed \$8,000,000 in industrial revenue bonds for the construction of a new South Branch Y and the improvements and some additional construction for facilities dealing with the Y. Following this action, the project grew, and what we need to do today is to conduct a new public hearing and approve the issuance of not to exceed \$9,000,000 in industrial revenue bonds. So the action that I'm requesting that you take today is to conduct the public hearing and approve the Resolution. Kim Bell with Hinkle, Eberhart and Elkouri is with us, if you have some questions that she could address."

Chairman Schroeder said, "Okay, thank you, Louanna. Any questions on this item? At this time, I guess, we need to open the meeting to public hearing. Anybody who would like to be heard on this item please come forward. If there anybody here today who would like to be heard on Item H? If not, we'll close the public hearing and limit discussion to bench and staff. Louanna, anything else? Commissioners?"

MOTION

Commissioner Hancock moved to adopt the Resolution.

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, Louanna. Thank you, Kim. Appreciate you being here. Next item, please."

NEW BUSINESS

I. RESOLUTION AMENDING SEDGWICK COUNTY RESOLUTION NO. 309-1988 PERTAINING TO MEMBERSHIP, TERMS AND QUALIFICATIONS OF THE WICHITA-SEDGWICK COUNTY ALCOHOL AND DRUG ABUSE ADVISORY BOARD.

Mr. Matt Benoit, Management Intern, County Manager's Office, greeted the Commissioners and said, "This Resolution modifies the current Resolution by stipulating that alcohol and drug abuse service providers are not eligible for appointment to the Wichita-Sedgwick County Alcohol and Drug Abuse Board. Additionally, it modifies these terms of appointees. If you have any questions, I'd be happy to answer them."

Chairman Schroeder said, "Okay, thanks Matt. Commissioner Winters."

Commissioner Winters said, "Is the City Council, City of Wichita adopting a similar resolution?"

Mr. Benoit said, "Yes, they are."

Commissioner Winters said, "That's all I have."

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

MOTION

Commissioner Hancock moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

Chairman Schroeder said, "Commissioner Miller."

Commissioner Miller said, "Matt, in terms of the unexpired terms of those individuals who are on the Board who are service providers, will they just fulfill their term."

Mr. Benoit said, "As I understand it, we may need some legal clarification here, because I understand their term ends upon the passage of this Resolution. As I understand, new appointees will be appointed, and that is the change in terms of appointees. That will start for a new four year period."

Chairman Schroeder said, "Immediately?"

Mr. Benoit said, "As I understand it, yes."

Commissioner Miller said, "Mr. Euson?"

Mr. Euson said, "I'm sorry, but I'm looking at the Resolution, which by the way is a joint Resolution/Ordinance for the City of Wichita, and the City of Wichita has already approved it. I'm reading on page 2 where it says appointments made by the Board of County Commissioners will be appointed for four years, et cetera, et cetera, except that members currently serving on the Wichita Sedgwick County Alcohol and Drug Abuse Advisory Board shall continue to serve until the expiration of terms, set out in the appointing Resolution."

Chairman Schroeder said, "So they do get to serve out their terms? That makes more sense, I think."

Mr. Euson said, "So, I think that's an exception, so I think, as I'm reading that, I don't know what the intent was, but as I'm reading that the current members, even though they may be providers, do continue to serve out their terms."

Commissioner Hancock said, "Or their terms can be limited by reappointment."

Mr. Euson said, "Yes, they do serve at the pleasure of the Board."

Chairman Schroeder said, "Okay, we have a clearer understanding of that? Any other questions or comments? If not, we have a Motion and a second. 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, Matt. Next item, please."

J. AGREEMENT WITH INTER-FAITH MINISTRIES WICHITA, INC. FOR USE OF SEDGWICK COUNTY PARK OCTOBER 11, 1998 TO HOLD A HUNGER WALK.

Mr. Jarold D. Harrison, Assistant County Manager, greeted the Commissioners and said, "This will be the third year for the Inter-Faith Ministries Hunger Walk at Sedgwick County Park. This is a standard form agreement. It is subject to receipt of a certificate of insurance, and the dates have been coordinate with the Park Superintendent, and we would recommend your approval."

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

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

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

K. REGIONAL FORENSIC SCIENCE CENTER (FSC).

1. AGREEMENT WITH SUNFLOWER CHAPTER OF THE ALZHEIMER'S ASSOCIATION FOR SERVICES PROVIDED BY FSC STAFF.

Mr. Steve Gilbert, Administrator, Forensic Science Center, greeted the Commissioners and said, "I have some good and exciting news of programs that we're working on at the Center right now. Briefly, our main mission is to provide pathology support and criminalistic support to the community at the Center. We do have other programs though which address public health and safety. Such programs we do work on, for example, are Safe Communities, which is injury prevention. We do tissue donation with Red Cross, the Wichita Eye Bank, and Midwest Organ. We also work on 'Healthy Start' initiatives which is the study of infant mortality. These are some of the health and safety programs that we have in the community.

"This particular program I would like to just mention to you this morning is the Alzheimer's program we have along with the Association. Families get the opportunity to donate brain tissue to research, to help solve the mystery of Alzheimer's. Previously, we had an agreement with the Association for a visiting pathologist to come by and do an extraction and then the tissue is donated to research. This pathologist is no longer available, so Dr. May, the Coroner, has decided to assume those responsibilities, with her staff, and to provide that facility that she has there and her services to the Association for the extraction.

