

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

### **REGULAR MEETING**

**JULY 14, 1999**

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, July 14, 1999 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Bill Hancock; with the following present: Chair Pro Tem Betsy Gwin; Commissioner Thomas G. Winters; Commissioner Carolyn McGinn; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Major Elaine Mitchell, Sedgwick County Sheriff's Department; Mr. Paul Rosell, Deputy County Clerk; Ms. Jo Templin, Personnel Specialist, Personnel Department; Ms. Deborah Donaldson, Director, Division of Human Services; Mr. Marvin Krout, Director, MAPD (Metropolitan Area Planning Department); Mr. Aaron Dunkel, Management Intern, County Manager's Office; Ms. Rekha Sharma-Crawford, Assistant County Counselor; Mr. John Nath, Director, Kansas Coliseum; Ms. Marilyn Cook, Assistant Director, COMCARE (Comprehensive Community Care); Ms. Jeanette Clary, Office of District Attorney; Mr. David C. Spears, Director, Bureau of Public Works; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. Heather J. Knoblock, Deputy County Clerk.

### **GUESTS**

Mr. John Roper, Chairman, WCGC (Wichita Child Guidance Center) Board of Directors  
Reverend Kevass J. Harding, Member, Sedgwick County Advisory Council on Aging.  
Ms. Rita Rottering, Fiscal Assistant, Treasurer's Office.  
Mr. Leland Stevens, Appraiser III, Appraiser's Office.  
Mr. Olin Heibert, 1120 Beaumont Drive, Park City, Ks.  
Mr. Marion Melson, 5910 Hanover, Wichita, Ks.  
Ms. Andree Sisco, 5015 Jade, Wichita, Ks.  
Mr. Glenn McCue, 5812 E. 41st St. N., Bel Aire, Ks.  
Mrs. Glenn McCue, 5812 E. 41st St. N, Bel Aire, Ks.  
Mr. Sterling Woodard, 6115 Judson Drive, Park City, Ks.  
Ms. Dee Stuart, 1801 Beaumont Drive, Park City, Ks.  
Ms. Linda Garrison, 129 Ohio, Wichita, Ks.  
Mr. Ernse Clark, 2140 Charleston, Park City, Ks.  
Ms. Sterling Woodard, 6115 Judson Drive, Park City, Ks.  
Ms. Cecilia Pshigoda, 1834 W. 60th St. N., Wichita, Ks.  
Mr. Charles Eaton, 5601 Kenawee, Bel Aire, Ks.  
Ms. Helen Bennett, 1501 Evanston, Park City, Ks.

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Ms. Margaret Wellman, 1415 Evanston, Park City, Ks.

### **GUESTS (Con't)**

Ms. Cheryl Dixon, Representative, Riverside Health System.

Ms. Shirley Crosby, 4977 Tierra, Wichita, Ks.

Ms. Christina Lott, Executive Director, Sunflower Chapter, Alzheimer's Association.

Ms. Vickie Sheppard, 6110 N. Hydraulic, Wichita, Ks. (Roving Rural Director)

Mr. Joe L. Norton, Bond Counsel, Gilmore & Bell, P.C.

Ms. Carol Bloodworth, City Administrator, City of Cheney.

Ms. Debbie Culver, 1715 W. 101st St. N., Valley Center, Ks.

Ms. Ellen House, Management Analyst, 18th Judicial District Court Administration.

Mr. Greg Cox, Technical Support, 18th Judicial District Court Administration.

### **INVOCATION**

The Invocation was given by Reverend Earl Burkhalter, of the Stranger's Rest Baptist Church.

### **FLAG SALUTE**

### **ROLL CALL**

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

**Chairman Hancock** said, "Thank you. Commissioner McGinn is unable to be here this morning. She is attending a funeral. She thought that was very important to be there and so do I. Next item, please."

### **PROCLAMATION**

#### **A. PROCLAMATION DECLARING JULY 19-23, 1999 AS "SEDGWICK COUNTY LAW CAMP DAYS."**

**Mr. Fred Ervin**, Director, Public Relations, greeted the Commissioners and said, "We have one Proclamation and I'd like to read it into the record at this time.

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**PROCLAMATION**

**WHEREAS**, approximately one hundred fifty youth between the ages of 11 and 15 will attend the fifth annual Sedgwick County Law Camp July 19-23, 1999 at Lake Afton Park; and

**WHEREAS**, the mission of the Law Camp is to create a partnership between law enforcement and youth by providing a positive experience using law enforcement personnel as role models--building self esteem, confidence and trust; and

**WHEREAS**, a squad of 10 youth will be assigned to a mentor who will keep track of the activity schedule. The mentors will operate in teams of two, consisting of one Deputy and one Guardsman from the Kansas Army National Guard; and

**WHEREAS**, Law Camp is a partnership involving over 25 public and private sector organizations;

**NOW THEREFORE BE IT RESOLVED**, that Bill Hancock, Chairman of the Board of Sedgwick County Commissioners, does hereby proclaim July 19-23, 1999, as

**“SEDGWICK COUNTY LAW CAMP DAYS”**

in recognition of this effort to involve our youth in alternatives to crime and violence.

"I would request that you adopt the Proclamation and authorize the Chairman's signature."

**MOTION**

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

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

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### VOTE

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Mr. Ervin** said, "Commissioners, we have accepting this Proclamation the first female Sedgwick County Lieutenant, Captain and now Major Elaine Mitchell."

**Major Elaine Mitchell** said, "I want to thank you and I accept this Proclamation on behalf of Sheriff Mike Hill and the Sedgwick County Sheriff's Department. We feel this is a very important endeavor and there is no way we could do this without your support and the support of vendors and everybody that gets out there and helps us. We got many things donated. It is very hot out there. The only thing we couldn't find was an air conditioner. Nobody would donate that for us but I thank you very much."

**Chairman Hancock** said, "As I saw this on our agenda I thought this is the third one, but this is the fifth one this year. Time goes by. Thank you for being here today. Next item please."

### APPOINTMENTS

**B. RESOLUTION APPOINTING REVEREND KEVASS J. HARDING (CHAIRMAN HANCOCK'S APPOINTMENT) TO THE SEDGWICK COUNTY ADVISORY COUNCIL ON AGING.**

**Mr. Richard A. Euson**, County Counselor, greeted the Commissioners and said, "Commissioners, this is an appointment to this 15 member board. This will fill a vacancy. The term will end in February, 2001. The Resolution is in proper form."

**Chairman Hancock** said, "Thank you, Richard. Commissioners, what's the will of the Board?"

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**MOTION**

Commissioner Sciortino 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 Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Kevass is here today and the Clerk will swear you in."

**Mr. Rosell**, Deputy County Clerk, said, "Raise your right hand and so I do so swear after I read the oath.

*"I do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Kansas, and faithfully discharge the duties of the Office of Sedgwick County Advisory Council on Aging, so help me God."*

**Reverend Kevass Harding** said, "I do."

**Chairman Hancock** said, "Kevass, thank you for taking the time to serve on the Aging Council. I know it takes a lot of time and I know you don't have a whole lot. I know you had quite a morning already this morning, since 5:00 a.m., and we appreciate you taking the time to be here also. Thank you very much for consenting to do this for us. Next item please."

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**C. ANNOUNCEMENT OF 1999 SEDGWICK COUNTY EMPLOYEE BENEFITS ADVISORY COMMITTEE ELECTION RESULTS AND INTRODUCTION OF NEWLY-ELECTED MEMBERS.**

**! LINN COPELAND - PUBLIC WORKS**

**! ROBERT HOLLAND - SHERIFF'S DEPARTMENT**

**! LORI WESTPHAL - PRINT SHOP**

**Ms. Jo Templin**, Personnel Specialist, Personnel Department, greeted the Commissioners and said, "The Sedgwick County Employee Benefits Advisory Committee, commonly referred to here in Sedgwick County as SCEBAC, is an employee committee that explores and evaluates the employee benefits. It gives employees a chance to be involved in that process. This committee has 15 members. Six are appointed by the County Manager and nine are elected by their fellow employees. The 1999 election results are Robert Holland from the Sheriff's Department, Lori Westphal from the Print Shop, and Lynn Copeland from Public Works. I think Lori is here, if you want to step forward. The other two employees I don't believe were able to come today. Let's give Lori a hand for her commitment."

**Chairman Hancock** said, "Lori, new members are required to speak for 20 minutes. Never mind. Thank you very much, Lori. Congratulations to all the members who agreed to serve SCEBAC, we appreciate that."

**MOTION**

Commissioner Gwin moved to receive and file.

Commissioner Winters seconded the Motion.

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

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### VOTE

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, again. Next item please."

### RETIREMENT PRESENTATIONS

#### **D. RETIREMENT PRESENTATIONS.**

##### **1. PRESENTATION OF RETIREMENT CLOCK TO RITA ROTTERING, FISCAL ASSISTANT, TREASURER'S OFFICE.**

**Ms. Templin** said, "We have two retirements this morning. Rita Rottering is a Fiscal Assistant in the Treasurer's Office. She will retire August 1, 1999, after nine and one-half years of service. Rita was hired on February 12, 1990. Rita plans to spend time with her two sons, her five brothers and six sisters. She likes to do crafts and plans to spend time doing that. Rita, we congratulate you."

**Chairman Hancock** said, "Rita, on behalf of the Board of County Commissioners and the people of Sedgwick County, I know you've served a ton of them. We appreciate your service for those many years you've spent with us. In memory of the time you've spent here, and I hope you have a wonderful retirement, I'd like to present you with this retirement clock. Thank you very much."

**Ms. Rita Rottering** said, "Thank you. It was a pleasure working for Sedgwick County."

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### **2. PRESENTATION OF RETIREMENT CLOCK TO LELAND STEVENS, REAL PROPERTY APPRAISER III, APPRAISER'S OFFICE.**

**Ms. Templin** said, "Leland Stevens is a Real Property Appraiser III in the Appraiser's Office and he will retire August 1, 1999, after four years of service. Leland was hired in 1995 was a Rural Agricultural Appraisal Supervisor and became a Real Property Appraiser II on November 16, 1998. Leland hopes to spend time with his children. He will be working at another job that he lined up prior to his retirement. He has always worked in the Appraiser's Office and he describes his work as different, but he appreciated working for Sedgwick County. He also has 19 other years in County government. He was County Commission in Edwards County for four years, four years of school board time and was the Elk County Appraiser for six years, prior to being here at Sedgwick County. Leland, we congratulate you."

**Chairman Hancock** said, "Leland, thank you very much. Leland has seen so many changes in this County and I know a number of significant changes within the Appraiser's Office. I can tell you they've all been pretty much good changes and he's been a part of those. He's done excellent work for us. It is something that we're appreciative of, the Board of County Commissioners. He's worked very hard for the citizens of Sedgwick County and for the County itself. We want to thank him for his time. On behalf of the Board of County Commissioners and the people of Sedgwick County, we'd like to present you this retirement clock."

**Mr. Leland Stevens** said, "Thank you very much, I appreciate it."

**Commissioner Gwin** said, "Madam Clerk, next item please."

### **CITIZEN INQUIRY**

#### **E. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING THE WICHITA CHILD GUIDANCE CENTER (Wichita Child Guidance Center).**

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**Commissioner Gwin** said, "This is the time on the Board of County Commissioners' agenda when we do take public comment, as requested by individuals who mail letters to either the Manager or one of the Commissioners. The time is limited to five minutes. We ask that when you start your presentation you give us your name and address for the record."

**Mr. John Roper**, Chairman, Wichita Child Guidance Center Board of Directors, said, "I live at 14802 Willowbend Circle, Wichita. I'm the Chair of the Wichita Child Guidance Center. I was here presenting a matter two weeks ago and it has been a kind of ongoing saga in terms of connected with the various people trying to resolve our issues between the Guidance Center and COMCARE doing the funding. After our board meeting last night at 4:30, where some decisions were made and reported in the paper this morning, I had an occasion to be visiting with my Priest. He was following this rather closely in the paper, as well as me, and sharing some thoughts. He told me this and I think it is kind of true. He said, John, you're guilty of a cardinal sin. I said, Bill, what do you mean? He said well, you told the County that the emperor is not wearing clothes. What he meant by that is that what we've had to say, sometimes, is hard to hear. We've said that we, as the Wichita Child Guidance Center, are the most efficient and effective provider of children's mental health services in Sedgwick County. That would mean that we are more efficient and more effective than COMCARE's Family and Childrens' Community Services.

"We made clear another reality when we said we of the Wichita Child Guidance Center are a licensed community health center, just like FCCS or COMCARE. By the way, we serve a great deal more children than COMCARE does. That's true. I also said, and Betsy, you spoke to this when you responded to my comment, we said that we feel COMCARE is obligated to fund this because of our affiliated agreement. You felt that it was not the case, that we don't have a duty here at COMCARE to allocate equitably to other community mental health centers. Well, I confess that I have told you what I think to be the truth. The only truth that I really heard in response was the truth that Ben had, after my presentation. Ben said a concern, he said are we able to take care of the 1,081 kids that might be dropped out of . . . put in harms way. The answer out of Bill Buchanan, Bill said yes we have a contingency plan under way. The truth of that, was to say, if you look at the truth, that the County has an obligation to these children. We provide the services and somehow the County has come to the conclusion that we do not have an obligation to the Wichita Child Guidance Center, the principle provider of those services. That is rather remarkable.

"Tom, when you responded, you were the first to respond, I recall rather specifically, you didn't respond to any of the content of anything I said. You spoke to, and I think Debbie would like to hear that tape

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because you were very expansive in your comments to her and how much confidence you had in her. You didn't have much confidence in mediation. I had occasion to tape that and I've heard this a couple of times and our board heard it again last night.

