

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

JANUARY 5, 2000

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, January 5, 2000 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; Mr. Marvin Krout, Director, Planning Department; Ms. Jennifer Magana, Assistant County Counselor; Mr. Glen Wiltse, Director, Code Enforcement; Mr. Marty Hughes, Revenue Manager, Division of Finance; Ms. Marilyn Cook, Assistant Director, Comprehensive Community Care; Ms. Jeannette Partridge, Contract Administrator, COMCARE; Mr. Kenneth W. Arnold, Director, Capital Projects Department; Mr. David C. Spears, Director, Bureau of Public Works; Mr. Darren Muci, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and Ms. Heather J. Knoblock, Deputy County Clerk.

GUESTS

Mr. Gary Wiley, Consultant, Professional Engineering Consultants.

Ms. Pam Doffing, 5919 Jones, Wichita, Ks.

Ms. Ann E. Meritt, 2209 E. Mona Lane, Wichita, Ks.

Ms. Robin Knifley, 605 W. 55th Street South, Wichita, Ks.

Mr. Donnah Taylor, 514 W. 34th Street South, Wichita, Ks.

Mr. Dorman Blake, 827 Wallingford, Wichita, Ks.

Mr. Bob Helsby, 715 W. Maywood, Wichita, Ks.

Ms. Anna Kostecki, 506 W. 54th Street South, Wichita, Ks.

Mr. Robert Knifley, 605 W. 55th Street South, Wichita, Ks.

Ms. Dora Timmerman, President, Friends of Soldiers and Sailors Civil War Monument Committee.

Mr. Don Brace, Member, Friends of Soldiers and Sailors Civil War Monument Committee.

Ms. Fran Jackson, Director, Youth Development Services.

Mr. Guy Corry, 5550 S. Gold, #100, Wichita, Ks.

Ms. Anna Kostecki, 506 W. 54th Street S., Wichita, Ks.

INVOCATION

The Invocation was given by Reverend P. Henderson, of the Little Brotherhood Presbyterian Church.

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FLAG SALUTE

ROLL CALL

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

CONSIDERATIONS OF MINUTES: **Regular Meeting, December 8, 1999**

The Clerk reported that all Commissioners were present at the Regular Meeting of December 8, 1999.

Chairman Hancock said, "Commissioners, you received copies of those Minutes and had an opportunity to review them. What's the will of the Board?"

MOTION

Commissioner Gwin moved to approve the Minutes of the Regular Meeting of December 8, 1999.

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	Absent
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

Commissioner Winters arrived at 9:05 a.m.

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PLANNING DEPARTMENT

A. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).

- 1. CASE NUMBER SCZ-0794 - ZONE CHANGE FROM "SF-20" SINGLE-FAMILY RESIDENTIAL TO "MANUFACTURED HOME" MANUFACTURED HOUSING ON 39.5 ACRES OF PROPERTY LOCATED ONE-HALF MILE WEST OF BROADWAY, SOUTH OF 55TH STREET SOUTH.**

Mr. Marvin Krout, Director, greeted the Commissioners and said, "This is a case that you've heard once before, so I'll try to be brief and update you with remarks. This is a 39 ½ acre tract that is along the east side of the U.P. Railroad, south of 55th Street, down to 59th Street and near Broadway. The tract is now zoned SF-20, the Suburban Residential zone. The request is for MH for a Mobile Home Park. It was originally heard by the Planning Commission back in September. The recommendation was for denial by an 11 to 3 vote. That went along with the staff recommendations and findings on that. There was some substantial neighborhood opposition at that meeting. The County Commission considered this case the following month, in October, and you voted to return the case back to the Planning Commission for reconsideration.

"One of the questions was, we don't see an alternate use for the property. How will this property be used, if it is not going to be used as a mobile home park. You also asked the Planning Commission to look at the larger picture of the general area and then there were also some changes in the plan that had occurred by the applicants after the Planning Commission had reviewed it, so we were looking at something that was a little bit different, in terms of access and density.

"The Planning Commission held their hearing on November 29. There were 13 citizens who spoke in opposition. They also presented a petition, with 225 signatures, of neighbors in the general area who were opposed to the mobile home park and you should have that as part of your information packet. Those protests, because this is the second hearing, do not count toward any super majority vote and so the decision of the County Commission to approve the mobile home park can be achieved with a simple majority. In this case, it would be a three quarter vote, if it is a three to one vote.