"Under the new agreement with the Association, we have raised the basic fee of \$100 to \$150, to cover some minimal supplies and employee time, which is actually a lot less than if you were to actually do all the math and some other arrangements, such as next of kin authorization, for the extractions and transportation arrangements. We would like the Commission to approve the Agreement and authorize the Chairman to sign."

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 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."

2. GRANT APPLICATION TO STATE OF KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT FOR A MATERNAL AND CHILD HEALTH BLOCK GRANT IN THE AMOUNT OF \$40,300 TO PROVIDE FUNDING FOR A SUDDEN INFANT DEATH SYNDROME NETWORK COORDINATOR.

Mr. Gilbert said, "SIDS, as you probably know, is the unexplained, unexpected death of a child under a year of age, commonly within the ages of one month and four months. Families who experience the loss of an infant to SIDS often find themselves very confused. They need support, and it is a very difficult time for them. The Center is working right now to obtain grant funding to hire, for one year, a full time coordinator for the network at the Center. This person will be responsible for making sure the network is operating appropriately. This network is to provide support to families who have those questions about what happened, are we responsible, could this have been prevented, and questions like that. The grant comes with a match of course. The Children's Service League is providing \$23,917 in grant match. The Center is providing a soft match in the amount of \$6,308 which is facility space and other supplies toward this particular grant. We would like the Chair and Commissioners to review and approve the application."

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

L. BUREAU OF COMPREHENSIVE COMMUNITY CARE (COMCARE).

Chairman Schroeder said, "Commissioners, if it is okay, we'll let Debbie describe each one of these items, one through six, and then can we take them as one vote. Would that be all right with you Mr. Counselor and Debbie?"

Mr. Euson said, "I think that's fine. I'd recommend, though, that you entertain a Motion to take these as one group since they are listed with separate action lines on the Agenda."

MOTION

Chairman Schroeder moved to take Items 1 through 6 under L as one vote.

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	Absent at vote
Commissioner Melody C. Miller	Aye
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, "Okay, thank you. Debbie, go right ahead."

1. CONTRACT WITH MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS TO PROVIDE A CASE MANAGEMENT PROGRAM FOR SEVERELY AND PERSISTENTLY MENTALLY ILL RESIDENTS.

Ms. Deborah Donaldson, Executive Director, COMCARE, greeted the Commissioners and said, "The first six items all apply to the Mental Health side of Comprehensive Community Care of Sedgwick County. I will run through those. The first one is a contract that we've had with the Mental Health Association and essentially that allows them to provide case management who they bill Medicaid for. We've been supplied flex-funds to meet needs that typically aren't funded through traditional funding sources. That funding source is Heartland.

2. AGREEMENT WITH BREAKTHROUGH CLUB OF SEDGWICK COUNTY, KANSAS TO PROVIDE PSYCHOSOCIAL REHABILITATION AND RELATED SERVICES.

"The second Agreement is with Breakthrough Club, and that involves a variety of services that they provide for us, including such things as psycho-social groups, case management for adults and children and the transitional age program, those who are 16 to 24 who have a serious mental illness and need those transitional services and don't fit in traditional programs.

3. CONTRACT WITH HICKOK AND ASSOCIATES, INC. TO PROVIDE CONSULTING SERVICES FOR THE COMCARE COMMUNITY SUPPORT SERVICES' LABORATORY.

"Number three is Hickok and Associates and they provide consulting services for our lab. We have a small lab service for individuals who are on Clozaril, because otherwise they will have to go and have blood drawn, and with this lab we can do a finger stick and check the blood work. That really helps in terms of compliance with the medication.

4. AGREEMENT WITH POLY TAN, M.D. TO PROVIDE PSYCHIATRIC SERVICES AT COMCARE'S OUTPATIENT SERVICES.

"Number four is the employment agreement with Dr. Poly Tan, who has been with us for a number of years to provide psychiatric services.

5. CONTRACT WITH MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS TO PROVIDE SPECIALIZED RESIDENTIAL SERVICES FOR INDIVIDUALS WITH SEVERE AND PERSISTENT MENTAL ILLNESS.

"Number five is, again, a contract with Mental Health Association. This has to do with residential services. We contract for some group home beds and supported living situations for individuals that we are diverting from the state hospital or coming home, until we can get them into more permanent housing.

6. AGREEMENT WITH SEDGWICK COUNTY AREA NONPROFIT COMMUNITY HOUSING ORGANIZATION - HOME OF YOUR OWN OF KANSAS, INC. (SANCHO) FOR COMCARE TO PROVIDE ONE-TIME FUNDING TO BE USED FOR SANCHO'S HOME OWNERSHIP PROGRAM FOR PERSONS WITH SERIOUS AND PERSISTENT MENTAL ILLNESS.

"The last agreement is with the Sedgwick County Are Nonprofit Community Housing Organization. This is the Home of Your Own project they do. This has been very important for our consumers who, in fact, for the first time are able to purchase a home and in fact their monthly payments are often lower than if they have to continue to rent. This is one time funding. Everything else I've discussed you have seen before, and really are renewals of on-going programs. This particular one is one time funding to help them continue to run this program that we feel is beneficial to us. I'd be glad to answer any questions."

Chairman Schroeder said, "Okay Debbie, thank you. Questions or comments?"

MOTION

Commissioner Gwin moved to approve the Contracts and Agreements for Items L-1 through L-6 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."