"So what we're faced with in our board meeting at 4:30 yesterday was where do we go, what do we do? We had a reporter from the paper present. We have open meetings, nothing hidden. I shared with them the provider agreement extension, 30 day extension that Jennifer Magana had faxed to me earlier yesterday. We reject that. We reject that. I don't know if all provider agreements have that, but I'll read it briefly to you so you get a picture of why we would reject something like this. The server represents, that's us, that has not filed any complaints, claims, or actions against Sedgwick County, it's officers, agents, Commissioners, directors, supervisors, or employees, or representatives with any state, federal or local agency or court, and will not do so at any time hereafter, and if any agency or court assumes jurisdiction of any complaint, claim, or action against Sedgwick County or any of its officers, agents, directors, Commissioners, supervisors, employees or representatives on behalf of the Center, the Center will direct that agency or court to withdraw from or dismiss with prejudice the matter."

**Chairman Hancock** said, "Mr. Roper, that is five minutes. Do you have any idea how much longer?"

**Mr. Roper** said, "Five minutes has expired? The only thing I would come to is this, conclude, where we have to go is, we got a notice on April 21, it expires on July the 20th. July the 20th is Tuesday. The mediator that we had talked about two weeks ago, Katherine Kirk was available as early as last Wednesday, but we haven't had the opportunity to get together on that and he couldn't move forward. She could be available yesterday, but that wouldn't work . . . excuse me, be available Monday of next week, but that wasn't available because Debbie Donaldson is gone. Wednesday would be the first day, which would be the 22nd or the 21st. On the 20th, we are no longer a community mental health center. We're no longer a community health center because of your action or inaction in extending our contract. We've asked that and you've denied it. I understand. The action that I would ask for this Commission today would be, is that truly your decision, not to extend our affiliate agreement. If it is, Tuesday we're out of business as a community mental health center, unless we contract with the State. It is our intention to do that. I proposed earlier, with Bill Buchanan, that . . ."

**Chairman Hancock** said, "Mr. Roper, I told you last time that we're not going to discuss contractual

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matters in this forum, it is just not possible for us to do that and do it well. If you have more to say, we will vote on an extension of your time. But as I told you last time, I haven't heard from you since the last time we spoke until now. Our intent here is to have a public forum here for five minutes. Now, how much more time will you need? I am not willing to discuss contractual matters here and make decisions, it is not possible to do that. We'll approve contracts, but we're not negotiating them here."

**Mr. Roper** said, "Then I would ask this."

**Chairman Hancock** said, "How much more time do you need, sir?"

**Mr. Roper** said, "Thirty seconds."

**MOTION**

Commissioner Sciortino moved to give the speaker another 30 seconds.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Mr. Roper** said, "I would like that the Commission make a formal ruling either to extend or not extend our present affiliate agreement dating back to January of 1985. That would allow us to do some mediation. Failing to do that, we can't do the mediation in the time frame. Secondly, I would ask that the Commission direct the County Manager to give the data that was promised two weeks ago, which has not been given, and we've been told we cannot receive it. This leads us only to one conclusion. We have to, I guess, litigate in order to find discovery, if we do not receive it from you voluntary."

**Chairman Hancock** said, "Thank you for your comments. Mr. Manager, do you have anything?"

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**Mr. Bill Buchanan**, County Manager, said, "Commissioners, we anticipated that this request would have been made to us and I think it is important for you to make an informed decision about what needs to occur next. So, I would suggest that Ms. Debbie Donaldson be given the opportunity to do a little briefing about this issue and then I would like to reserve a comment at the end, please."

**MOTION**

Commissioner Gwin moved to receive and file Mr. Roper's comments.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

**Ms. Deborah Donaldson**, Director, Human Services Division, said, "Anticipating questions about some of the history of the contract, I thought it would be important to run through those and since we knew that would be the issue, I will try to run through this very quickly. Basically, we have been working with the Child Guidance Center for quite a while on a number of issues. To give you a quick history, the reason why we, in fact, have a fairly extensive children's program at Sedgwick County is because, back at the start of mental health reform, in the late '80s and early '90s, the State in fact approached us and said the Guidance Center was not taking leadership and was not doing what needed to happen to be successful with mental health reform. In fact, pushed, the County and said you are responsible and in fact the County is responsible for the system of care of children, that is true. At that point, we took that leadership and in fact have been very successful, in terms of our outcomes. There is only one or two children in the State hospital at a time to suggest that in any way that we're not efficient and effective. All the data points the other direction. So, we have continued to work along those lines. I'd also like to point out that we have

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worked very closely with the Guidance Center, in terms of their services and in fact, that affiliation with Sedgwick County actually contributes \$1,300,000 to their budget, approximately, that they would not have access to without the contracts and affiliation with us.

"At this point, the contract was canceled. This is an out of date contract. It dates back to 1985 and for example, there are things in there that you would not want to continue. At this point, the Guidance Center is supposedly obligated to only serve COMCARE clients. That, in fact, is not the case. So we certainly need to move forward. We have been trying to negotiate with them for a number of months. We in fact offered them an updated affiliation which Family Consultation Service did sign, which is the other mental health center. There are three in Sedgwick County. There is COMCARE of Sedgwick County, which is the local authority and mental health center, the Wichita Child Guidance Center and Family Consultation. Family Consultation Services signed that affiliation months ago. This was rejected by the Wichita Child Guidance Center. We have provider affiliations and in fact have offered that. In fact, that's what this last agreement was and we have verbally offered these affiliations.

"I would like to point out that over 75 agencies in Human Services have signed this affiliation. Let me name some of the ones in mental health, which are: Breakthrough Club, Catholic Charities, KU Medical School, the Mental Health Association, Via Christi, and South Central Kansas Education Center. I want to point out that we have numerous affiliations, which you see regularly on the developmental disability side, and aging. I might point out that the affiliation with Mental Health tends to be a lot less prescriptive and allows a lot more flexibility than many of the other affiliations. But again, this was rejected.

"At this point, they've talked about being a mental health center. You need to understand with the dollars, the majority of those dollars flow through us to the Guidance Center. So, what happens if they're not a mental health center? In fact, only one funding source changes, that flows through us to them. We, in fact, have offered in terms of an affiliation, to guarantee even if they are not a mental health center, that those dollar amounts will be the same. We have been very concerned about this issue. I would also like to let you know that we want the Wichita Child Guidance Center to succeed. We would like for them to remain as an agency. But, if in fact, they continue to reject any offers of affiliations, contracts or help, we have had no choice but to put together a contingency plan. We are all concerned about the children. We have put together a contingency plan. I will try to run through some of that quickly.

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"They do provide some case management. COMCARE and Mental Health Association feel that they, in fact, can handle that. Medicaid screens, the Family Consultation Services already does half of those and we have a 24 hour service that can pick those up. Medication management, we need to make a few adjustments, but we certainly feel very comfortable, in terms of being able to handle that. The individual and family therapy, we have Family Consultation, who is ready to step forward, handle that. We have even had the Mediation and Counseling Center step forward and call us and say they are willing to help with this effort. We've had numerous calls from folks who are really willing and concerned to make sure that, if there is a transition, it goes smoothly. Attendant care is already provided by the Mental Health Association. They can expand that. Psychosocial groups are already provided in COMCARE and Mental Health Association. Again, easily expanded. Psychosocial groups, same and job readiness, we've already talked with the person they contract for that. They're willing to contract with us. Of course, therapeutic foster care, we will work with a monitor because we feel this is a very important service and one we do not want to seem lost to our community. I believe we've already done this, but certainly my recommendation would be to receive and file and certainly they can contact us and continue to try to work out something, in terms of this endeavor. I'd be glad to answer any questions."

**Chairman Hancock** said, "Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Mr. Chairman. Debbie, I wanted to ask, basically, the same question I asked of the County Manager the last time this came before us. I'm not going to argue whether it is 1,080 children or whatever, but what I want to know in just real simple English, if something unforeseen were to happen, that Child Guidance Center would no longer be an entity or able to service the children they service now, are you telling us that you feel confident that we will be able to, in as seamless a transition as possible, to pick up the slack and continue the servicing of those children?"

**Ms. Donaldson** said, "If there are not efforts to actively block our work on that, absolutely."

**Commissioner Sciortino** said, "Thank you. That's all I have."

**Chairman Hancock** said, "Thank you, Commissioner. Further question?"

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**Mr. Buchanan** said, "You've heard a lot of information, over the last several weeks, regarding this issue. Let's just try to sum it up. There are three mental health centers. Sedgwick County is one of them. We have offered a contract to Wichita Child Guidance Center, just as we have the other centers, and that has been rejected. We have provider agreements with an excess of 75 agencies. These agencies provide service for Aging and for disability and for mental services and for all sorts of public social services throughout the County. It is a standard form contract. We have agreements in the mental health area of five or six that you heard. We have an excess of 75 of those contracts with essentially the exact same wording. That's been rejected. That's been rejected a couple of weeks ago and that's been rejected today. I would suggest to you that we are on the right track, that no action is necessary, and I would recommend you receive and file this report."

**Chairman Hancock** said, "Commissioners, further questions or comments?"

**MOTION**

Commissioner Gwin moved to receive and file the report.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item please."

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### **PUBLIC HEARINGS**

#### **F. PUBLIC HEARING REGARDING THE 2000 SEDGWICK COUNTY BUDGET.**

##### **SLIDE PRESENTATION**

**Mr. Buchanan** said, "I'm putting this up, for just a second, because this is the new era of technology in local government, at least for Sedgwick County. This is the first time that we have put the budget on the Internet. If people are concerned about it or want to know about the budget and want to know how we are spending Sedgwick County taxpayer's dollars, here is another way in which they can access those figures. It is important to note that Jeff Piper and John Peterson, two relatively new employees, who are in charge of Internet activities made this occur, along with the help of Tammy Brandt in the Division of Finance.

"Last week, I presented a budget to you for the general fund of \$192,046,315, that would essentially reduce the mill levy by 1.03 mills. It is now time, not to hear from me, but from the public who may want to address this issue. Mr. Chairman, I would suggest that you open the public hearing for comment."

**Chairman Hancock** said, "Thank you, Mr. Buchanan. At this time, I will open the County Commission meeting for public hearing regarding the 2000 budget. Anyone who would like to address the budget, we'll be glad to hear from you. Just give us your name and address for the record before you begin."

**Mr. Olin Heibert** said, "I live at 1120 Beaumont Drive, Park City. I'm the Mayor of Park City. Honorable members of the Sedgwick County Board of Commissioners, ladies and gentlemen of the audience, thank you for this opportunity of speaking to you about two matters that concern a goodly number of seniors and other supporters in this audience, in the two proposed budget cuts that we hope you will reconsider. Both pertain to senior services. I might add that the senior population is growing and that budget adjustments effect them more severely than the general population because they are living on a fixed income. Even if the budgeted amount remains the same, they are affected adversely because their numbers are growing and the appropriation must be spread over a larger number of seniors. If the

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budgeted amount is decreased, the effect of course is even more severe.

"Now to the two requests. The first one pertains to the proposed budget for the Roving Rural Director, which serves three communities, Bel Aire, Park City, and Maize. Her services are needed and appreciated in the three communities. I know first hand that the program she initiates and implements in the senior centers are not only vital but growing in demand. In Park City, there are good neighbor nutrition lunches, caroling dinners, birthday celebrations, card parties, aerobic exercises, dances, seminars, basic computer instruction, hearing tests and blood pressure checks, as well as personal consultations and counseling. I know that at the Park City Senior Center, she was becoming busier and busier working with at least an additional 25 individual cases in the past quarter. She is a valued part of our rural centers, yet the proposed manager's suggested budget cuts her salary 30% below the Council on Aging suggested budget recommendation.

"I'm a member the Advisory Board on Aging and I was a member of the committee that worked up a budget for the senior centers. We were unanimous in recommending a pay raise for the Roving Rural Director. She is currently receiving a salary of \$24,440 plus a benefit package of about \$3,500. I should add that in addition, she is paid mileage when she travels from one center to another. She has not received a raise in pay in the last two years. The Council on Aging suggested budget recommendation is \$28,750, while the Manager's suggested budget recommendation is \$20,000, a cut of 30%. We respectfully but firmly request that the Commission restore the Council on Aging suggested budget recommendation of \$28,750. We don't want to lose her.

"My second request is for reconsideration of a proposed budget amount for the Park City Senior Center. Of the 25 centers on the list, three were left uncut, ten were cut 10% or less, five were cut between 10 and 30% and one each were cut 40% and 50%. The Park City Senior Center received a Manager's recommended cut of 30% from the amount recommended by the Council on Aging. Why? We are a growing community with a growing population and increasing activities that reach out beyond the corporate limits of Park City. The amounts we are asking you to restore come to \$11,337. That is a very minute amount in your proposed budget of \$192,000,000. Thank you."

**Chairman Hancock** said, "Just one question. On the Roving Rural Director, I can see what you're talking

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about in the recommended budget. On the Park City Senior Center, I have a recommendation funding the same as 1999 in my recommendation. It doesn't mean I'm right, I may be looking at . . ."

**Commissioner Gwin** said, "That is true Mr. Chairman, but the Aging Council suggested that amount should be \$6,533. He is talking about the Aging Council's recommendation for funding, versus the Managers and not previous."

**Chairman Hancock** said, "I'm glad I asked, thank you."

**Mr. Heibert** said, "Thank you, Commissioner Gwin. Betsy knows. Anything else? I'll try to answer any questions."

**Commissioner Gwin** said, "Are there other speakers you brought with you today?"

**Mr. Heibert** said, "Yes, there are."

**Commissioner Gwin** said, "Okay, first before they come up, I want to thank you for rallying your folks to come and sit in this morning and express by their presence their concerns about the issues that you and others will raise."