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"The applicant, at the Planning Commission meeting, indicated that if the mobile home park was denied that they had plans to, instead, build a mobile home subdivision. I'm sorry, not a mobile home subdivision, a single family subdivision that would meet the rules of Single Family Zoning, SF-6 zoning, if it were to be annexed into the City, provided with water and sewer, and there would be, in the plan that was shown, 161 potential lots. The marketing plan was to use manufactured homes. They would have to be, according to City codes and County codes, both residential design manufactured homes, which are double-wide homes on permanent foundations with pitched roofs and exterior materials that look like site built homes. There was an alternate plan that was indicated that this property would be developed.

"So, then for the Planning Commission the issue became which is more desirable, a mobile home park or a subdivision with residential design manufactured homes. For some of the Planning Commissioners, who voted in favor of the mobile home park, they felt that having this under single ownership and control would mean that, over the long run, it would be maintained better. For other Planning Commissioners, the idea that we would be creating a subdivision with homes for sale and providing a single family neighborhood for home owners, they felt that in the long term that would be higher value with more tax base and a more stable residential environment for the community and more in keeping with the character and the density of the surrounding area.

"The vote of the Planning Commission was 7 to 5 to deny this request. So, the second time they also recommended denial, but it was a closer vote this time. One of the comments on the bigger picture was that there is a lot of undeveloped land to the south and to the west and to the east of this tract and that one mobile home park approved does tend to set a precedence for additional mobile home parks in this area. The general area of south Wichita, neighbors felt it is already inundated with parks of this type. We've identified other land than this land where it would be suitable and probably the only viable use to expand a mobile home park or fill in a parcel with a mobile home park. This was not one of those tracts. We think there are other opportunities that are better than this particular piece. As I said, a simple majority is all that is required. There probably are speakers on both sides. The applicant and his agent are both here this morning, if you have questions."

Chairman Hancock said, "Okay, thank you, Marvin. Commissioners, do you have questions for Marvin Krout? Thank you, Marvin. At this time, if there is anyone here who would like to address this item on our agenda this morning, we would certainly welcome your comments."

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Mr. Gary Wiley, Professional Engineering Consultants, said, "I'm here on behalf of the applicant. I would just like to refresh your memory on this particular site, some of the things that we propose to do. We proposed a 15 foot landscape strip along the easterly and the north line of the property, a masonry wall along the north line of the property. We proposed two storm shelters on the site, one at the north end and one towards the south end of the site. I know that you probably all remember that it is bordered on the west by the railroad, by the south by a KGE transmission line, and on the easterly side, a Koch pipe line. It is presently not being used but Koch does intend to keep it and has potential for use at a future date. I know that drainage has been a big concern of the neighbors. We will do a detention system on-site in accordance with either the City or the County's engineering department regulations.

"We think the mobile home park offers a little better control, as Mr. Krout mentioned. Without the mobile home park, there won't be any storm shelters. There won't be any required landscaping. We still could produce approximately 161 lots on this particular site. What we proposed, our lots that are a minimum of 5,000, all the way up to 6,250 square feet. We think it is a very nice plan. We've met all the conditions of concerns earlier, the fire department, roadway concerns. We've proposed a 29 foot roadway throughout the entire site, no parking allowed on any of the streets. Like I said, the landscaping and the sidewalks that the Planning Department and Commission required. I don't have anything else. Mr. Morris is here today, if you have any questions, we'd be more than happy to answer."

Chairman Hancock said, "Thank you, Gary. Commissioners, questions for Mr. Wiley? Thank you, Gary, very much. Is there anyone else who would like to address this item today on our agenda this morning? Please come forward. Either for or against, it doesn't matter. We mix them in."

Ms. Pam Doffing, 5919 Jones, greeted the Commissioners and said, "I live directly east of the proposed land site. First of all, this land, clear back in the 1970s, has contamination on it. In the 1980s, adjacent land around along with Haysville, sued for contamination and have won. We did, at that time, and at these lawsuits, the state did come in and testify for Haysville and the other land owners that there was contamination, but yet they keep telling us our water is safe. We married and bought our home down there and the water was bad, had kidney problems. So we started buying and hauling our water in, still being told, by the State, that our water is safe.

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"We've had to run petitions to stop sand pits from going in on us that would stir up our water even more. We've had to run petitions to stop nude dancing bars, right in our blocks. Putting a mobile home court in right there, 55th Street, as far as being a resident down there, I feel has been neglected for some time. There are no side walks, no shoulders, there are deep ditches. We've got Campus High just down the street with a new elementary school going in right now, which, when it does open it is already full. Next to that there is a mobile home court which is starting to fill up now. This is going to add traffic to 55th.