- 7. AGREEMENTS (FIVE) TO PROVIDE DEVELOPMENTAL DISABILITY COMMUNITY SERVICE PROVIDER STATUS.
 - **! PROACTIVE HOME HEALTHCARE SERVICES**
 - **! PROGRESSIVE HOME CARE SERVICES**
 - **!** SHERRI EWERTT
 - **!** KANSAS TRUCK EQUIPMENT CO., INC.
 - **!** MENNONITE HOUSING REHABILITATION SERVICES, INC.

Ms. Donaldson said, "These particular Agreements are with five different providers. These are our standard agreements that you've seen. I believe you have probably approved 40 some the other week and these are some that we didn't have completed for that particular meeting. So this picks up some stragglers that we hadn't completed, but there is a standard service agreement for development disability services. I'd be glad to answer any questions."

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

MOTION

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

Commissioner Gwin seconded the Motion.

Chairman Schroeder said, "Commissioner Hancock."

Commissioner Hancock said, "Debbie, Kansas Truck Equipment, what do they do?"

Ms. Donaldson said, "Van lifts."

Commissioner Hancock said, "Okay, thank you."

Chairman Schroeder said, "Thank you. Further discussion? 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."

8. ADDITION OF ONE OFFICE SPECIALIST, RANGE 15, TO THE COMCARE STAFFING TABLE.

Ms. Donaldson said, "Commissioners, this is an addition of an individual for our Community Developmental Disability Organization and is paid for out of the administrative dollars that we receive from the state. These are not service dollars. I'd be glad to answer any questions."

Chairman Schroeder said, "Okay, thank you, Debbie. Discussion on this item?"

MOTION

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

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, Debbie. Next item, please."

M. DEPARTMENT ON AGING.

1. CONTRACT WITH CITY OF PARK CITY TO PROVIDE COORDINATION OF SPECIALIZED TRANSPORTATION NEEDS.

Mr. Doug Russell, Director, Department of Aging, greeted the Commissioners and said, "The Contract before you is with the City of Park City, who are our partners in providing transportation to eleven rural communities in northern Sedgwick County. It is an on-going program for several years and a great partnership. I'd be happy to answer any questions."

Chairman Schroeder said, "Discussion? Commissioner Winters."

Commissioner Winters said, "Did they change their service, recently, to some of those and cut back some on the bus service? Do you know, Doug?"

Mr. Russell said, "I believe that they did. We plan to get with them and try to do some marketing to those communities to make sure we're serving what they need and want. Sometimes that becomes a communication issue."

Commissioner Winters said, "All right. I heard from a constituent in Mt. Hope, and I don't know that it was actually a complaint, but more of a question, and I was not really able to answer about the change in schedule and change of service. Maybe you could help me, or we could visit about that."

Mr. Russell said, "We'll visit about that."

Commissioner Winters said, "Thank you."

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

MOTION

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

Commissioner Hancock seconded the Motion.

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

VOTE

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

2. AGREEMENTS (TWO) TO PROVIDE TARGETED CASE MANAGEMENT SERVICES.

- ! NORMA FRY
- **!** CHRIS MADISON

Mr. Russell said, "Commissioners, when we took over the SRS programs in January of 1997, we began contracting case management services to Medicaid customers. We have two dozen such contracts, and the system is working fabulously. This is a request to add two people, because we've lost a couple of them to other jobs, one of whom we hired in Sedgwick County."

Chairman Schroeder said, "Okay, thank you. Discussion? If not, what's the will of the Board?"

MOTION

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

3. APPLICATION BY CENTRAL PLAINS AREA AGENCY ON AGING (CPAAA) TO KANSAS MEDICAL ASSISTANCE PROGRAMS FOR FUNDING OF TRANSPORTATION SUPPORT SERVICES FOR DISABLED PERSONS.

Mr. Russell said, "Commissioners, really the next two items are a lot of words that basically sign us up as a provider for SRS services. Item three is to become a provider under the Physical Disabilities Waiver, which is an SRS Medicaid funding and item four will allow us to do that for general Medicaid population of any sort, any age. The item before you though, Item 3, basically we worked with the Independent Living Center, and we have many customers over there, as many as 400 that we know of, that want transportation through that program and we can help them get it. So, we're signing up to do that with our partners."

Chairman Schroeder said, "Okay, very good. 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

4. APPLICATION BY CPAAA TO KANSAS MEDICAL ASSISTANCE PROGRAMS FOR FUNDING OF NON-AMBULATORY MEDICAL TRANSPORTATION FOR MEDICAID RECIPIENTS.

Mr. Russell said, "This, again, is really any number of people under Medicaid transportation. Marsha Gasper put together this whole program, and it is going to end up with ten or twelve funding streams. This is two of them, and we're really pleased about it."

Chairman Schroeder said, "Thank you. Discussion?"

MOTION

Commissioner Hancock moved to approve the Application 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, "Thank you, Doug. Next item, please."

N. GRANT APPLICATION TO KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT FOR SOLID WASTE MANAGEMENT PLANNING FUNDS TO BE USED FOR A PAPER PROJECT.

Mr. Bradley Goering, Sedgwick County Extension Agent, greeted the Commissioners and said, "I'm here today to visit with you a little bit about the Paper Project. Basically, what the paper project is is taking paper that would normally go to the landfill and incorporate that into agricultural soils and decompose and not interrupt the cropping system for the producers here in Sedgwick County.