**Mr. Heibert** said, "Thank you, Betsy. We appreciate the opportunity of speaking to you."

**Chairman Hancock** said, "Good to hear from you. Next speaker please."

**Mr. Marion Melson** said, "I live at 5910 Hanover. Next month I'll be a 40 year resident of the City of Bel Aire. I'd like to bring to your attention, the County Commission, that one out of every person now is past 60 and what the gentleman just said that our population is growing and our needs keep growing. Our main concern is the cut that you give to the Rural Roving Director. That \$8,750 recommended cut for the year 2000, that is less than the 1996 and what the 1997 budget was by \$5,000. Our director is really important to us people and as the other gentleman said, we get a lot of advice and help with programs and a lot of us now help each other, going to the meetings and potlucks and some of the trips. It is a highlight for those people just to get out of the house. Our Director helped plan this.

"I'll give one instance that happened that I got some information from her. I had a friend in El Dorado that I had known for several years. A few years back, he lost his wife and last year he lost a son that had come to live with him in El Dorado. I was at the hospital at the time he passed away. I didn't know what

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to do. I knew this guy needed help. A couple of days later, I called our Roving Director. She got in touch with the El Dorado people. This gentleman was put on the calling list that he was given the responsibility of calling the Sheriff's Department every morning. There was a write up on it in Active Aging in the last couple of months. Our Director is the one that was responsible for that, along with the Director in El Dorado. That is just one of the things that can happen to us people that have this Roving Director that we need. It is amazing to me that we can cut the wages back to 1996 and 1997 level.

"I know you gentlemen are busy and I think you do a great job for Sedgwick County. I want to thank you for listening to our problems."

**Chairman Hancock** said, "Thank you, sir. Next speaker please. Out of all these folks, there are only going to be two guys talk? Here she comes. I was getting excited here."

**Ms. Andree Sisco** said, "I live at 5015 Jade, which is in the Oaklawn Sunview Senior Center area. The seniors are very important to all of us. They carry on a heritage back to us and younger people. I, like the Mayor of Park City, am here asking the Board to reconsider the County Manager's proposal on our budget. On ours though, the only thing I'm asking for is that you do the recommended amount of \$13,000, which is only an increase of \$163. We sat down when we got ready to put together the budget and we asked the seniors for their input. We had many seniors show up. It was an interesting time to look at the budget. We put a lot of thought into it, as the Advisory Committee when they looked at budgets put a lot of work and effort into it. The only thing I asked is that you consider the \$13,000 that the Oaklawn Sunview Senior Center has asked for rather than the proposal of the County Manager, which was \$11,838, which is what it has been, like this gentleman said, since 1996. We also had a standstill budget. We have increased the Director's salary at our particular facility. A plug for the Roving Director. I know her personally, she is an excellent lady and worth every nickel we give her. Thank you."

**Chairman Hancock** said, "Are there other speakers? Please come forward."

**Mr. Glenn McCue** said, "I live at 5812 East 41st North, in Bel Aire. I really hadn't planned on making any talk so I won't be long. I just ask one question out of you folks up there. That is, if your salaries were cut 30%, would you stay? That's what she's facing. If her salary is going to be cut and if I was her, I'd be gone. I hope you'll think of what effect it would have on you, personally, if your salaries were cut the percent that hers was. Thank you."

**Chairman Hancock** said, "Thank you, Glenn. Commissioners, questions? Are there other speakers?"

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**Mr. Sterling Woodard** said, "I live at 6115 Judson Drive, Park City. I've lived there about 20 years. That is kind of a short time for a lot of these people in Park City. I know some of them, in fact, my wife lived there probably since 1959 or 1960. So she's been even through the little floods that have occurred. I know Charlie and Donna Jardine on the first row with the maroon jacket, they lived right across from my wife. My wife moved out of that house the year before the flood that came through and I think it did quite a bit of damage in their house. A lot of these people have really looked forward to living in Park City all these years. We hate to lose our perspective of what we're looking forward to. We're looking forward to some senior housing. We're looking forward to an activity building.

"We're in a progressive city and we're looking forward to see what we can do for our city. I hate to think that the budgets can be cut and we're going to lose important people. I appreciate your time for letting us come out here as a gang and thank you very much for listening to us."

**Chairman Hancock** said, "Thank you for being here. You're the newcomer in the community."

**Ms. Dee Stuart** said, "I live at 1801 E. Beaumont Drive in Park City. I'm a member of the Park City Council and it's President this year. I thought you would maybe like to know that the vast majority of the people out here road here on a school bus provided for us very kindly by Maize. Most of these people are from Park City and Bel Aire. This is an issue that has pulled us all together. I have to tell you that they're having a really good time, but mostly it's really pulled us together. This is something that we feel is worth fighting for. This is something we all believe in. Recently, the Park City Council had a retreat, the governing body had a retreat. This is something we've done a couple of times in the past. Our first priority in Park City is balanced growth because we're seeing rampant growth in Park City.

"Our number two priority is issues of the Aging. We're currently actively pursuing senior housing. This came as a big shock to us. This would be a terrible blow for all of northern Sedgwick County to lose our Roving Director. She is an important part of our community. Our seniors are an integral part of our community and a segment of the population you are very much aware is growing rapidly. I think that the services that are provided through her leadership help to keep people in their homes, keep them healthy, and in the long run cost us less money. Thank you."

**Commissioner Gwin** said, "Council Member Stuart, just a comment. For clarification, I know the answer but I thought maybe the public watching might not. This Roving Director serves as a Director for the senior centers in each of Bel Aire and Maize and Park City. She travels that circuit if you will. So she is shared by those three communities, is that correct?"

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**Ms. Stuart** said, "That's correct. She is running all the time. Hers is not an eight hour day job, 40 hours a week. We have activities sometimes in the evening. She is always there. She is taking trips with them, guiding, organizing, caring."

**Commissioner Gwin** said, "Thank you. I wanted to make sure that everyone understood. Thank you."

**Chairman Hancock** said, "Thank you for being here. Next speaker please."

**Ms. Linda Garrison** said, "My address is 129 Ohio. I live in Derby, but I am a member of the Oaklawn Sunview Senior Center. I did not come prepared to speak today, but I sort of felt inclined to. We do have a representation in the overflow room. We brought a bus down this morning."

**Commissioner Gwin** said, "We'll wave at them on camera."

**Ms. Garrison** said, "I, like others before me, just ask that you reconsider the proposed County Manager's budget and go with what the Advisory Council did recommend. I think I represent a younger segment of the seniors and I think sometimes we tend to forget just how important these senior centers are. That was brought home to us real closely this past week. We lost a very prominent person in our community who has been one of our biggest supporters at the center. His wife made the comment at the center after the service. She said I really don't know what I would do without the senior center. For some of our seniors, that is the only family they have. This is a very vital part of our community where these people have to come for fellowship, we have meals. As the gentleman from Park City said, there are a number of activities. These are so important. I have just become active in the past two years, since I became a senior citizen and found out what a tough row it is to hoe. There are a lot of obstacles out there and we don't always get the support that we should have. So I think it is very vital, I understand there have to be budget cuts, but I don't think it should be in the senior services. I also know Vickie, and I don't think she should be dispensed of. Thank you."

**Mr. Ernse Clark** said, "I live at 2140 Charlston, Park City. I am an old semi-retired minister and they call me Chaplin at our meetings. I tell you, we had one hilarious time coming down in that bus. I sat clear at the back and went up and down as well as to sway forward. I just want to say in response to what was spoken moments ago, we'd have a whole lot more of hilarious time if we get an indication that we don't lose Vickie. So, I'll try to watch that they don't go overboard too much, being their Chaplin and all that. But it sure is good to be here with you. Thank you very much."

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**Chairman Hancock** said, "Thank you. Are there any other speakers?"

**Ms. Cecilia Pshigoda** said, "I live at 1834 West 60th Street North. All I want to say is my husband died eleven years ago and I tried a lot of the different retirement places in Wichita and Valley Center and I didn't like them. But, when I went to Park City, the people are so nice. It was so easy to do things and they are always busy. If it wasn't for that, it would be an awful lonely time for me. I thank you."

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

**Mr. Charles Eaton** said, "I live at 5701 Kenawee, Bel Aire. I didn't think I would ever have nerve enough to follow a preacher, but I decided that I'd better. There are a couple of things that I want to fill in. The people don't realize the job that our Senior Director does. She makes arrangements for people to have transportation to their doctor's appointments. She sees to the Meals on Wheels, the people that need it. Just many, many things that are never even noticed, except by the people that are served by it. I just wanted to say that it would be a tremendous loss to us. Vickie is one in a million. She likes older people and there aren't too many young people that do. I think it would be a big disservice to the community to cut the position to where she couldn't handle it any more. Thank you."

**Commissioner Gwin** said, "Thank you, Charles. Mr. Chairman, I just want to say that I think Charles was the first one who called me with his concerns about this and he asked me at the time, do you think it would be okay if I came up and talked. I didn't know he was going to bring two bus loads of people with them. Way to go, Charles. It is obviously important or we wouldn't have this room full plus another room. Charles, thank you for taking your time and being here. too. Thank you, Mr. Chairman."

**Chairman Hancock** said, "Next speaker please."

**Ms. Helen Bennett** said, "I live at 1501 Evanston, Park City. I've lived in Park City since '55, went through the flood, came out of it. Anyway, I would like to voice my opinion for our Director. We need her. She is very important to us. Also, funding for our center. We don't like the cut on that for our Roving Director. That's about all I have to say. Keep us going."

**Chairman Hancock** said, "Thank you. Next speaker please."

**Ms. Margaret Wellman** said, "I live at 1415 Evanston, Park City. I am a past president for two years of the Chisholm Trail Seniors, which a lot of them here is represented. We'd like to keep our new building

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which we've had for two years. We do need your help in order to keep it. As previously has been said, it is a center, it is a home to our senior citizens, and we need it. We need our Director, too. Thank you."

**Chairman Hancock** said, "Thank you. Are there any other speakers? Is there anyone else who would like to comment on the 2000 budget? This is your time."

**Ms. Cheryl Dixon** said, "I represent Riverside Health System at 2622 West Central, as the sponsor agency for the Senior Companion Program. I'm here to address the in-home services portion of the budget. Specifically, line item 875, funding for the Senior Companion Program. I'm here just to make some clarification and information available to you. I'd like to say first of all, for those of you who do not know, the Senior Companion Program is a program that provides in-home assistance to frail, elderly citizens who are in the ages of their eighties and nineties. In fact, we have a client that is 102 years old. The way that those services are provided at no cost to the client is we utilize low income seniors who are trained and they receive a stipend wage which enables them to be a volunteer and then they are posted in the community at different agencies, the Sedgwick County Department on Aging, home health agencies, hospices, hospitals, places that have calls that come in, requests from agencies or individuals, physicians, requesting the help of a senior companion for a frail elder.

"They go in to the home of a frail elder four hours a day, five days a week. It's a 20 hour week work job for them. The companion has the benefit of the stipend, travel reimbursement, training, camaraderie, the feeling of contributing to their community, which is certainly an incentive for them to keep going and being an asset for their community and they are helping our community save hundreds of thousands of dollars a year, by keeping frail elderly people in their homes and out of nursing homes. It is a critical program.

"We are very happy that we've had a wonderful collaborative relationship with you, through your support of mill levy funding for the Senior Companion Program since 1986. We had a request in to continue that funding at a level, which was approved by the Aging Advisory Council, at \$26,000. That would fund seven senior companions. Also, we get about 20 calls a month from people needing a senior companion that have to be put on a waiting list. Speaking of waiting lists, I think you will hear later that just the aging community in general and Sedgwick County and Kansas is experiencing an additional moratorium on being able to provide services to the frail elders, due to some other funding issues. So, the ability for Sedgwick County to keep these seven companions active and in homes of frail elders is very important.

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"One of the reasons that we were looking at reducing some of this mill levy funding was because we had a proposal in from Senator Salmons to designate some State funds for the Senior Companion Program. However, we are not going to be receiving those funds, so when we thought that was going to happen, that was the reason that the \$10,000 was reduced, because in fact the \$10,000 had been asked to be taken out of the Kansas Department of Aging budget via the Sedgwick County Aging budget. But that isn't going to happen. So I'm sure their support would be to continue that \$26,000 in support, so that the senior companions can continue in the work force. Any other questions?"

**Chairman Hancock** said, "I don't see any. I think you were pretty clear. Thank you very much for being here. Next speaker please."

**Ms. Shirley Crosby** said, "I live at 4977 Tierra. That is in the Oaklawn Sunview area. I have a few years until I am old enough to take full advantage of the senior center there in Oaklawn Sunview. However, I think it is very vital. I'd like for you to also know that our director has not had a raise in several years. We do need to get her up to minimum wage, which is one of the reasons we would like our budget to come up. I'd like you to understand also that I do attend a craft organization that takes place there in the senior center. They are very welcoming to all young people who do come and participate with them. It is not just affecting our elderly, it is affecting all of us. I would like for you to reconsider and give us the increase that we need. Thank you."

**Commissioner Sciortino** said, "Shirley, I have just one question. Are you asking the same thing that Andree did, that we reconsider going from \$11,800 up to what was proposed, \$13,000?"

**Ms. Crosby** said, "That's correct. They've been very conservative on that. To really do things right, we would need a lot more than that. But we just need to have a decent wage for these people who are trying to run the center. Like I said, even to bring them up to minimum wage would be a great thing. Thank you."