"At the last meeting, they changed the design of the mobile home park and was going to put in a left turn lane on 55th, right there at the railroad tracks, which I don't see how that can be done. Then they decided to turn the traffic lose from the court onto our residential streets, one of them being 59th Street. 59th Street, right now, is a race track. It is open. The people who do come through there, the majority of them are kids, they can be clocked doing 50 to 60 miles an hour through there. All the other mobile home courts have speed bumps. Do we have to have speed bumps down our residential streets?

"I do have a City of Wichita water petition. I've been associated with our township and trying to stay involved in community problems. In doing so, I met someone, through the grace of God I believe, that really does care about our community. We've joined together and formed Riverside Well Water Homeowners Association, and have an attorney. We just really feel we need something positive down in our area. We were hit twice by two different tornadoes, one in '91 and the one last year. We've been flooded. We've got drainage problems down there and we've addressed our township with that. Our township has talked to the County. The County engineers don't know what to do about our drainage problems. Our streets, right now, are in dire need of repair. We've had to fight to keep our township alive even because of, as a quote from our State representative, 'is this a ploy to take over the townships.' Because we do have a township that has flourished, thanks to the Cahails.

"Back to the water, I do have the City of Wichita water petition, which I'm trying to work now but I've had a lot of opposition. If we don't get City of Wichita water, this is going to create more water problems. We do haul our water in. We buy our water. But we've learned since then that a 10 minute shower equals drinking half a gallon of it. I shower daily. Sometimes my children shower twice a day because of sports.

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"We have enough mobile homes down in the south end of Wichita. We're considered sand pit, trailer park, and sewage plant city. Commissioner Hancock, you had stated in the past that you think the south end of Wichita has had enough, but at the last meeting you met with the land owners and decided that this would be a good site for one. John Crawl, whose property this used to be, he sold his land off this way so it couldn't be developed. It was the first publicly found contamination down in that area and he knew that land shouldn't be developed."

Chairman Hancock said, "How much longer do you need?"

Ms. Doffing said, "Just a minute more please."

Chairman Hancock said, "Okay."

Ms. Doffing said, "John wouldn't even light his hot water tank except to take a bath, this is how bad the situation is down there. There have been plenty of law suits. Again, our streets are in dire need of repair now, which there is no money for. The State has no money to come in and do any testing. When John first had the contamination, he was told by the state that there wasn't money, so they got the contaminators to come in, plug the well, and that, supposedly, fixed the problem. The State still didn't have any money but they were monitoring our well water. It was safe to drink. When I asked to see some of those monitoring . . . the seven monitoring wells, the answer was given 'well, when we went to the computer system we lost them and they're not in the Hutchinson salt mines either'. So, please give us some consideration down here. If we had something positive, we've been quoted as a very poor neighborhood. I feel if we had something positive come in our neighborhood, the quality of our life can improve. Thank you."

Chairman Hancock said, "Thank you. There are questions. Commissioner McGinn."

Commissioner McGinn said, "I had one question. So you would prefer a manufactured house addition instead of a trailer park?"

Ms. Doffing said, "I don't want either. I would rather see a home built. But if mobile homes is the way to go and they have brought up that a majority of our neighborhood has mobile homes in them, which is true. That is because the first tornado wiped them out. A mobile home is better than none."

Commissioner McGinn said, "Thank you. I appreciate your comments."

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Chairman Hancock said, "Thank you, ma'am. Marvin, I've got a question for you before we take the next speaker. It is my understanding that the City of Wichita had filed for annexation for a lot of the area south of 55th all the way over to the river, beginning about half way between Seneca and Meridian, is that right?"

Mr. Krout said, "Yes. Is your question is that area a part of that annexation? A hearing is scheduled for March 7. Do you know if this is part of the area or not?"

Chairman Hancock said, "It is. This area, I know, is. I just don't know how far west of Seneca it goes."

Mr. Krout said, "It goes about a quarter mile west of Seneca."

Chairman Hancock said, "I think it covers the drainage way."

Mr. Krout said, "Yes, in fact the drainage way has already been annexed because it is City right of way."

Chairman Hancock said, "Then it goes all the way over where 55th dead ends and continues all the way to the river as far as I know, to Hydraulic."