"The purpose of our Extension is to supply unbiased research information to the public, so that they can make their decisions. What we have is a 24 member council. Of these 24, there are 6 people assigned to Ag-Hort Committee, Economic Development Committee, Family and Consumer Science Committee, and the 4H and Youth Program. Based on these different committees, six individuals on each committee and our particular committee in the Ag section, we have identified these different concerns, which the paper project would fall under. We have environmental concerns, recycle and waste disposal, farm survival, soil fertility, and urban environment. The Paper Project falls into these areas for this particular purpose.

SLIDE PRESENTATION

"About 10 ½ months ago, when this particular item came up, one of the local producers here in Sedgwick County had this idea. They approached Bob Neier, the Horticulture Agent, Steve Westfahl, the Ag Agent that was on board at the time, as the other Ag Agent had left. They put together this particular project. What you see is eight different plots, 25 square feet. They had the controls where wheat was planted with just the recommended fertilizer rates that a farmer would put on his particular ground. Then we have the shredded paper, saw dust grounds and tree branches, or wood chips, and then across the board on the top, composted wood, chipped pine particles and grass clippings. Based on what we saw, we had a meeting in April to review what we saw in this particular test plot area. What we found was, of course, the control looked pretty good. Shredded paper a thin stand and then six and seven was kind of spotty. Now when we added the fertilizer, it helped decompose some of that material, and the wheat looked fine in some of those locations. In others, because of the timing of application, it looked pretty rough. We are recommending that we try to do this at an earlier time, six to eight weeks ahead of planting in order for the paper to get properly decomposed and not interrupt the cropping sequence.

"Our particular challenge of the Paper Project would be grinding the paper and keeping the paper together, to prevent it from blowing, application and incorporating into the soil. The amount of nitrogen that is needed to decompose the paper, and the length of time it is needed to decompose. Our whole idea behind the Project would be, since there is 400 tons of paper going into the landfill each day, if we could take half of that, that is useful in an agriculture setting, grind it, apply it, incorporate it in the soil along with the nitrogen, that in six weeks the farmer would be able to go out and plant his crop without an detriment to the field. It could be a benefit to both the County and the agriculture producer. It is saving some of the tipping fees, and maybe some of those tipping fees could reimburse the farmer for his time and labor, incorporating the paper into the soil.

"Based on what this particular group who went out into the field saw, and in our discussion, it was proposed that the Extension Office take hold and write a paper project grant to KDHE, and we submitted a grant for a planning proposal for this, and we've had verbal commitment, and what we would like to do is have the Commissioners sign off on this grant. It was for \$50,000, a 60/40 match. We would supply, for that matching part, our labor and time and then put plus those who are on this particular committee and our hopes are also to invite the Commissioners to provide some of the matching funds, as well as to what we're putting in for our time. If there are any questions, I'd be happy to answer them."

Chairman Schroeder said, "Commissioner Winters."

Commissioner Winters said, "Just wanted to make a couple of comments. I'm certainly going to be supportive of our supporting this grant application. I want to thank Bev Dunning for allowing the time elements of her staff to be involved in this. Steve Westfahl and another extension agent is here and Steve has been working with Bradley on this. They've had input from Bob Neier also, who Bob is certainly heavily involved in our Solid Waste Management Committee. They utilize him often for his expertise.

"A couple of things I think are really good about this. You're working with K-State and the Extension and the City of Wichita. Joe Pager has been involved in some of these discussions, so he is being helpful and then of course Sedgwick County and our staff. It is really kind of an amazing concept to think about farm ground acting as a composting operation. But what this grant is going do is really let us see whether that works or whether it is kind of a dream and how would you make the mechanisms really come together. I think this is going to be an excellent project, so I certainly am going to be supportive."

Chairman Schroeder said, "Okay, very good. Brad, I do have a question. When you talked about the composting and the paper decomposing, introducing the nitrogen into the process, what kind of a time period are you looking at for paper to decompose?"

Mr. Goering said, "As Commissioner Winters mentioned, this is going to be a major learning process. We had Dr. Edwards from Auburn University come to our April discussion meeting, and he thinks we can get 10 tons per acres decomposed within a 6 to 8 week period."

Chairman Schroeder said, "Does that have much to do with the climate, whether it is dry, whether it is rainy? How much impact does that have, considering what our climate here is, in Kansas?"

Mr. Goering said, "There is going to be a concern there. It is going to work best if we have some time and it rains. The other thing that will be added to it, with the application of it, and the actual incorporation, and the nitrogen applied, when we do this particular task it is going to allow that surface area to be decomposed because it is being incorporated into the soil, and not laid on top, and being allowed to stay there."

Chairman Schroeder said, "I think it is a great project. I think the more that we can get out of our landfill and make use of, like we are suggesting with the paper, and you said 400 tons a day went to the landfill?"

Mr. Goering said, "That's what we're told."

Chairman Schroeder said, "That's a lot of paper, and I'm sure not all of it is useable, but if you can use any part of that, it would obviously be a great thing for us to do in the way of lessening the use of those landfills. I think it is a wonderful idea and I'll support it 100%. I wish you guys the best of luck with your grant application with the project. I hope it goes well."

Mr. Goering said, "I didn't know if the one thing I would request as part of the matching funds if the County was interested in helping us out with the \$10,000 to help match the grant."