**Commissioner Sciortino** said, "Thank you."

**Chairman Hancock** said, "Thank you, Commissioner. Thank you, Shirley. Next speaker please."

**Ms. Christina Lott** said, "I'm the Executive Director of the Sunflower Chapter, 347 Laura. I wanted to take this opportunity to address the Commission and the County Manager face to face and realizing that this is also aired and a large number of your audience is elderly, even here today. Most are probably facing the issues that I want to address with you. The Alzheimer's Association applied for a mill levy grant

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to help the growing number of people dealing with Alzheimer's disease in Sedgwick County. We can only estimate, using the 1990 census, that there are probably 8,000 people in this County and approximately 20,000 care givers in this County that are dealing with this and need our help.

"I wanted to remind you, just a couple of statements. I was here last week when the County Manager, during his budget recommendations, made a couple of statements. He said that he wanted to allocate use of resources for the changing needs of our community. Well, we know that our changing community is getting a lot more elderly. Another statement, improve the quality of life for a diverse population. Well, in our agency we take a diverse population, meaning age, races, and all incomes. The third was establishing a greater citizen participation for self sufficiency. Most seniors, we know, are too proud and are too over whelmed with this whole system. If you've never had to request anything or need anything, you don't know how to even try to make the first step of knowing what you need to do.

"The Sunflower Chapter does not currently receive any government funding. For our program, as recommended by the Council on Aging, for about \$15,000 but the County Manager's recommendation was no funding for this new program. The program, called the Adult Care Connection Program, will help the people with Alzheimer's disease and other related disorders and their care givers receive a continuum of care service through a one step system process. Our families are often being bounced back and forth trying to find a way, as I said, through a monstrous system. There are also many gaps in services and for the elderly and while we can't provide for all their needs, we can make the best use of what options we have. As we just heard from the senior program, they are probably seeing cut backs, the D.O.A. (Department on Aging) with the Senior Care Act and a number of programs are being cut back. The Alzheimer's Association would like to help our care givers through education, resources, referrals, in-home assessments, respite day care scholarships, short and long term case management, family counseling and planning.

"We know that many of the programs are being cut back. What happens to these people? I can tell you we're getting an increased number of phone calls. Our organization has been around, worked by volunteers for 16 years. The last three years we've had a staff. We are now serving 49 counties, but we're located here in Sedgwick County. While most of our folks are in their home, they end up in the hospital, they are forced into nursing homes, and then they quickly run out of their private money and they

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go on Medicaid. It is a system, a cycle that we want to delay, and help our people save their private resources for as long as they can and thus help us, as a community, save money. It really makes sense.

"Are there any programs set up to do this right now? No. No programs are set up to do what we propose. The Department on Aging works very hard with the senior populations and also we heard from Senior Companions. Their money is limited and the few that are on their programs are the only ones getting the service. If a person is eligible for a program and are set up on the D.O.A.'s program, then they get case management. If they aren't eligible or they are on the waiting list right now, they're not getting any help, they're just on a list.

"Remember, the figure that I gave you, 8,000 estimated, the D.O.A. with their programs and, mind you, we work very hard with the D.O.A. and the Department on Aging is doing a great job. It is just there are too many seniors. Don't take offense to that. The D.O.A. is serving a few hundred and have several hundred on the waiting lists. I am standing, looking at you guys, and I'm safe to say that all of you are older than me, most anyway, and I'm on the young end of this baby boom generation. I hope that all of you have at least a million dollars saved, because from my own family personal experience and from those who come into our office, we know that a family can spend, right now, over \$300,000. Because the amount of time that they are spending in a nursing home with an Alzheimer's or dementia patient, is six to eight years. How many of you have \$300,000 saved up, right now, or even in this audience? So we know what is going to happen. They're eventually going to get on Medicaid and who is going to pay for that?

"Being on the young end of the baby boom generation, there is not going to be a system left unless we start being proactive and decide what we need to do. I know my time is up. Please review our application. It wasn't in the big booklet that we got, I assume because it wasn't recommended. I'd also like to say that I would have liked to have brought the elderly population that we're dealing with but they're not able to get out of their homes or they are living a 36 hour day every day. If you don't know what the 36 hour a day book is, you probably need to read it because your family, your parents, or you may be facing it or your children are going to be facing a 36 hour day. Thank you."

**Commissioner Gwin** said, "I have a couple of questions for you. You represent the Alzheimer's Association, is that correct, with the Sunflower Chapter. You are currently serving how many counties?"

**Ms. Lott** said, "Serving 49 counties."

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**Commissioner Gwin** said, "How do you get the referrals, how does your association receive referrals?"

**Ms. Lott** said, "The Department on Aging, we get them from churches, they look in the telephone book, Senior Companion. We also have set up a system with Via Christi that any patient or family that comes in to their Life Unit, they are given the option now that their name is given to us and we send out a packet. As a matter of fact, I just did that a couple of days ago with a gentleman whose wife is 67 and ended up in the Life Unit. Via Christi faxed me over the referral and I called them that day. Do you know he was in my office the next day because he just needed someone to talk to, somewhere to begin. He is a fairly well known business person. You would think a business person would know the system, they don't know the system."

**Commissioner Gwin** said, "Is the Association a service provider or do you just do case management?"

**Ms. Lott** said, "We would like to do the case management, but all the other is giving out packets of information and doing education programs for the families. Then working them in to hopefully the Department on Aging or Via Christi or Senior Companion or whatever programs that we think they need."

**Commissioner Gwin** said, "Would the \$15,000 that you requested then, would that implement a case manager?"

**Ms. Lott** said, "It would implement an initial one. We would probably have to go on contract. Our initial proposal was \$50,000 to do a case management education program just for the Sedgwick County area."

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

**Commissioner Sciortino** said, "How would you spend the \$15,000 that you requested? Where would the money go?"

**Ms. Lott** said, "It would go into case management."

**Commissioner Sciortino** said, "You can't hire a case manager for \$15,000 can you?"

**Ms. Lott** said, "No, what we would do is contract with a case manager. We have a lot of social workers out there that would like this kind of opportunity. We actually had done some assessment where we've had people call up that couldn't access another service and then we've called on someone to go out into a families home that had a father crawling on the floor and didn't know what to do with that person."

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**Commissioner Sciortino** said, "But if we had the additional \$15,000 in our budget, couldn't our Department on Aging contract with the case manager to increase the amount of people we're able to service? If we had the money to spend."

**Ms. Lott** said, "Well, no offense to government, but realize what a non-profit could do, a non-profit could do probably twice as much as a government agency because we're caring about the person and not the paperwork that has to go into verifying what we have done. Now, initially, if we were to get this money, sure we have to do some paperwork. A not for profit could do I think a better job with that \$15,000. Remember, I'm talking about people that are calling in to our office. What this program was to do was to be a one-step process. Because what are we doing with our folks right now? I'm sending them to the Department on Aging, they might be put on a waiting list. Do they stop there? Some do, because they are discouraged at that point. I'm sending them to S.R.S. (Social Rehabilitation Services) to try to help them fill out their Medicaid papers. I'm sending them to the hospital to get all their paper work, their D.N.R.s (Do Not Resuscitate's) and all that. Now, I don't know about you, but an 85 year old, are they going to take the time to go through all that? We need them to. We need them to, so they can make the best use of the resources. We want to do that in house, in our program. When we get the call, their needs are taken care of right there. They don't have to move, they don't have to do another step."

**Commissioner Sciortino** said, "Thank you."

**Chairman Hancock** said, "Thank you. Commissioners, further question? Thank you for being here today. Appreciate hearing from you. Next speaker please. Are there more speakers who would like to address the 2000 budget? If not, we'll close the public hearing. Mr. Buchanan."

**Mr. Buchanan** said, "Commissioners, the next public hearing, we need to go into the next public hearing, but since most of these comments had to do with the Department on Aging and the Aging budget, I think it is important to know that in the 2000 budget, the increase for Aging functions has been 10%. It was a 10% increase over last years budget. So, we have reprioritized, which means that some programs were increased and some were decreased. It is clear to me that we have to have some more discussion about why that occurred and why that is necessary for you to make an informed decision. We'll be happy to do that at the next meeting. There is a recommended 10% increase in that budget."

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

**Commissioner Winters** said, "Thank you, Mr. Chairman. Two quick questions. Is this person who is the Roving Director from three towns, is that person in the audience? If so, would they stand up. I guess I just want to recognize you. It looks like you're making an impact on a whole lot of people's lives every day. I certainly don't know you personally, but I think you've got a lot of friends in the audience today, for sure. Your name is Vickie Sheppard. Thank you, Vickie, for being here."

"The only other question I had, Mr. Manager, is I know that I have probably got from you so far the recommendation from the Advisory Committee and how they reached where they are, but I probably can't lay my hands on it now. Would it be possible that you could give me the recommendation from the Advisory Council. I think that is a very good group of people and I'm interested to see again what their recommendations were. That group works very diligently and they know they have a real budget constraint. They really work towards that, so I would like to see what their recommendations are."

**Ms. McCue** said, "Tom, if you'll let me talk, I wasn't going to, but I happen to have that."

**Commissioner Winters** said, "Well Margaret McCue is here and she's on that."

**Ms. McCue** said, "Tom inherited me. I've been on since before he's been on the County Commission. I haunt Bill at church, too. Anyhow, I have a copy. I'm sure you have it, too. I would like to tell you, this is what we want. We tell our providers at our meetings, come and advocate for your part of the budget. I cannot advocate for any one thing, at least, that's what my conscience tells me. I advocate for the whole budget. It is still within the mill levy."

**Commissioner Winters** said, "Thank you, Margaret. We will get those."

**Ms. McCue** said, "I have a couple of them."

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

**Chairman Hancock** said, "Thank you, Commissioner. Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Mr. Chairman. I need to ask the Roving Director a question. Could you possibly come up to the microphone for a second?"

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**Ms. Vickie Sheppard**, 6110 N. Hydraulic, Wichita, Roving Rural Director, greeted the Commissioners and said, "I took my turn last year up here so it was their turn this year."

**Commissioner Sciortino** said, "I also got the subtle indication that you might have some support. Just for my own edification, could you just briefly tell us, basically, what your job is and what you do at the individual centers when you go there?"

**Ms. Sheppard** said, "An overall picture of what we do, is we provide socialism for the seniors, which I know is not a high priority, but if you read all of your stuff, it is very important as a person grows older that they participate with their own peers. That is one of the very minute things we do up there. We do follow through with nutrition. We do education and different items, or whatever they're interested in. I have been doing an awful lot. My office just got moved from Bel Aire to Park City in March. My job load has increased for the fact that I think it is because I'm right there in a community that has so many needs from the elderly population and providing services for people in their homes, whether it be a chore program or nutritional program or whatever. We do all types of services. Kind of hard to put it all in a little ball of wax. I wasn't prepared for this."

**Commissioner Sciortino** said, "Basically, you do for three centers, what an in-house director would do in Derby or some place like that. Thank you."

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

**Commissioner Gwin** said, "Mr. Manager, there is another line item I have a question about. I don't know that I need an answer now, but I would like you to research it for me. It is line item 862, Homemaker Services, which seems to be disappearing. I need to know the demise of that program. I have also learned, by reading the change in a Home Sharing line item 865, and where that went. So, if you could give me information on the changes there. As far as a comment to the folks who have come to talk today . . . Can I see a show of hands? How many of you all knew Jean Postlethwaite? Jean was one of my appointees to the Council on Aging and before her death, she would come up here every year, even if she came by herself and challenge us to do better. I think if you keep making the bus trips, I suggest you name them the Jean Postlethwaite memorial bus trips, because she would love this.

"I know from watching Bel Aire and Park City, I don't watch at Maize very often, but they probably don't

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want me up there, when I'm out turning dirt for the Park City Senior Center and when I was there for the ribbon cutting, what a terrific facility that is. The seniors in Bel Aire too, who are so active, it doesn't surprise me that you are in bus loads here to talk about your director. Nor does it surprise me that any number of you are here supporting the recommendations on the Council on Aging. The Manager knows when I get my budget book I start putting little pink sticky notes on it of areas where I'm concerned. Because of Charles' phone call, the first page I turned to was the Aging Department's budget and that got the first pink sticky note. It was just the day after I got my budget books and I held my book up for the Manager and said, well you see I've got pink sticky notes started already and he kind of looked like he's paying attention. I want you to know there is a pink sticky note on that page.

“Because of your comments today and because Charles started it, I'm certainly going to look at the requests of the Aging Council very seriously and listen to what you've said. Your points were made clearly and I think, to the best of your ability, objectively, as to what your needs are. Again, thank you all for being here. Thank you, Charles, for the first phone call. I will certainly give it due consideration and promise, to the best of my ability, to be able to restore at least the roving director's salary to what I think is appropriate. The other issues on funding for senior centers, I'll have to look at those as they reflect the needs of other senior centers. I'm certainly going to work hard to restore the monies for the director. Thank you all for your comments. For those of you in the other room, thank you for being here, too. Although we can't see you, we know you're there. Thank you, Mr. Chairman.”

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

**Commissioner Winters** said, "I just want to make a brief comment. Any of those who may be from the community of Maize and are disappointed that your Commissioner, Carolyn McGinn was not here. Carolyn, as the Chairman mentioned earlier, had a funeral to attend this morning. We have visited briefly about senior issues and I know that is important to her and you can be assured that she'll probably watch this entire broadcast on the rebroadcast either this evening or this weekend. Please don't be disappointed that, if you're from Maize, that your Commissioner wasn't here. She will look at and review this meeting in its entirety. Thank you."