Mr. Krout said, "Close to the river, right."

Chairman Hancock said, "I think folks need to be aware, as far as water is concerned. If the City of Wichita annexes the area and that seems to be their intention, that there will be water."

Mr. Krout said, "There are a number of petitions that are in various stages of progress right now to try to bring public water to this area."

Chairman Hancock said, "Okay, thank you, Marvin. Next speaker please."

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Ms. Ann E. Meritt, 2209 E. Mona Lane, said, "I am an executive member of the steering committee for the South Area Neighborhood Association and a member of the committee of the South Area Improvement Task Force. I also want to emphasize the fact that I was a school teacher with a Masters plus 69 hours here in Wichita and 14 of those years was in science, all areas including earth science. The land in which they want to put this development on, as they've already stated is near a railroad track, near electrical transmission lines. The strata under this land is called alluvium, that is why it has a greater high water problem. Alluvium is made up of chat and gravel and clay. When the railroad trains go across the track, which we project there is going to be 15 or more trains a day, they move this soil around. We already know there is an 18 inch gas line that is not in use at this time underneath this land. The land moves. At the beginning the proposal was for 200 plus mobile homes or manufactured home modular homes, however they want to say it, to be put on this site. Then they wanted to change it, if it is going to come in as SF-6, to 161 homes.

"Well gentlemen, I live next to a very nice modular manufactured home and the people who are there are very conscious of what the neighborhood wants, as far as neighbors, and they take care of their land. They could not put in a storm shelter, granted. But they did instead buy and put in a 20 person shelter, under the ground, which is an enclosed thing. These people are wonderful people. I couldn't ask for better neighbors but where they are proposing to build this mobile home park is a safety hazard. We do not have a safety infrastructure to protect it. We don't have a fire station, an EMS service, we don't have a community police service down there.

"We have accidents. We had a mobile home park went in off of Hydraulic, across from White Elementary School, next to a Buddhist Temple across from another church. That area has had more accidents, since the input of that mobile home park, than has ever been seen before. We had an accident with a van there off of 51st and Hydraulic, across from that same area, it took the fire station and EMS services 30 minutes to get down there. I hate to tell you what would happen if someone would have a heart attack down there.

"The problem is, they're saying they're doing this to help poor income, low income people. Who in their right mind would want to build a home where there are transmission lines, a gas line, and a railroad track? The whole thing is, they want to make money off of this land, okay? But the land is not suitable. That's what we're saying. Listen to us. Safety is one of the main things we're talking here, safety of home owners. That's all I have to say."

Chairman Hancock said, "Thank you, Mrs. Meritt. I don't see any questions. Thank you, very much for your comments. Next speaker please. Is there anyone else who would like to address the Commission? Good morning."

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Ms. Robin Knifley, 605 W. 55th St. South, greeted the Commissioners and said, "I live on the other side of the railroad track from Mr. Crowl's place. I grew up there. That place is always flooded. There has been water problems. That water is not suitable for drinking. The tracks, the driveway that they're going to have for this trailer park or whatever they put in there is going to be, really, right next to the railroad tracks, okay. I would say less than 30 to 50 feet. I'm not real good at distance. I would say that is going to be a major problem, unless they widen the entrance. There is not going to be no way for cars to get in or out because it is a single driveway. It goes back quite a ways. Also, the streets on 55th Street are just two lane streets. There ain't no place to put in a turning lane. It is already crowded up.

"The trailer park that is going in right up the street by that new school, that is already going to be quite a bit of traffic on a street that is already loaded up. The people that buy these houses, how many of them are going to have kids that might accidentally get over there and play on that railroad track or get stuck messing around in an electric line. There is a lot of potential danger. There are flooding issues. A lot of potential danger for these families who are totally unaware and will not be told, I'm sure.

"Most of us around there are farmers. I have a farm myself. I raise pigs. I'm sure they're not going to appreciate summer time and my pigs. That's not my problem, it is going to be theirs but still yet. They'll start saying that my pigs are a health hazard because they are not far enough away from all these houses. That's not going to be my problem. They put their stuff there. You know what I mean? There is a lot of potential danger here, especially for young kids. Not all parents are going to watch their kids so close that there cannot be an accident. That open pipe line, what if it falls through? There are always stories on TV where kids fall in pipe lines and die. I just really see it as a big potential danger. You all really ought to think about it. That's really all I have."