Chairman Schroeder said, "You might be able to talk us into it. We'll find it somewhere."

Commissioner Winters said, "I'll support that, too. Just one other quick comment. One of the things that really struck me about this project as this Dr. Edwards came from Auburn University, one of the tasks that he was trying to accomplish was Southern Bell Telephone's request to help with the disposal of phone books. Phone books are very difficult to recycle. They are low grade paper, and there are very few things you can do with phone books. As we all know, this is the time that new phone books are coming out and all of the major companies are very intent on doing some kind of recycling with the phone books. It is difficult for the recyclers to handle them, and this could be a perfect project to make some kind of better disposal of phone books. Mr. Chairman, I would be glad to make a Motion. Mr. Manager, do we need to include in this Motion that we'll participate, or can you somehow take care of that with a grant match funds and all that?"

Mr. Buchanan said, "It's done."

Chairman Schroeder said, "Just add it to your Motion if you want, Tom."

MOTION

Commissioner Winters moved to approve the Application and authorize the Chairman to sign and participate with funding for matching money.

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, Brad. Thank you, Bev. Appreciate you all being here today. Next item, please."

O. DISTRICT ATTORNEY'S OFFICE.

1. GRANT APPLICATION TO OFFICE OF ATTORNEY GENERAL CARLA J. STOVALL FOR A FEDERAL S.T.O.P. VIOLENCE AGAINST WOMEN GRANT.

Ms. Nola Foulston, District Attorney, greeted the Commissioners and said, "The District Attorney's Office has actively been seeking grants to enhance programs through our office without trying to bring that cost to the County. We have been successful in the past, and we have found that the S.T.O.P. Violence Again Women Grants are something that are particularly applicable to our area of the law and to the needs to be met in our community. We have requested that the Commission approve a grant that allows us to apply to the Attorney General's Office to fund a position for one year as a case coordinator who would assist victims of domestic violence and to obtain statistics and other information regarding our community and to be able to be a vast special assistance to those victims who are in need of very careful attention.

"The grant itself would be for \$38,333. We do have the adequate resources and funding out of our own budget this year, to pay for the matching portion, which would be 25%. This is only a one year grant. We can apply for the grant the following year. There is no prohibition against that. There is no statement that says it is a 50% match instead of 25% so we are at a point where we think we may be able to do it again, and we have been successful and thankful that the Attorney General's Office has been good to give us grants for other opportunities. I would ask that you approve this and allow us to submit it to the Attorney General's Office, with the prohibition that it is a one year grant. Anyone who would be hired into that position would have to know that it is a one year grant program."

Chairman Schroeder said, "Okay, very good. Discussion on this item?"

MOTION

Commissioner Miller moved to approve the Application 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. Next item."

2. **RECLASSIFICATIONS.**

- **!** SENIOR ATTORNEY, RANGE 27, TO SENIOR ADMINISTRATIVE ATTORNEY, RANGE 28
- STAFF ATTORNEY III, RANGE 24, TO SENIOR ATTORNEY, RANGE 27

- **!** CHIEF INVESTIGATOR, RANGE 22, TO SENIOR SYSTEMS ANALYST, RANGE 24
- **!** OFFICE ASSISTANT, RANGE 12, TO OFFICE SPECIALIST, RANGE 15
- **!** JUVENILE COORDINATOR, RANGE 20, TO SENIOR JUVENILE COORDINATOR, RANGE 21

Ms. Foulston said, "In our budget for 1999, we had discussed the need to reclassify some positions, particularly some attorney positions, to allow for additional trial administrative staff and to also create a position in our office that allows us to have a systems analyst. When we went through the budget process, it was our determination that it would be more appropriate for us to pursue that this year. We also asked Personnel to review at least one of the positions to determine whether or not a reclassification was appropriate.

"In going down the list, we are asking, and we do have the funds available to be able to do this, to change a Senior Attorney to a Senior Administrative Attorney, and that would still allow one of our attorneys to be a trial attorney. We're not trying to get administratively top heavy, but to allow that person to do additional supervision, which we have not been able to do in the past. The second position is a Staff Attorney III position to Senior Attorney. This is the only position in the trial division handling homicide cases that is not at the same level as the other trial attorneys who are senior attorneys, and that is an appropriate change. The Chief Investigator's position we had was vacated when Bob Cocking retired, and we are really in need of a System's Analyst for our computer system. We have over 100 computers and need to be able to have someone on staff. So we want to convert that position to a Senior System's Analyst. The range, you see, would be would be from 22-7 to 24-2. That is based on the necessity of the market. We even believe that it might be difficult at that amount to find someone, but we're going to try very diligently to do so.

"The next reclassification would be a Range 12 Office Assistant to an Office Specialist. This was upon recommendation of the Personnel Department based upon the needs of that position. The final request is a Juvenile Coordinator. This is our Diversion Coordinator for the Juvenile Division. He is in a position that requires supervision and management, and we are requesting that be reclassified to a Senior Juvenile Coordinator.

"Those positions would impact on our budget approximately \$14,000. That would include benefits. We have that money available in the budget to be able to do that, and this is what we said we would do and withdraw our request from the budget for 1999."

Chairman Schroeder said, "Thank you, very much. Discussion?"

MOTION

Commissioner Hancock moved to approve the reclassifications.

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, Nola. Appreciate it. Next item, please."