**Chairman Hancock** said, "Thank you, Commissioner. Further comments relative to this budget? There are, as you know, many items that we'll be considering for the 2000 budget, not the least will be certainly the Aging programs. We appreciate your participation. Normally, during these meetings, I don't allow any types of demonstration, but with this group, I'll allow about anything. We have two other budgets to consider, the Sewer District Budget and the Fire District Budget. We'll take about two or three minutes recess between this budget and the next. So we will be recessed for two or three minutes. Thank you

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for being here today."

**The Board of Sedgwick County Commissioners recessed at 10:32 a.m. and returned at 10:43 a.m.**

**Chairman Hancock** said, "I'll call back to order the regular meeting of the Board of County Commissioners. We'll recess the meeting one more time."

**The Board of Sedgwick County Commissioners recessed to the Sewer District Meeting and the Fire District Meeting at 10:43 a.m. and returned at 10:47 a.m.**

**G. RECESS TO THE SEWER DISTRICT MEETING, THEN THE FIRE DISTRICT #1 MEETING.**

**Chairman Hancock** said, "We'll bring back to order the Regular meeting of the Board of County Commissioners. Item H please."

**H. PUBLIC HEARING AND RESOLUTION AMENDING AND SUPPLEMENTING RESOLUTION NO. 78-1999 WHICH CREATED A LATERAL SEWER DISTRICT WITHIN SEDGWICK COUNTY, KANSAS AND AUTHORIZED THE MAKING OF CERTAIN IMPROVEMENTS THEREIN (CLARK ESTATES ADDITION).**

**Mr. Joe L. Norton**, Bond Counsel, Gilmore & Bell, P.C., greeted the Commissioners and said, "For your consideration this morning is a resolution which would modify the approved costs of an improvement to Clark Estates Sewer Improvements. Back in March of this year, the Board of County Commissioners adopted a resolution authorizing the creation of this sewer district and improvements to be made therein with an estimated cost of approximately \$11,000. The bids have been received from this project with a cost exceeding that amount. The property owners have been approached by the Bureau of Public Works and they have consented to the increase in cost and request that you authorize the increase in cost in the resolution so this project can be completed.

"Clark Estates is located immediately east of 143rd Street at its intersection with the Kansas Turnpike or I-35 as shown on the map before you. There are only two parcels of land within the benefit district, lots one and two in Clark Estates, two residential lots. On the screen before you are the initial estimated costs of the project in the middle column, with the right hand column showing the revised estimated by Public

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Works after the bids were received on this project in June. As you can see there is a substantial increase in costs from about \$10,552 to about \$26,853 or an increase in principal cost per lot for about \$5,275 to about \$13,425. Again, 100% of the property owners within the Improvement District have consented to this increased cost and want the sewer improvements to be completed. State statute and your charter resolution require that prior to considering this resolution, even with 100% consent, you must conduct a public hearing to give citizens the opportunity to provide input into this process. We have provided a notice of that public hearing as required by law and it would now be appropriate, if there are no questions of myself or Mr. Spears, to open the public hearing and receive public comment prior to considering this resolution."

**Chairman Hancock** said, "Thank you, Joe. Commissioners, questions for Mr. Norton? If not, at this time I'll open the meeting for public comment regarding the Clark Estates Addition Sewer Improvements. Is there anyone here who would like to address this issue at this time? If not, I'll close the public hearing and limit comments to staff and Commissioners. Commissioners, questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Gwin 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 Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Joe. Next item."

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**PLANNING DEPARTMENT**

**I. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).**

- 1. CASE NUMBER D-1762 - DEDICATION OF STREET RIGHT-OF-WAY LOCATED NORTH OF 103RD STREET SOUTH AND WEST OF 199TH STREET WEST.**
- 2. CASE NUMBER D-1763 - DEDICATION OF STREET RIGHT-OF-WAY LOCATED NORTH OF 111TH STREET SOUTH AND EAST OF 215TH STREET WEST.**

**Chairman Hancock** said, "Marvin, before we begin on these three items we have on our agenda today, do you recall if there was any significant public comment relative to the three of them?"

**Mr. Marvin Krout**, Director, said, "No comments on one and two, but there were comments on number three and I think Carol Bloodworth from Cheney is here, probably, to speak to you this morning."

**Chairman Hancock** said, "On items one and two, you might just give us the bare essentials because we have a twelve o'clock meeting."

**Mr. Krout** said, "That's right, I do too. One and two I think you can take together to save some time with one motion, because they really do relate and I'm not sure why we separated them, but they related to one Conditional Use that was approved by Vulcan for salt mining on the south side of the Ninescah River in the southwest part of the County. That salt mining operation was approved. One of the conditions of approval was right-of-way dedication along section line roads. This is over 400 acres of land that is going to be in this mining operation. So items one and two are requests to dedicate the right-of-way that is needed for the future upgrading of roads in that area."

**Chairman Hancock** said, "Very good."

**MOTION**

Commissioner Winters moved to approve the dedication for items one and two.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

**3. CASE NUMBER DR 99-3 - RESOLUTION REGARDING PROPOSED AMENDMENTS TO THE UNIFIED ZONING CODE CONCERNING MINIMUM LOT SIZE REQUIREMENTS IN CERTAIN RURAL ZONING DISTRICTS AND OTHER "CLEAN UP" AMENDMENTS.**

**SLIDE PRESENTATION**

**Mr. Krout** said, "I see we have one other speaker on Item 3. In Item 3, our amendments to the zoning code and the primary emphasis for going through this amendment process, although we do on a regular basis try to upgrade that code, are really a couple of issues that are issues that pertain specifically to the unincorporated area. The primary one that lead us to the request was a request by a land planner who is doing a subdivision plat and I will show the two slides briefly if I can.

"This is a request by a land planner who does plats both in urban areas and suburban areas of the County in behalf of a client who is interested in developing what is called in land planning and development a Rural Cluster Development. The basic concept is that you take the same number of lots for a certain tract of land that you have an ability to develop now, which out in much of the County with lagoons is five acres, a lot on five acres. You reduce the size of the individual lot and you put the remainder of the lot into common open space. So if you kind of imagine this as a typical five acre lot subdivision, this is what a Rural Cluster Subdivision would look like.

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"In this case, more than half the land, and probably in the case of the Sedgwick County plats that might end up looking like this, more than half of the land could be reserved and open. It might be maintained by a home owner association. It could be dedicated to a land trust, that would hold that open space and be responsible for, that land trust might lease it to a farmer who would then be responsible for producing crops on that land or grazing or whatever. The idea is that you don't necessarily have five acres to mow, but you have as little as two acres. How does this work from the standpoint of lagoons? You would have no more lots. The same number of lots in this case, the same 32 lots that you saw in the previous drawing, but the ownership is clustered and the remaining portion is in common open space in a reserve. This would be an option that would be available, not a requirement, but an option that would be available to the five acre requirement now and the proposed developer of land in the southwest part of the County feels they have a market for this. That there would be people interested in doing two acre lots.

"We worked closely with the Health Department because the issue is can you still get a lagoon, a building and a well on two acres of land. The answer is yes, but not just in the two acre subdivision, only in a situation like this where you have the ability to put the, to twin the lagoons in the back and also back them up to open space so it is not another set of lots that is right in back of that set of lots. So you still have the same separation requirements because you are able to take advantage of the open space and meet the normal separation requirements between a lagoon and a building and a lagoon and a well and a building and be able to accommodate that on perhaps as little as two acres. In fact, we have five acre lots where maybe half or more of the land is in the flood plain and really isn't usable for those functions anyway. Those have been approved and then we tried to accommodate all those functions on the remainder of the land that is outside the flood plain. So that is the basic concept.

"The Planning Commission has recommended that this be provided. We can do it by waving the normal subdivision and health code regulations, but we did have in the zoning code a requirement for five acres on a lagoon. So what we said was we recommended a change in the language that would said that the five acres can be reduced in a subdivision of this type, a rural cluster subdivision, where there is no more than one lot for every five acres would be the overall density. The number of lagoons and number of lots would stay the same but the clustering would be possible so you could put land, instead of into back unusable portions of lots, you could put it into a common open space that could be used for various purposes. That is the concept. We'd like to try to experiment with it and see how it works. That was the primary impetus for these zoning regulations.

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"At the same time, we were amending several other areas of the code and the Planning Commission heard from a couple of speakers, one of whom is here this morning, about the possibility of parking large trucks or semi-trailers on five to ten to 20 acre lots out in the County, where they would own this truck and trailer, as their hauling business, and that is all their business consists of. Rather than have to rent some space in some remote location, they would like to be able to park that truck, not have other activities, not have a freight terminal, but to park one large truck on the property. Currently, the zoning regulations state that you can have one commercial vehicle on your site, one commercial licensed vehicle, up to 26,000 pound weight. So, we were looking at the rural home occupation provisions anyway, looking at a way to make them a little bit more flexible and some other ways by allowing some rural home occupations to come to the Planning Commission rather than the Board of Zoning Appeals where there is a stricter set of rules about how to evaluate those. So, we thought at the same time, we could provide for some case by case review of those situations.

"Basically, the proposal in front of you is recommended by the Planning Commission and they were unanimous and there was no opposition to any of these proposed amendments, but in this case, the proposal would be that if you have 20 acres of land and you can totally screen that very large truck from view, that you would be able to have it by right. If it is less than 20 acres, or if it can't be screened from view or both of those situations, you would file a Conditional Use. Neighbors would be notified. We would imagine there would be neighborhoods where this might work very well and none of the neighbors would have a concern. There might be other neighborhoods where this would be a major concern for the neighbors. The Planning Commission would be the place where the context of that request would be reviewed and the Planning Commission could review these and approve them on a case by case basis. I don't expect that we would see too many of them, but it is try to give some flexibility to very small business owner with one truck in that kind of situation and review it on a case by case basis.

"Beyond that, there are a number of other mostly clarification amendments. In most cases, what we are trying to do is streamline, provide some more administrative flexibility, to avoid people going to the Board of Zoning Appeals or going to two separate hearings, two different boards, to try to get their development accomplished. We are proposing reducing the setbacks for canopies that are associated with ATM machines, like we do for service stations. We've seen a lot of ATM machines in the community wanting to locate close to the street, in parking areas. We've eliminated minimum site size requirements for self storage uses and some other uses that are in the code because we don't think that the minimum size really reflects on the quality of the development would be necessarily. Most of the other requirements are clarifications. In the interest of time, I'll stop there and see if you have any questions."

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**Chairman Hancock** said, "Thank you, Marvin. Commissioner Gwin."

**Commissioner Gwin** said, "Just real quickly, Marvin. In the discussion of this new kind of subdivision, was there any discussion about shared sewer facilities, instead of each property having to have its own lagoon, having some sort of clustered . . ."

**Mr. Krout** said, "It didn't come up in that meeting."

**Commissioner Gwin** said, "That's been discussed, though, in the past?"

**Mr. Krout** said, "Right. In fact, the Comprehensive Plan suggests that for some sort of Rural Cluster Development like this, that maybe the County and KDHE (Kansas Department of Health and Environment) both might be able to make exceptions and look at a group lagoon. That wasn't discussed as part of this. This is still a way to do it on an individual basis, which is still the preference of your County Engineering, not to have a lot of small group lagoons that they're going to be responsible for and also I think the Health Department. I think there could be exceptions. In fact, I'm not sure if you were at the last quad county meeting where Butler County was talking about their new zoning and subdivision regulations. They have talked with KDHE about the possibility of a group lagoon for a development like this and KDHE indicated willingness to consider that, at least on a pilot basis. They were insisting that it would have to be the County that is operating that lagoon. They were not willing to, based on our experiences, locally here over the past 20 years, not willing to turn that over to a home owner association."

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

**Chairman Hancock** said, "Thank you Commissioner. Commissioners, further questions? Marvin, I don't see any. Do you have any further comments?"

**Mr. Krout** said, "Not at this time."

**Chairman Hancock** said, "Regarding the cluster, and then I'll ask for folks who would like to speak to this. Apparently, from the information we have, there have been successes in other places and I know this is right out of the information that you sent to us. Will there be an opportunity for Code Enforcement, the

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Health Department and Planning to take a look at these and see if they are appropriate for our own area and if they work well, and if the citizens themselves are satisfied with how they are laid out and work, will there be an opportunity to review some of these, once they are done, and inform us about the results and how we still feel about them? I sense we're going to approve the amendments to the zoning, but it would be an opportunity, after a few of them are done or one is done, and say we've taken a look at these and they're pretty good and we can make them better or they're not quite as good as we thought and we can make them better or it is not something that is going to work well for us. Sure like to have that opportunity, about a year from now, if we do one between now and then and I think we're going to, and let us know how things are going."

**Mr. Krout** said, "Sure, we'd like to do that."

**Chairman Hancock** said, "I think we need to think differently than we have in the past. I know we do pretty good on smaller lot rural subdivisions and I haven't been very satisfied with the large lot, the five acres, on rural subdivisions. I really had difficulty not believing, unless they are really exceptional, that large lot subdivisions just don't create rural blight. Plus, when urban expansion finally gets there it's too expensive to put services in, it is beyond anyone's ability to pay for those services. It is not an efficient way to do stuff."

**Mr. Krout** said, "Even though we say that these would be considered to be permanent reserves, these open spaces, potentially, if they were close to a city and someday the possibility that the County would reconsider some of those open spaces and develop them and the home owners were part of an association, they were able to say that's fine with us too and services were being provided, I think you have a more efficient system in smaller lots where you could not only serve these at a more reasonable cost but also add to the district that is supporting the extension of those services. The possibility of some day converting that open space or part of that open space for more lots."