Chairman Hancock said, "Thank you, Ms. Knifley. Any questions of the speaker? Thank you, very much, for coming today. Is there anyone else who would like to address this item on our agenda today?"

Mr. Donnah Taylor said, "I have two addresses, one is 514 W. 34th Street South. I am building a new house at 6555 S. Hydraulic. I like living in the south end. We have enough trailer parks. Mr. Hancock, it is not your job to find what to do with the land. You can pass it. If you want a trailer park, we'll put one across the street from you. I'm tired of this. We have bad water. I've got a salt water plume under my house. What is so bad is the County knew about it. The City knows about it. We've got contaminated water. Nobody seems to help. Now you're going to put another trailer park?"

"The trailer park down on Hydraulic pulls water. We have more X-rated movie houses. We have car rentals. We have car parks. We have car washes, storage houses. Anything you don't want any where

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else, it is down in our area. You want some more trailer parks, put them in your area not ours? We've got 60%. It is enough. We have all the drainage problems down there. Even in the City of Wichita, when it rains hard, we have oceans of water down there. We're always the last to get anything, so it is enough. A lady brought up, at the Planning Commission, maybe we ought to get a lawyer to see about this, because we're supposed to have representation. We don't get it. Now, it is which ever or what ever you want to do. It is up to you."

Commissioner Gwin said, "I have a question or a comment. One of the responsibilities of the Sedgwick County Commission, by State law, is to determine how land is used. Whether we like it or not, we get some difficult cases in front of us. It is never an easy decision for us, but it is, by State law, our charge to determine how land in the unincorporated areas of Sedgwick County is used and that is our charge, today. Is this an appropriate use for this particular piece of land and that is the decision we're going to have to make based upon a whole series of criteria. We don't do this because we chose to do it, we do it because the state mandates that we do it."

Ms. Taylor said, "Part of it, but Koch is not going to give up the pipe line."

Commissioner Gwin said, "We understand that, but that's part of the decision we have to make. What I'm saying is that I appreciate your comments and I appreciate the concerns that you and your neighbors give us, but we are forced by statute to determine land use in unincorporated areas of this County and that is part of the process that we are going through today."

Ms. Taylor said, "Can't you find something else to put down in our area besides trailer parks?"

Commissioner Gwin said, "That's a decision we'll be making in a few minutes. Thank you."

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

Commissioner Sciortino said, "I just wanted to make a general comment. We have not made any decision as to whether or not we're going to approve this use or go along with the MAPC recommendation and deny it. That's why we're having the public hearing, to get additional information prior to making that decision. My sense is we'll be making a decision today."

Chairman Hancock said, "Thank you, Commissioner. Are there other speakers who would like to address the Commission on this item today? Please come forward."

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Mr. Dorman Blake, greeted the Commissioners and said, "I'm with Riverside Well Water Homeowners Association. I live at 827 Wallingford. As you know, we had a tornado come through our addition last May, did a lot of damage. We do have kind of mixed housing. We have some double wide modular homes, what's you call I guess SF-6. They all look pretty good. It looks like a regular neighborhood, it doesn't look like somebody has opened up an area and shoved in a bunch of mobile homes in the one area. It is starting to look like a neighborhood, believe it or not. Have you been down there, Bill? What do you think?"

Chairman Hancock said, "Go ahead and speak Dorman."

Mr. Blake said, "Okay. I believe the area's . . . I've never seen the area come along this fast. This area has always looked like, there is a word for it, but I don't want to use it. It is really starting to look like someplace where you might want to live. I believe this trailer park going in on the other side, on the east side of Clarksdale is really going to put some bad feelings on some people who are building some brand new homes down in there. I mean they're actually building brand new homes. So, therefore, I can't condone a trailer park going on the other side of the railroad tracks when you've got a gas line running right down through the middle of the property. It is unfortunate that we didn't do it, probably, but it is there. The property has been pretty well shot up and shot holes through it and everything else. I don't know what you can do with the piece of property myself. But I do have a map of the area, if you'd like to look at it."

Chairman Hancock said, "If you want to pass it to Commissioner McGinn, we'll pass it up and down the bench."

Mr. Blake said, "That's all I've got to say. Have you got any questions?"

Chairman Hancock said, "I don't see any. Thank you for being here today. Are there further speakers who would like to address this item on the agenda? Please come forward."