P. SECOND QUARTER RECLASSIFICATIONS.

- **!** OFFICE SPECIALIST, RANGE 15, CODE ENFORCEMENT, TO FISCAL ASSOCIATE, RANGE 16
- **!** OFFICE SERVICE MANAGER, RANGE 19, AGING, TO GRANTS COORDINATOR, RANGE 20
- **!** GRANTS COORDINATOR, RANGE 20, AGING, TO PRINCIPAL PLANNER, RANGE 22
- INFORMATION AND ASSISTANCE COORDINATOR, RANGE 19, AGING, TO PRINCIPAL PLANNER, RANGE 22
- PERSONAL PROPERTY APPRAISER II, RANGE 19, APPRAISER, TO CUSTOMER SERVICE REPRESENTATIVE, RANGE 17

- **!** BUILDING MAINTENANCE WORKER, RANGE 14, CENTRAL SERVICES, TO PAINTER, RANGE 15
- **!** ADMINISTRATIVE OFFICER, RANGE 21, COMCARE, TO SENIOR ADMINISTRATIVE OFFICER, RANGE 23
- **!** PSYCHIATRIC SECURITY OFFICER, RANGE 14, COMCARE, TO SECURITY COORDINATOR, RANGE 16
- **PRODUCT SUPPORT ANALYST III, RANGE 21, INFORMATION SERVICES, TO NETWORK CONSULTANT, RANGE 22**
- **!** RANGE DEPUTY, RANGE 19, SHERIFF, TO RANGE SERGEANT, RANGE 22
- ZOOKEEPER, RANGE 15, ZOO, TO SENIOR ZOOKEEPER, RANGE 17

Ms. Mary Anne Nichols, Personnel Director, greeted the Commissioners and said, "I'm here to request your approval of the second quarter reclassifications, as listed on the agenda. The first one, Office Specialist, is effective January 1, 1996 (sic), and the rest of the reclasses would be effective July 1, 1998. Would request your approval."

Chairman Schroeder said, "That first one, Mary Anne, is effective January, 1999?"

Ms. Nichols said, "Yes."

Chairman Schroeder said, "Okay, I knew what you meant. Discussion Commissioners?"

MOTION

Commissioner Gwin moved to approve the reclassifications.

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, Mary Anne. Next item, please."

Q. STAFFING TABLE ADJUSTMENTS.

1. CREATION OF POSITIONS, EFFECTIVE SEPTEMBER 1, 1998

- **!** DIRECTOR, DIVISION OF PUBLIC SAFETY
- **!** DIRECTOR, DIVISION OF OPERATIONS
- ! CHIEF FINANCIAL OFFICER
- **!** DIRECTOR, DIVISION OF HUMAN SERVICES
- ! COMMUNICATIONS COORDINATOR/DIRECTOR

2. DELETION OF POSITIONS, EFFECTIVE DECEMBER 31, 1998

- **!** ASSISTANT COUNTY MANAGER (ONE)
- **!** DIRECTOR, BUREAU OF CENTRAL SERVICES
- **! DIRECTOR, BUREAU OF FINANCE**

EXECUTIVE DIRECTOR, BUREAU OF COMPREHENSIVE COMMUNITY CARE

! PERSONNEL DIRECTOR

Mr. Buchanan said, "Commissioners, you have before you some staffing table adjustments. We are creating some positions, effective September 1, and will begin the process of filling those positions and deleting some positions on December 31. There are no additions to the table or subtractions, it is just moving positions around."

Chairman Schroeder said, "Mr. Manager, I asked you this before and I can't recall what your response was. Is there a financial increase, or a budget increase due to these?"

Mr. Buchanan said, "We don't anticipate any but we're not sure. If it is, it will be minor. Why I can't is because people are retiring at the upper ranges, and upper steps, and we'll be hiring them at different steps, and we don't know what steps we'll be hiring folks, but we suspect the ones that we hire from outside will not certainly come in at the level of the people that are leaving. So it should be a reduction."

Chairman Schroeder said, "Okay, fair enough. Thank you. Questions on this item? If not, what's the will of the Board?"

MOTION

Commissioner Gwin moved to approve the adjustments to the appropriate Staffing Tables.

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."

R. BUREAU OF PUBLIC WORKS.

1. AGREEMENT WITH PROFESSIONAL ENGINEERING CONSULTANTS, P.A., FOR CONSTRUCTION AND INSPECTION SERVICES FOR THE COUNTRY CLUB COURT ADDITION; STREET PAVING AND SANITARY SEWER PROJECTS. DISTRICT #1.

Mr. Jim Weber, P.E., Director, Sewer Operations and Maintenance, said, "In item R-1, we are requesting your approval of an agreement with Professional Engineering Consultants for construction, staking and inspection services for the Country Club Court street paving and sanitary sewer projects. The cost for the paving project will not exceed \$50,369.50 and the cost of the sewer project will not exceed \$27,723. All costs of the project are to be paid by the benefited properties through special assessments. We request your approval of the recommended action."

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

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

2. K.D.O.T. FORM 1303, RIGHT-OF-WAY CLEARANCE AND UTILITY ARRANGEMENTS, FOR THE RELOCATION OF A BRIDGE ON 83RD STREET SOUTH OVER THE ARKANSAS RIVER. K.D.O.T. PROJECT NO. 87-C-3094-01. SEDGWICK COUNTY PROJECT NO. 639-30-690. CIP #B-219. DISTRICTS #2 AND #5.