**Chairman Hancock** said, "I agree, especially, and this is an ideal situation we have before us, this drawing. I sense in many cases the excess land will be farmed."

**Mr. Krout** said, "In Sedgwick County, yes."

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**Chairman Hancock** said, "When finally urban services get there, there would be an opportunity for the home owners association, people who actually own the land, to do a little better, by increasing their neighborhood to a certain extent, if that's what they decide they'd like to do. It is an opportunity for the home owners association even to make a little money."

**Mr. Krout** said, "In the meantime, this probably results in less length of roads all together and probably a little less cost for the development of the tract."

**Chairman Hancock** said, "Absolutely. Okay. Now, the other subject, large trucks. What you are saying is they won't be parked on the street, they'll be parked on the lots themselves."

**Mr. Krout** said, "Right, this would only allow it to be parked on the lot, that's right. Unless it was on 20 acres and screened from view, which is kind of difficult, then it is going to have come in on an individual basis and they're going to have to give us a little site plan to show where it is located and we'll inform the neighbors, so they have an opportunity to review it. That's the concept."

**Chairman Hancock** said, "We're talking about one tractor, one trailer."

**Mr. Krout** said, "Right."

**Chairman Hancock** said, "Not two trailers, one tractor, one refrigerated and one non-refrigerated or a tanker truck or whatever. It is just one trailer, one tractor."

**Mr. Krout** said, "Right."

**Chairman Hancock** said, "Commissioners, any further questions? We'd like to hear comments relative to these two items. Is there anyone who would like to address either one of them? Sometimes you have to wake me up."

**Ms. Carol Bloodworth**, City Administrator, Cheney, said, "Really, I must agree with you that this is a very nice type of development. I think if you're going to encourage development in the rural area, outside of the urban reserve, that maybe this is the way to go. However, I think the problem is our definition of 'out in the County', because out in the County may very well mean that this is across the street from our city limits. When you have a development of this sort that is up against your city limits, when you take a look at that and you're trying to provide utilities or anything else, you are looking at a very big barrier to city growth. The cost of servicing this particular type of development is very, very expensive. On each

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one of the lots, if you are running a water line and a sewer line, you only have one side of the street to absorb the cost. You don't have those things on the opposite. My understanding was that this was a permanent reserve and would be kept permanently in green area. If that is not the case in an area like that then it might be more acceptable. When I envision this type of a development right up next to my city limits I have a problem because it does impede the orderly growth that we have planned for our community.

"The other issue being on the semi trailer and large trucks. I don't know how many of you deal with mud routes. This past spring, on our school system, mud routes got to be frequently used words. A lot of our township roads and our township bridges really aren't prepared for that kind of traffic, people going back and forth in semis on a regular basis. Some of them very well may be. If it's a paved road, there is not usually a problem but if you're talking about some of our mud routes that we have to keep the school buses off of when it rains really badly, there isn't such a thing as a mud route for a semi tractor and trailer going to and from. When I listen to my township people grouse about the cost of maintenance of the roads this spring because of the wet weather, I feel like we really need to think about where these things are located because there are serious issues as far as the townships are concerned.

"One other thing I thought I would bring up. I think most of you know that we at Cheney do have town hall meetings every year, where we visit with our citizens about the kinds of things they'd like to see develop. We had a very successful one this last spring. When I began tabulating the participation and the town hall meeting process, 41% of the people who came to a town hall meeting did not live in the City of Cheney, but we had a long list of services that they would like to have. I don't know who voted for which services, whether they lived in or out, but when people who live out in the County are not out there because they don't want services. They are out there for a lot of other reasons. They expect urban type services and they want us to build a new pool, they want us to upgrade. But they are not within the taxing district which is going to pay for these things. It is getting to be more and more of a problem as far as people moving into the rural areas who do not understand rural life and don't know that the combine is going to be going at two o'clock in the morning when it is dry enough. I don't know what the solution to that is, but encouraging people to move into rural areas who do not have that kind of background may not be it. I would like to see you all consider giving the smaller cities a little more control over that area, immediately adjacent to their city limits, so that out in the County really means out in the County and not across the street from somebody who can't have those services. Thank you. I really appreciate you giving me the minute."

**Chairman Hancock** said, "Thank you. Commissioners, questions or comments? Next speaker please."

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**Ms. Debbie Culver** said, "I live at 1715 West 101st North, in Valley Center. We do own a semi tractor trailer. We have five acres. My neighbor, next door, is not able to be here either, they own one also. The road that we drive on is a private drive, it comes to a dead end. The main street, which is 101st, is paved. We'd like to be able to keep our semis there. We have \$80,000 invested in the semi. We can park it in Dodge City, where we lease out of, but you have vandalism there. You can park at truck stops, which is legal there, but you're up to vandalism there also. Our neighbors, we have talked to them, all the neighbors around us, and they do not have a problem with us parking there. So the Conditional Use would notify all those neighbors around us to make sure that it is okay with them that they do not have a problem with that. She's talking about the mud routes and I think that is the reason why the Conditional Permit was brought up, because there are certain conditions that you wouldn't want a semi going up and down some of the roads. I just ask that you approve that. Otherwise, we will be forced to sell our truck. Thank you."

**Chairman Hancock** said, "Thank you. Commissioners, questions or comments? Commissioner Winters."

**Commissioner Winters** said, "I have a question of Marvin. Marvin, two things, one on the semi truck. Again, if someone wants to do this, they have still got to go through an application process, right?"

**Mr. Krout** said, "Unless they have 20 acres and it is completely screened and that is going to be remote. They will go through a Conditional Use. We'll notify the township and if it is in the zoning area of influence of Cheney or any other small city, then it will go to their Planning Commission for review, too."

**Commissioner Winters** said, "So the small communities, if it is within three miles, will have a comment to make?"

**Mr. Krout** said, "Yes, in fact, they'll have more than a comment."

**Commissioner Winters** said, "How much does it cost to file for a Conditional Use Permit?"

**Mr. Krout** said, "Three hundred dollars I think for a Residential Conditional Use."

**Commissioner Winters** said, "I like the concept myself. I'm going to be supportive. I almost think that is a little excessive on the fee side for this."

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**Mr. Krout** said, "We do try to recover our costs to advertise in the newspaper, to send out notices, to hold public hearings, to do the Minutes and all that."

**Commissioner Winters** said, "I'm not going to get into changing fee structures, I guess. Do you have any comments to Carol Bloodworth's concern about next to a city. I know you could probably talk about this for maybe 30 to 40 minutes. I'm going to be supportive, I think, of this but I think she does raise some questions about the permanency of the dedicated space and the close proximity to cities."

**Mr. Krout** said, "The way the open space will be handled is it would be a reserve and reserves can be changed. Unless the owners association decides to dedicate it to a land trust, then it is a land trust decision to hold it or not hold it but if it is in a home owners association, we have instances in the City, Comotara within the last couple of years, the home owners came and asked us to replat some of the open space reserve into additional lots because they didn't want to have the maintenance and wanted to get some revenue out of it."

"There is always that opportunity to replat when the circumstances change. If it is near Cheney or any other city, we send the subdivision plat and ask for comments and the ability to attend the subdivision meeting, the Planning Commission meeting, to comment on the subdivision plat that is filed, if it is anywhere near the cities. I guess I think in a way this sets up better opportunity for logical extension of services than to have five acre lots, which I think even more likely is going to be a block for cities, if it is at the edge of cities. Those five acre people don't design and don't plan to divide their properties. I think this is set up a little bit easier, in terms of accommodating future services."

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

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, further questions? If not, what's the will of the Board?"

### **MOTION**

Commissioner Gwin moved to approve the amendments to the Unified Zoning Code, as recommended by the Metropolitan Area Planning Commission, and adopt the Resolution.

Commissioner Winters seconded the Motion.

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

### VOTE

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Mr. Buchanan."

**Mr. Buchanan** said, "Commissioners, before you do the next item, I think it is important to mention that Carol Bloodworth, who just spoke to you, is certainly a colleague of mine and in our professional organization there is some words that are the most prestigious in our profession. Carol Bloodworth won one of those awards recently for the town hall meetings that occur in Cheney. In our profession, she is a role model of how to act and behave and how to conduct a local government with professionalism at its finest. I'm sorry we didn't recognize her before for that, but now that she is here, it is a good time to do it. Thank you, Commissioners."

**Commissioner Gwin** said, "Congratulations, Carol."

**Chairman Hancock** said, "We want to review what the results are of some of these clusters in less than a year, if possible. We don't want to cause problems for any of the cities or for the citizens living in these subdivisions. If it comes to pass that there are difficulties, it is not beyond this Commission to rescind that action and try something different. We appreciate your comments."

**Commissioner Winters** said, "I'd echo that, what Chairman Hancock just said. After we do the first one of these, I think there is a person who thinks that they can do one of these. Marvin, I would think it would certainly be good to report back what the result of that is. I know sometimes it takes those developments a while to get happening, but I share the Chairman's concern and would really like to know how it works."

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**Chairman Hancock** said, "It is a whole new concept and we're not familiar, so it would be a good idea. Thank you, Commissioner. Next item please."

### **NEW BUSINESS**

#### **J. RESOLUTIONS REGARDING ROAD IMPROVEMENT DISTRICTS.**

- 1. RESOLUTION AMENDING AND SUPPLEMENTING RESOLUTION NO. 243-1997 OF SEDGWICK COUNTY, WHICH CREATED A ROAD IMPROVEMENT DISTRICT IN SEDGWICK COUNTY AND AUTHORIZED THE MAKING OF CERTAIN IMPROVEMENTS THEREIN (BELLE TERRE SOUTH ADDITION).**

### **SLIDE PRESENTATION**

**Mr. Norton** said, "The first of these two items is a resolution modifying again the estimated cost of an improvement district previously authorized by the Commission in 1997. This was for the Belle Terre South Addition. This is an area located north and west of the intersection of U.S. 54 Highway or Kellogg and 159th Street East or the Sedgwick Butler County line. That resolution authorized road improvements in eight phases. I know this map is a little small but the phases are depicted in color that the Bureau of Public Works has put together."

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"The one that is pertaining to today's action is phase five or the lower right hand portion of the map, which are improvements to 159th Street East and the entrance area to this addition. At the time that resolution was adopted, the estimated cost of this phase five was approximately \$435,000, as depicted in the center column on the screen before you. Again, as bid, these costs have gone up dramatically. Now the construction cost originally estimated at \$309,000 is now \$522,000 approximately, which results in an overall increase in cost of about \$435,599 to an amount of \$711,480. There are 170 parcels proposed to be developed within this subdivision. The principal cost per platted lot would increase from \$2,562 to \$4,185. Again, the owners of 100% of the property that is within this benefit district have signed an amended petition requesting that the County increase the authorized amount so this improvement may proceed and be assessed to the benefit district. There are no requirements under state law for a public hearing, although you may wish to receive comment of anyone interested prior to considering the resolution, which would implement this increase in cost."

**Chairman Hancock** said, "Thank you, Joe. Commissioner Gwin."

**Commissioner Gwin** said, "David, this is the second one of these that we've seen today, what's happening out there."

**Mr. David Spears**, Director, Bureau of Public Works, said, "The way these projects start, which what did you say Joe, that one started 1997 and this is 1999. What happens on these is a developer gets in touch with a consulting engineer and they look at the project that they want to have and the engineer comes up with an estimate. So the petition is then written, based upon that estimate that that particular engineer makes. It is not our staff that does that. Then we go with it. We bring that to you. Then when we actually get down to getting the plans finished, we let the project, the new number, the \$521,911 is what is actually bid by the contractor. Each particular case would probably be different, but I just want to let you know that those original numbers are not made up by our staff, it is the engineer of the developer that brings those to us."

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

**Chairman Hancock** said, "Thank you, Commissioner. Further questions? Is there anyone here who would like to address this today, the Belle Terre South Addition street phase five. I see no one."

### **MOTION**

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Commissioner Gwin moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

**2. RESOLUTION CREATING A ROAD IMPROVEMENT DISTRICT IN SEDGWICK COUNTY AND AUTHORIZING IMPROVEMENTS THEREIN (ARBOR LAKES ESTATES ADDITION).**

**SLIDE PRESENTATION**

**Mr. Norton** said, "This is a new project, not an amendment, in Arbor Lakes Estates Addition. This is an area located south of Harry and just west of 159th Street East to the Butler Sedgwick County line. The County has received a petition signed by 100% of the owners of property, proposing to create a Road Improvement District in this Arbor Lakes Estates Addition. On the screen before you is a map depicting the lay out of the lots. In this particular area, there are 30 lots within the subdivision.

"The estimate of cost provided to us has an estimated total project cost of about \$247,484. The proposed method of assessment is equally per lot, with a principal component of about \$8,250 per lot, or if spread over 15 years at 6%, a level payment of about \$850 per year. No public hearing is required by statute,

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although you may wish to receive comment prior to considering this resolution which would create the road improvement district and authorize the improvements to go forward and be assessed in the manner we have described."

**Chairman Hancock** said, "Thank you, Joe. Is there anyone here would like to address this issue on the Arbor Lakes Estates Addition streets? I see no one. Commissioners, questions or comments? If not, the Chair would entertain a motion."

**MOTION**

Commissioner Sciortino moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Joe. Next item please."

**K. RESOLUTION AUTHORIZING SEDGWICK COUNTY TO JOIN THE REGIONAL ECONOMIC AREA PARTNERSHIP.**

**MOTION**

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Chairman Hancock moved to defer the item indefinitely.

Commissioner Gwin seconded the Motion.