Mr. David C. Spears, P.E., Director/County Engineer, Bureau of Public Works, said, "Item R-2 is approval of KDOT Form 1303, for the relocation of a bridge on 83rd Street South, west of the Derby city limits over the Arkansas River, designated as B-219 in the Capital Improvement Program. This form states that all rights-of-way have been acquired, and all the utility arrangements have been made. Federal funds will pay for 80% of the project. I recommend that you approve Form 1303 and authorize the Chairman to sign."

MOTION

Commissioner Miller moved to approve the Form 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

3. CERTIFICATION OF REAL PROPERTY ACQUISITION PROCEDURES FOR THE RELOCATION OF A BRIDGE ON 83RD STREET SOUTH OVER THE ARKANSAS RIVER. K.D.O.T. PROJECT NO. 87-C-3094-01. SEDGWICK COUNTY PROJECT NO. 639-30-690. CIP #B-219. DISTRICTS #2 AND #5.

Mr. Spears said, "Item R-3 is approval of the certification of real property acquisition procedures for the same project mentioned in the previous item. This certifies that Sedgwick County did follow federal guidelines when rights-of-way were procured for this project. I recommend that you approve the certification and authorize the Chairman to sign."

MOTION

Commissioner Miller moved to approve the Certification 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."

S. REPORT OF THE BOARD OF BIDS AND CONTRACTS' JULY 30 AND AUGUST 6, 1998 REGULAR MEETINGS.

Mr. Darren Muci, Director, Purchasing Department, greeted the Commissioners and said, "First you have minutes from the July 30 meeting of the Board of Bids and Contracts. There are four items for consideration.

(1) LAKE AFTON OBSERVATORY WATERPROOFING - CAPITAL PROJECTS <u>FUNDING: CAPITAL PROJECTS</u>

"Item one, Lake Afton Observatory waterproofing for Capital Projects. It was recommended to accept the low bid of Van Asdale Construction with Alternate #2. The grant total is \$35,120.

(2) ROCK SALT & HAULING - BUREAU/PUBLIC WORKS <u>FUNDING: BUREAU/PUBLIC WORKS</u>

"Item two, rock salt with hauling for Bureau of Public Works. It was recommended to accept the low bid of Ritchie Sand, Inc. That amount, \$73,250.

(3) NETWORK HARDWARE - PUBLIC WORKS <u>FUNDING: PUBLIC WORKS</u>

"Item three, network hardware for the Bureau of Public Services. It was recommended to accept the low total bid of Inacom Information Services for \$16,333.74. Tabulation follows.

(4) NETWORK SOFTWARE - PUBLIC WORKS <u>FUNDING: PUBLIC WORKS</u>

"Item four, network software for the Bureau of Public Works. It was recommended to accept the low complete bid of Software Plus, the alternate price of \$19,420.92. A complete tabulation follows. There were no items at that time that were tabled. If you please, I'd be happy to continue with the Minutes from August 6. There are just two items for your consideration today.

(1) FOUR DOOR SEDANS - MOTOR POOL <u>FUNDING: MOTOR POOL</u>

"Item one, four-door sedan for Central Motor Pool and the Sheriff's Department. These items were added to the fleet listing earlier this year, and it was recommended to accept the low bid of Davis Moore Dodge. That amount, \$37,500.

(2) WORKER'S COMPENSATION INJURY MEDICATION - RISK MANAGEMENT <u>FUNDING: WORKER'S COMPENSATION RESERVE</u>

"Item two, worker's compensation injury medication for the Risk Management Department. It was recommended to accept the low responsible bids per item of Dillon Companies, Inc. It is estimated that the yearly expenditures could approach \$10,000.

ITEMS NOT REQUIRING BOCC ACTION

(3) DISTRIBUTED PRINTING SYSTEM REPLACEMENT - INFORMATION SERVICES <u>FUNDING: INFORMATION SERVICES</u>

(4) AUTOMATED PERMITS, INSPECTIONS & CODE ENFORCEMENT SYSTEM -CODE ENFORCEMENT <u>FUNDING: EQUIPMENT RESERVE</u>

"There are two items that do not require action at this time, they were tabled for review. They include a distributed printing system replacement for Information Services and the automated permits, inspections and code enforcement system for code enforcement department. Those proposals are also being reviewed. I'd be happy to take questions and recommend approval of the Minutes provided by the Baord of Bids and Contracts."

Chairman Schroeder said, "Thank you, Darren. Other questions about either date?"

MOTION

Commissioner Hancock moved to approve the recommendations of the Board of Bids and Contracts for July 30 and August 6, 1998.

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, Darren. Next item, please."

CONSENT AGENDA

T. CONSENT AGENDA.

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. The Director, Bureau of Public Works, requested this Easement as a condition of receiving a Platting Exemption on an unplatted tract.

Road Number 610-15, Owners: Christopher A. Post and Kimberly Post, located in the Southeast Quarter of Section 28, Township 26 South, Range 2 West, more specifically located on the north side of 37th Street North and west of 167th Street West. Union Township. District #3.