**Commissioner Winters** said, "Just to explain that just a bit, I was the one who talked about this earlier. Sedgwick County is a member of a group called a quad county planning group, which is Sedgwick County, Harvey County, Reno County, and Butler County. Just this morning, I received a note from Harvey County, who has asked this item to be placed on our agenda for the September meeting, wanting for the counties to talk about this issue. I am going to be supportive of us joining the REAP (Regional Economic Area Partnership) organization, I think it is important to do. The other counties that have formed together and quad county is not nearly as visible or high profile as the REAP group, I think that they have asked us what we think about REAP and what county responses should be so I would like us to hold that discussion with that quad county group and then would clearly anticipate that after that we move forward and join REAP. If there is any reason, I know we're attending the REAP meetings now, if there is any reason that we absolutely need to vote on this today, I think we could do that but I'm, in a sense, just kind of deferring to a request from our other counties in the quad county planning group."

**Chairman Hancock** said, "Commissioner Gwin."

**Commissioner Gwin** said, "I appreciate Commissioner Winters comments. We have long standing partnerships with those other counties and have had those for several years. If they want to know what Sedgwick County is thinking about the organization, are we planning on joining and those kinds of things, I think it is probably appropriate to talk with our long standing partners first, before we enter into a partnership with another group of folks. I'm willing to wait until we've had a chance to talk to them about this."

**Commissioner Sciortino** said, "Mr. Chairman, I'm going to be supportive of us joining REAP, but as I understand it, their next meeting isn't until September. So us deferring this for a few weeks so that we could, out of courtesy if nothing else, get input from other counties in the quad county area, I don't see that it would be any back step at all on hopefully our decision to join REAP. So I'll be supportive of this also."

**Commissioner Winters** said, "I was just going to ask the Manager, has anybody made any commitments that you know of, Mr. Manager, that would lead us to have been a significant player in REAP before

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September?"

**Mr. Buchanan** said, "Commissioners, there doesn't appear to be a compelling reason. I think the intent, as long as those partners in REAP understand that we think that is an important thing for south central Kansas, this cooperative agreement and to work toward some common goals. It is also important to maintain a long standing partnership with our fellow counties that we've been doing that long before REAP was a glint in anybody's eye. That's the way one should treat partners. I think it makes some sense to just defer this. There is no compelling reason to go forward. We've been assured, by the leadership of REAP and others, that they will welcome our participation in the committees and we are welcome at the table, even though we had not paid the dues or had voting privileges. They know, in this case, that our intent is a good one. I don't think there is any reason why we could not delay, except Aaron has practiced all night."

**Chairman Hancock** said, "Aaron is all ready to go. You'll have an opportunity. I think it is very important to know that the Regional Economic Area Partnership knows we have every intention of becoming a partner. We need to give consideration to Harvey County. As a matter of fact, Commissioner Winters, I think it is going to probably be part of my job to convince Harvey County that they should join, too and bring them with us."

**Commissioner Winters** said, "I think that would be part of the intention is that we could encourage the other counties that aren't members that REAP is an important project going on. I'd just like to talk to them first."

**Chairman Hancock** said, "Absolutely, we need to give them that consideration. I think it is important. Aaron, we'll try it again next time. We have a motion and a second to defer indefinitely. Further discussion? If not, Clerk call the vote."

### VOTE

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

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**L. REVISIONS TO *THE SEDGWICK COUNTY CODE* AND RELATED RESOLUTIONS.**

**1. RESOLUTION REGARDING LICENSING OF ADULT ENTERTAINMENT ESTABLISHMENTS, EROTIC DANCE STUDIOS AND ESCORT SERVICES.**

**Ms. Rekha Sharma-Crawford**, Assistant County Counselor, greeted the Commissioners and said, "The three resolutions you have before you kind of go hand and hand. The first one is an amendment to the current Adult Entertainment Code. That is purely a procedural amendment at this time, that would take the appeals process out of County Court and place them before an Administrative Hearing Officer for review. The purpose for doing this is to streamline the appeals process so that these appeals may be heard in timely manner, so that these appeals are, in fact, being reviewed as quickly as possible. Currently, the County Court, the number of cases that are on the County Court docket have nearly doubled since last year at the same time. There has also been an increase in the number of decisions and appeals that are being filed with regards to these matters. There has become a need, at this point, to try to expedite the process a little bit and allow the review of these decisions to occur as quickly as possible. For that reason, the first resolution, all it does is every place in the current resolution that refers to County Court has been stricken and amended by the use of the Administrative Hearing Officer.

**2. RESOLUTION CREATING THE POSITION OF ADMINISTRATIVE HEARING OFFICER; SETTING FORTH QUALIFICATIONS, DUTIES AND RESPONSIBILITIES; AND PROVIDING A HEARING PROCEDURE.**

"The second resolution basically creates the position of an Administrative Hearing Officer, sets out the duties that are assigned to the officer and about the procedure by which those hearings can be conducted as well as appealed from.

**3. RESOLUTION APPOINTING RICHARD MACIAS (BOARD OF COUNTY COMMISSIONERS' APPOINTMENT) AS AN ADMINISTRATIVE HEARING OFFICER.**

"The final resolution is a resolution appointing Richard Macias as the Administrative Hearing Officer. I've

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had an opportunity to talk to Mr. Macias and he is eager to take on that role at this point. I'd be happy to answer any questions for you. Otherwise, I'd ask that you adopt these resolutions and authorize the Chairman to sign."

**Chairman Hancock** said, "Thank you, Rekha. Commissioners, questions?"

**Commissioner Gwin** said, "Mr. Euson, should I take these all at one time or take them separately."

**Mr. Richard Euson**, County Counselor, said, "It is my preference to have them taken in the manner in which they are presented on the agenda."

**Chairman Hancock** said, "Thank you. Further discussion or comments?"

**MOTION**

Commissioner Gwin moved to adopt the Resolution on Item L-1.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Item 2."

**MOTION**

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Commissioner Gwin moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Item L-3 please."

**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Thank you, Rekha. Next item please."

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**M. AGREEMENT WITH ALLEN SALES SERVICE FOR USE OF HORSE STALLS.**

**Mr. John Nath**, Director, Kansas Coliseum, greeted the Commissioners and said, "This is our standard agreement for equipment rental, some of the specialized equipment that we possess out at the Coliseum. In this case, our client is an out of state contractor who is supplying stalls to a huge horse show in Fort Worth, Texas. We recommend approval."

**Chairman Hancock** said, "Thank you, John. Commissioners, questions or comments? If not, what's the will of the Board?"

**MOTION**

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

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, John. A long ways for that little thing. Next item please."

**N. DIVISION OF HUMAN SERVICES.**

**1. AGREEMENT WITH JOHNSON COUNTY MENTAL HEALTH CENTER FOR SEDGWICK COUNTY'S COMPREHENSIVE COMMUNITY CARE (COMCARE) TO PROVIDE DEAF AND HARD OF HEARING SERVICES.**

**Ms. Marilyn Cook**, Assistant Director, COMCARE, greeted the Commissioners and said, "I'm here

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for Deborah Donaldson this morning. This first item has to do with an agreement that funds the deaf and hard of hearing position at COMCARE for consumers who are deaf and hard of hearing. We get a grant through Johnson County Community Mental Health through the State for these services. The contract is a renewal of last years contract. It funds our specialist, who is a case manager, to provide out patient case management services to deaf and hard of hearing clients and their families. The agreement is for \$15,595. The benefits in this case are paid for by COMCARE because that does not cover the entire position. We are recommending that you approve this."

**Chairman Hancock** said, "Thank you. Commissioners, questions or comments?"

**MOTION**

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

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

**2. AGREEMENT WITH BREAKTHROUGH CLUB OF SEDGWICK COUNTY ALLOWING DIRECT MEDICAID BILLING FOR MENTAL HEALTH SERVICES PROVIDED TO ADULTS AND CHILDREN WITH MENTAL ILLNESS.**

**Ms. Cook** said, "Commissioners, this is basically one of those over 75 contracts that we referred to earlier this morning. It is a standard affiliation agreement that allows the Breakthrough Club of Sedgwick County to bill Medicaid for mental health services for adults and children with mental illnesses. The services that

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Breakthrough Club provides for us includes employment support, educational support, social and recreational support, psycho-social groups, case management, wrap around facilitation, independent living, parent support, and respite care. The contract has been in place for Breakthrough Club to bill Medicaid for the services that are specified in the contract. The contract does not involve COMCARE funding for the Breakthrough Club. Additionally, the agreement provides for coordination between Breakthrough and COMCARE and it certifies a match amount for the federal portion of Medicaid fees. This is also a renewal of a prior years contract. I'd be happy to answer any questions you have on that."

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

**Commissioner Winters** said, "I think as long as I've been a Commissioner, I've never seen where we had a problem . . . I mean working with Breakthrough Club and these other people that bill Medicaid direct through us, has there ever been something that one of these has gone awry and they don't get this or they don't get that."

**Ms. Cook** said, "Not to my knowledge."

**Commissioner Winters** said, "They work, don't they."

**Ms. Cook** said, "They work very well for us."

**Commissioner Winters** said, "It is just too bad we can't get this one to work with the Wichita Child Guidance Center. Thank you. That's all I have, Mr. Chairman."

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, further comments?"

### **MOTION**

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

Commissioner Winters seconded the Motion.

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

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**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

**3. CONTRACT WITH VIA CHRISTI REGIONAL MEDICAL CENTER, INC., ST. JOSEPH CAMPUS TO PROVIDE PSYCHIATRIC OBSERVATION BEDS FOR YOUTH WITH HEALTHWAVE INSURANCE.**

**Ms. Cook** said, "Commissioners, this contract is with Via Christi, who would provide, on an as needed basis, psychiatric observation beds for youth in the state Healthwave Insurance Program. COMCARE administers the mental health component on the Healthwave Insurance Program for Sedgwick County, Sumner County, and Butler County. Youth in the Healthwave Insurance possibly requires psychiatric hospitalization and when necessary, they can access Via Christi observation beds upon a referral from COMCARE. We are always involved in the authorization of those services. Observation beds are typically out-patient services which are less costly alternatives to in-patient care where youth and adults can be stabilized without a formal in-patient hospitalization.

"The observation bed stay is limited to two days. The daily rate for an observation bed is \$280 a day, which is much less expensive than an in-patient stay. Again, we authorize all of those beds. We are recommending that you approve this contract."

**Chairman Hancock** said, "Thank you. Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Mr. Chairman. Is this a renewal of a contract that has been in existence?"

**Ms. Cook** said, "We have other contracts with Via Christi. The observation status is new because Healthwave is new. We started that January 1 and we're just now getting to the point where some youth are needing to be hospitalized. This is new, although we do have other contracts with Via Christi."

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**Commissioner Sciortino** said, "Thank you."

**Chairman Hancock** said, "Thank you, Commissioner. Further questions? If not, what's the will of the Board?"

**MOTION**

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

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

- 4. DELETION OF ONE OFFICE SPECIALIST POSITION, RANGE 15, FROM; AND ADDITION OF ONE ADMINISTRATIVE ASSISTANT POSITION, RANGE 18, TO, THE COMCARE STAFFING TABLE.**

**Ms. Cook** said, "This item, Commissioners, involves some changes that have occurred in the last couple of months. We have recently hired three very well respected local psychiatrists. Due to these

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psychiatrists, several of them bringing their own private patients with them to COMCARE, the patient load that is served by COMCARE out-patient service has increased by about 48%. The addition of the psychiatrists and the resulting increase in clients and revenue is a very positive improvement in our view. However, the situation has significantly increased the administrative workload that is required. We are wanting to replace the currently vacant Office Specialist position with an Administrative Assistant position, to be able to better provide the strong organizational leadership skills to meet these increased demands. The budget impact for this change is \$2,503. Be happy to answer any questions."

**Chairman Hancock** said, "Thank you, Marilyn. Commissioners, questions on this item? What's the will of the Board?"

**MOTION**

Commissioner Gwin moved to approve the deletion from and addition to the COMCARE Staffing Table.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, Marilyn. Next item please."

**O. GRANT APPLICATION TO KANSAS OFFICE OF JUDICIAL ADMINISTRATION FOR A TECHNOLOGY GRANT TO PROVIDE FUNDS FOR AN IMAGING SYSTEM.**

**Ms. Ellen House**, Management Analyst, Eighteenth Judicial District Court Administration, greeted the

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Commissioners and said, "The 18th Judicial District is requesting matching funds for the Office of Judicial Administration for a technology grant. These funds would be used to expand the current imaging system to the Criminal, Traffic, Juvenile, Appeals, and PSI Departments. The grant is worth a total of \$448,161. A 50% match is required. The Court and the District Attorney are contributing \$102,081 and I'm requesting of you the remaining amount of \$122,000. I'll be happy to answer any questions."

**Chairman Hancock** said, "Commissioners, questions on this item? Commissioner Sciortino."

**Commissioner Sciortino** said, "Is this something you are wanting for the fiscal year 1999?"

**Ms. House** said, "The funds would be approved in October but not available until January 1, 2000."

**Commissioner Sciortino** said, "Do you have it already in your budget for the year 2000?"

**Ms. House** said, "We are using the revenues from the Drug Testing Fund, which we will have that amount by 2000 based on the amount that we are collecting every month and also a \$40,000 match from the court trustee for the amount that they will benefit from it, as well as the District Attorney, who I believe is using a reserve fund."

**Commissioner Sciortino** said, "I mean the amount of money that you're asking of us, \$125,000?"

**Ms. House** said, "It is \$122,000. It is not in our budget. Bill?"

**Mr. Buchanan** said, "Commissioners, we have anticipated this grant. We have set aside money and this year in 1999 budget, and have planned, also set aside whatever is necessary in the 2000 budget to make sure this occurs. We anticipated this grant for a couple of years. We do have a fund called grant match that there is monies in when these kinds of circumstances and opportunities present itself to us. We have accounted for this fund and would recommend you approve it."

**Commissioner Sciortino** said, "Thank you."

**Chairman Hancock** said, "Thank you. What kind of imaging technology are we talking about? Are we talking about CDs, tapes, diskettes?"

**Ms. House** said, "I'll defer to Greg Cox, who is our technology . . . "

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**Chairman Hancock** said, "All I'm saying is we're talking about \$448,000 and I don't want the technology to be out of date in five years."

**Mr. Greg Cox**, Technical Support, District Court, said, "It is very up to date technology. We are storing on magnetic hard disc on your PC that allows the fastest retrieval. We also back-up to a microfilm system the State requires. In addition, we do a back-up tape. The technology is by a major vendor, File-Net, that does imaging throughout the country and globally. It is a very current technology, from a stable provider that is up and working very well in Family Law and Court Trustee currently."

**Chairman Hancock** said, "It is a number of computers or tape drives?"

**Ms. House** said, "There is a long list of items that this would purchase. It does include approximately 29 PCs, scanners, the software licensing, switches, it is a whole array of equipment."

**Commissioner Sciortino** said, "Is this going to save the County money? What is it going to do positive for us?"

**Mr. Buchanan** said, "First of all, to answer Chairman Hancock's question. The technology committee reviewed this item and has given it a high rating. The imaging system is, for the courts, has been worked on for a number of years. It is a partial of a whole case management system that we are also working on. The concept is to reduce the amount of paper, that flows from around the court house, that's an issue."

"The second issue is to manage the cases in a way that gets citizens through the process, whether they are engaged in a law suit or some other way, to get them through the process in a faster fashion than they have been more smoothly. It will assist the prosecutors, assist the defense attorneys, it will assist the plaintiffs and defendants in the process of the court. There is, to keep track of the number of cases and to continue to provide our obligation because there are State Courts located in the County Courthouse, our obligation is to provide them the materials and goods to do their jobs. We think by developing a case management system based upon imaging, that will allow folks to do a lot of things electronically. It will be more efficient and more effective and helps regular citizens get through the process."

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**Commissioner Sciortino** said, "Part of it is 23 new PCs? Is that what you said to us?"

**Ms. House** said, "It has 29 new PCs."

**Commissioner Sciortino** said, "Those are necessary for the system to work?"

**Ms. House** said, "Yes."

**Commissioner Sciortino** said, "No further questions."

**Chairman Hancock** said, "Thank you, Commissioner. Commissioners, further questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Gwin moved to approve the Application.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Absent
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Next item please."

**P. ADDITION OF ONE TEMPORARY SENIOR JUVENILE COORDINATOR POSITION, RANGE 21, AND ONE PART-TIME TEMPORARY OFFICE SPECIALIST, RANGE 15, TO THE DISTRICT ATTORNEY'S STAFFING TABLE.**

**Ms. Jeanette Cleery**, Office of the District Attorney, greeted the Commissioners and said, "I'm here

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today to notify you of a recent grant award that we have received. It is a grant through the Federal Byrne Grant funding process. The total project cost is \$66,513. We can meet a match of \$16,629 through asset forfeiture funds. The remaining amount to be funded to us through the Federal Byrne Grant is \$49,884. Through those funds, we are able to put on two full time positions, even though your agenda shows one is a part-time, that is incorrect. It is two full time positions. One is a Senior Juvenile Coordinator, range 21, and a Office Specialist, range 15. The intent for those positions is to expand our existing Juvenile Diversion Program. It would not necessarily be putting on any unique program, such as the Burglary Juvenile Program we've discussed in the past through application. This would allow additional youth to be put on through our regular diversion program. Currently, we have an excess of 200 people on that program and we have had to really limit and tighten up criteria because of staffing issues. Our hope is to be able to double that number through adding two more additional people. Literally, that doubles the existing staff. We presently have one Senior Juvenile Coordinator and one Office Specialist. That is kind of, in a nutshell, the summary. I'm asking that you approve the staffing table additions and accept the grant award please."

**Chairman Hancock** said, "Thank you. Commissioners, questions on this item? Commissioner Gwin."

**Commissioner McGinn arrived at 11:50 a.m.**

**Commissioner Gwin** said, "This is my standard question when it comes to adding staff, particularly when it has to do with the Gables building and to your staff. I think I got a notice about it, but the Gables building is woefully inadequate in my opinion. Where are these people going to be put?"

**Ms. Cleery** said, "I should have mentioned that, and yes, you are correct, that is an issue that we have had to worry about throughout addition to the staff down there. As the juvenile system grows, we've had difficulty finding places to place our staff. We have already anticipated this issue and it is our intent, there are a few larger offices down there. It is our intent to double up some of our folks, at least temporarily, through the end of the year. We do believe that additional space will become available to us following the end of the year but this grant funding cycle, actually, starts immediately. So we are in the process of attempting to hire individuals for this position and when they are hired they will be placed in kind of a double up situation. So it would be kind of a format of putting the two Senior Juvenile Coordinators together and the two Office Specialists in two different offices, so four people into two offices."

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**Commissioner Gwin** said, "Okay, thank you, Mr. Chairman."

**Chairman Hancock** said, "Okay, thank you. Further questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Sciortino moved to approve the additions to the District Attorney's Staffing Table.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Abstain
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

**Q. PUBLIC WORKS.**

- 1. ESTIMATE FROM REISS & GOODNESS ENGINEERS FOR RURAL WATER DISTRICT #4 TO RELOCATE A WATER LINE IN CONNECTION WITH SEDGWICK COUNTY PROJECT NO. 626-10-3256; BRIDGE ON 31ST STREET SOUTH BETWEEN 247TH AND 263RD STREETS WEST. CIP #B-301. DISTRICT #3.**

**Mr. David C. Spears**, P.E., Director/County Engineer, Public Works, greeted the Commissioners and said, "Item Q-1 is an approval of an estimate by Sedgwick County Rural Water District #4 to relocate their water line at a cost of \$6,694. Their water line is located in a private easement. This relocation is

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in connection with a bridge project located on 31st Street South between 247th and 263rd Streets West, designated as B-301 in the Capital Improvement Program. I recommend that you approve the estimate."

**Chairman Hancock** said, "Thank you, David. Commissioners, questions? If not, what's the will of the Board?"

**MOTION**

Commissioner Winters moved to approve the estimate.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

**2. RESOLUTION DESIGNATING AND CLASSIFYING A CERTAIN STREET TO THE GRANT TOWNSHIP SYSTEM. DISTRICT #4.**

**Mr. Spears** said, "It is standard procedure that after a road is constructed within a platted residential subdivision in accordance with County standards, that road is then assigned to the township road system. In this particular case, Sunnydale Court, located in Sunnydale Farms Addition, will become the responsibility of Grant Township. I recommend you adopt the resolution."

**MOTION**

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Commissioner McGinn moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you, David. Next item please."

**R. REPORT OF THE BOARD OF BIDS AND CONTRACTS' JULY 8, 1999 REGULAR MEETING.**

**Mr. Darren Muci**, Director, Purchasing Department, greeted the Commissioners and said, "You have Minutes before you from the July 8 meeting of the Board of Bids and Contracts. There are six items for consideration.

**(1) CHAIR STANDARDS - RISK MANAGEMENT  
FUNDING: VARIOUS DEPARTMENTS**

"Item one, chair standards for Risk Management and various other department including Capital Projects. It was recommended to accept the proposals as per the attachment. Commissioners, for the record, these chairs are additions to the chair standards listing that was approved in June of 1997. You see in the two attachments there is a memo from the chair standards committee and also a break down of the vendors, the chairs, the models, and vendors that will be providing these. These chairs will be purchased on an as needed basis.

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**(2) DISPOSITION OF F.A.T.S. II FIRE ARMS SIMULATOR - SHERIFF'S DEPARTMENT**  
**FUNDING: SHERIFF'S DEPARTMENT**

"Item two, is the disposition of a fire arms test simulator for the Sheriff's Department, the Sedgwick County Sheriff, and the City of Wichita. It was recommended to declare this item as surplus and accept the sole bid from the Barton County Sheriff's Office. They've offered us \$12,000. The amount will be split evenly between the Sedgwick County Sheriff's Department and the City of Wichita Police Department.

**(3) DICTAPHONE MAINTENANCE - EMERGENCY COMMUNICATIONS**  
**FUNDING: EMERGENCY COMMUNICATIONS**

"Item three, Dictaphone maintenance, the recording system for emergency communications. It was recommended to accept the sole source bid of Dictaphone, that one year maintenance fee is \$17,413.50.

**(4) FOOD & BEVERAGE OPERATIONS SERVICES - KANSAS COLISEUM**  
**FUNDING: KANSAS COLISEUM**

"Item four is the food and beverage operations services contract for the Kansas Coliseum. It was recommended to accept the proposal of Swanson Corporation. This is a five year contract to supply various concession services. You'll see attached two pages of recommendations.

**(5) INTOXILYZER - SHERIFF**  
**FUNDING: DEPARTMENT CAPITAL OUTLAY**

"Item five is an intoxilyzer for the Sheriff. It was recommended to accept the sole bid of C.M.I., Inc. That amount is \$11,910, will allow for the matching of existing equipment.

**(6) POWER RESCUE UNITS - FIRE DEPARTMENT**  
**FUNDING: FIRE DEPARTMENT**

"Item six, power rescue units for the Fire Department. It was recommended to accept the only bid received of Conrad Fire Equipment. That amount, \$20,446.04. I will be happy to take questions and

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recommend approval of the Minutes provided by the Board of Bids and Contracts."

**Chairman Hancock** said, "Thank you, Darren. Commissioners, questions on this item?"

**MOTION**

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

Commissioner Winters seconded the Motion.

**Commissioner Winters** said, "Darren, when does the Coliseum concession contract begin?"

**Mr. Muci** said, "As soon as possible, Commissioner. I think the current contract expires at the end of this month and we will be moving quickly to get things in place."

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

**Chairman Hancock** said, "Thank you. We have a motion and a second, further discussion? If not, Clerk call the vote."

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Thank you, Darren. Next item."

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**CONSENT AGENDA**

**S. CONSENT AGENDA.**

**1. Right-of-Way Easements.**

The following tracts of land have been granted by Easement for Right-of-Way at no cost to the County to divide land into five-acre tracts. These Easements were requested by the Director of Public Works as a condition of dividing property into unplatted tracts.

- a. Road Number 819-A, Owners: Garry L. Hutchinson and Connie Hutchinson, located in the Northeast Quarter of Section 6, Township 25 South, Range 1 East, more specifically located on the west side of Seneca (10th Street West) and south of 125th Street North. Grant Township. District #4.
- b. Road Number 588-25, Owners: Garry L. Hutchinson and Connie Hutchinson, located in the Northeast Quarter of Section 6, Township 25 South, Range 1 East, more specifically located on the south side of 125th Street North and west of Seneca (10th Street West). Grant Township. District #4.

**2. Right-of-Way Agreements.**

- a. One Easement for Right-of-Way and one Temporary Construction Easement for Sedgwick County Project No. 646-1-5165; Bridge on 111th Street South between 391st and 407th Streets West. CIP #B-293. District #3.
- b. One Easement for Right-of-Way and one Temporary Construction Easement for Sedgwick County Project No. 642-1-1273; Bridge on 95th Street South between 391st and 407th Streets West. CIP #B-292. District #3.
- c. One Real Estate Purchase Contract for land acquisition in connection with the Railroad Grade Separation at Seneca and Grand Avenue in Haysville.

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

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>Landlord</u>
V99036	\$184.00	Sunflower Apartments of Andover

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

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V98038	\$337.00	\$324.00
C97052	\$424.00	\$422.00
V97048	\$207.00	\$205.00
V96065	\$124.00	\$76.00
C97033	\$237.00	\$171.00
C97046	\$339.00	\$339.00
C94064	\$159.00	\$155.00
C97044	\$218.00	\$177.00

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V98041	\$455.00	\$455.00
V98043	\$294.00	\$350.00
V98036	\$184.00	\$128.00
V98030	\$262.00	\$205.00
C95092	\$300.00	\$258.00
C94061	\$165.00	\$165.00
C99017	\$248.00	\$265.00
V98068	\$349.00	\$421.00

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**5. Order dated July 7, 1999 to correct tax roll for change of assessment.**

**6. Plats.**

Approved by Public Works. The County Treasurer has certified that taxes for the year 1998 and prior years are paid for the following plats:

Webb-31 Addition  
Belriv Addition  
Bay Ridge Addition

**7. Payroll Check Register of July 9, 1999.**

**8. General Bills Check Register of July 9, 1999.**

**9. Budget Adjustment Requests.**

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

**MOTION**

Commissioner Gwin moved to approve the consent agenda as presented.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin

Aye

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Commissioner Thomas G. Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

**Chairman Hancock** said, "Thank you. Is there further business to come before the Board? If not, we're adjourned."

**T. OTHER**

**U. ADJOURNMENT**

There being no other business to come before the Board, the Meeting was adjourned at 11:56 a.m.

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

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**Regular Meeting, July 14, 1999**

**BILL HANCOCK**, Chairman  
Second District

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**BETSY GWIN**, Chair Pro Tem,  
First District

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

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**CAROLYN McGINN**, Commissioner,  
Fourth District

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**BEN SCIORTINO**, Commissioner  
Fifth District

ATTEST:

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**James Alford**, County Clerk

APPROVED:

\_\_\_\_\_, 2000