2. Floodway Reserve Easements.

The following tracts of land were granted by Floodway Reserve Easement at no cost to the County. These Easements were requested by the Director, Bureau of Public Works, as a condition of receiving a Platting Exemption on an unplatted tract.

a. Owners: Christopher A. Post and Kimberly Post, located in the Southeast Quarter of Section 28, Township 26 South, Range 2 West, more specifically located south of 37th Street North and west of 167th Street West. Union Township. District #3.

b. Owners: Richard O. Turner, Debra D. Turner, Ryan Y. Heaton and Mary P. Heaton, located in the Northwest Quarter of Section 10, Township 25 South, Range 2 East, more specifically located south of 117th Street North and east of 111th Street East (Greenwich Road). Lincoln Township. District #1.

3. Right-of-Way Instruments.

- One Owner Release for Damages and one Tenant Release for Damages on Sedgwick County Project No. 639-30-690, Bridge on 83rd Street South over the Arkansas River. K.D.O.T. Project No. 87-C-3094-01. CIP #B-219. Districts #2 and #5.
- b. One Easement for Drainage for Sedgwick County Project No. 616-32, 33, W¹/₂ 34; 13th Street North between the Wichita city limits and K-96. CIP #R-225. District #1.

4. Section 8 Housing Assistance Payment Contracts.

Contract <u>Number</u>	Rent <u>Subsidy</u>	District <u>Number</u>	Landlord
V98034	\$202.00		Walnut River Apts.
V98033	\$273.00	5	Springcreek Apts.
V98035	\$360.00	5	Cottage Grove
V98036	\$184.00	5	John Van Winkle

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.

Contract	Old	New
<u>Number</u>	<u>Amount</u>	<u>Amount</u>
C95032	\$23.00	\$165.00
V97007	\$179.00	\$245.00
C98015	\$570.00	\$428.00
V97054	\$256.00	\$265.00

Contract	Old	New
<u>Number</u>	<u>Amount</u>	<u>Amount</u>
C97044	\$220.00	\$218.00
V72017	\$325.00	\$290.00

- 6. Agreements with Investigative Services, LLC, A & G Alignment and Baughman Company, P.A to provide on-line access to Sedgwick County's electronic data.
- 7. Order dated July 29, 1998 to correct tax roll for change of assessment.
- 8. Authorization per K.S.A. 79-2012 to withhold delinquent personal property taxes under the County Treasurer's certification dated July 30, 1998.
- 9. Notice of Special Public Hearing on the proposed elimination of the elective offices of Sedgwick County Clerk, Sedgwick County Register of Deeds and Sedgwick County Treasurer, and authorization for publication thereof in the official County newspaper once each week for two consecutive weeks.
- 10. Agreement with Professional Engineering Consultants, P.A. for construction staking and inspection services for the Country Club Court Addition; Sanitary Sewer Project. District #1.
- 11. Consideration of the Check Registers of July 31 and August 7, 1998.

12. Budget Adjustment Requests.

<u>Number</u>	<u>Department</u>	Type of Adjustment
980366	Register of Deeds	Transfer
980367	Finance General	Transfer
980368	Corrections	Transfer
980369	Information Services	Transfer
980370	Information Services	Transfer
980371	Emergency Medical Svc.	Transfer
980372	Special H/W Improvement	Transfer
980373	Aging	Supplemental Appropriation

<u>Number</u>	<u>Department</u>	Type of Adjustment
980374	COMCARE	
	Consolidated Homeless	Supplemental Appropriation
980375	COMCARE-Juvenile	
	Intake and Assessment	Supplemental Appropriation
980376	District Court-Adult	
	Probation-Drug Test Fund	Transfer
980377	Byrne Grant	Supplemental Appropriation
980378	Home-Based Supervision	Transfer
980379	District Attorney	Transfer
980380	CIP-Corrections	Transfer
980381	CIP-Corrections	Transfer
980382	Capital Projects	Transfer
980383	Road and Bridge	
	Sales Tax	Transfer
980384	Country Club Court-Street	Supplemental Appropriation
980385	Wood River 2nd-Street	Supplemental Appropriation

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

MOTION

Commissioner Hancock moved to approve the Consent Agenda as presented.

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. Any other business to come before this Board?"

U. OTHER

Commissioner Hancock said, "I believe there is, Mr. Chairman."

MOTION

Commissioner Hancock moved that the Board of County Commissioners recess into Executive Session for 50 minutes to consider consultation with Legal Counsel on matters privileged in the Attorney Client relationship relating to pending claims, litigation, legal advice, and personnel matters of non-elected personnel and that the Board of County Commissioners return from Executive Session no sooner than 12:50 p.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 11:50 a.m. and returned at 1:18 p.m.

Chairman Schroeder said, "I'll call back to order the Regular Meeting of August 12, 1998. Let the record show there was no binding action taken in Executive Session. Mr. Euson, do you have anything to add?"

Mr. Euson said, "Yes. While in Executive Session, we talked about a couple of worker's compensation cases, one of them involving an employee named Joseph Tedesco, who sustained a knee injury and incurred a 10% permanent partial loss of use of the right leg. We would recommend a settlement in that in the amount of \$5,423.85. The other case involves an employee, by the name of Joan Fitzgarrald, who sustained a carpal tunnel injury which is an 8% permanent partial general body disability which under the worker's compensation law converts to \$10,823.20. We would recommend both those settlements for your approval and you may take them both in one motion."

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

MOTION

Commissioner Hancock moved to authorize the Workers Compensation attorney to settle those two cases, subject to the conditions set forth in his letter.

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	Absent at vote
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, "Thank you. Any other business, Mr. Euson? Mr. Harrison? Commissioners? Then we're adjourned."

V. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 1:20 p.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