Mr. Bob Helsby said, "I live at 715 W. Maywood. My primary concern is safety on 55th Street. You have already, as we speak, you have a new mobile home park going in adjacent to the high school, which is going to increase the traffic tremendously there, too. At a point in time when school is taking up or letting out, the traffic stack up there is bad, particularly with train traffic, with the Vulcan tankers, and the school buses stopping at the railroad tracks. You have a stack up of traffic from both directions. I think it is only a matter of time until there will be some serious accidents there, particularly if you increase the traffic to the point under consideration."

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"Again, this type of housing does not appreciate, it depreciates pretty rapidly, within three to four years. The neighborhood, as the previous speaker just said, is being rebuilt and there are a lot of nice, normal structure homes going up in the area. This proposal can only reduce the value of permanent housing there. That's my two primary concerns. You've already increased the activity standpoint at the high school down there. They've got new sports buildings and everything else. This is just going to increase the traffic flow and everything else. They take a short cut through my area, which is immediately north of 55th Street to get away from the traffic. It is a race track through there now, and 55th Street is not able to handle it, particularly in a safe manner. That's the extent of my comments."

Chairman Hancock said, "Commissioner Gwin."

Commissioner Gwin said, "Mr. Helsby, thank you for your comments. Do I hear you say that a residential design single family subdivision would be preferable to a manufactured home park, where people buy the lots themselves and place homes on those lots?"

Mr. Helsby said, "Yes, it is an established fact that the permanent housing appreciates whereas manufactured housing depreciates. That's a given. Also, we'd like to suggest the consideration of making this area a park where the kids in the neighborhood can come and roller blade or whatever the heck they, you know, bicycle paths or what have you. If you're looking for some use for this land."

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

Chairman Hancock said, "Thank you, Commissioner. Thank you, sir. Is there anyone else who would like to address this item today? Please come forward. Good morning."

Mr. Guy Corry said, "I live at 5550 S. Gold, #100. I'm the president of the Gold Coast Residences Home Owners Association. I just want to let you know that we are opposed to this. I think you have heard all the reasons before. I won't take a lot of time. The Planning Commission, who has been charged with reviewing this twice, has recommended denying the zoning change and I guess I do, too. Okay?"

Chairman Hancock said, "Thank you. Questions? Thank you for speaking today. Next speaker please."

Ms. Anna Kostecki said, "I live at 506 West 54th Street South. I live in the Robins Farm Addition,

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which is on the north side of 55th Street. It is a single family dwelling. There are 140 lots in there and people have either custom built their homes in there or a developer has come in there and done this. My questions are, are you going to set a precedence if you put a mobile home park in here? It is a proven fact that people will develop homes down here to the north of this area and to the northeast. There is the Sunburrow Addition, the Robins Farm Addition, there is Seneca Gardens, and Gold Coast Condominiums. It is a proven fact that people will build homes down there and have nice homes with double car garages and basements. With engineering designs and everything, this area is compatible for basements and everything. I think that you would hinder the area by putting a mobile home park in there because it is a proven fact that north of there people have built a nice residential area and it is improving altogether. The south end has improved. You've heard the negatives and the positives of what is going on. Things have been done. The drainage canal has been put over there, west of Seneca. A pump station has been put in, so that should help some of the drainage things that is going on there because there has been problems.

"I think if this was . . . and one of the questions that I had for you which has already been addressed is, is the City going to annex this property. Because the people have the water petitions here. That would be a plus for a developer to come in there. If there is City water, City sewers, City streets and things, that's a positive fact for that. We've had some positive moves towards the south part of Wichita. Let's keep that trend going and not put a mobile home park in there. In the Comprehensive Plan that was established several years ago, it was an already determined fact that 60% of the trailers were in District 2. There are just mazes of trailer parks down there and it seems like every time there is empty ground a developer wants to come in and do something. That's a democracy, people can do that. I think we, as a people, who live in that neighborhood have a say in our neighborhood, too, that just because a piece of land becomes open, let's just don't stick a trailer park there. In the Comprehensive Plan, this area was not designated for a trailer park. Why did we even have this discussion, to let this man have a mobile home park, when it wasn't a designated area to start with?

"One of the questions that I had up here was that I think if you had passed back on your October 27 meeting to the Metropolitan Area Planning Commission, it is like what is the zoning pattern for this area. I think you had asked that question, the way I interpreted it, to the Planning Commission. I would like to know and for you to respond, what is the zoning pattern for this area because if you allow a mobile home park here, pardon the old cliché, give an inch and take a mile because from 59th Street south of this park to 63rd Street, from the railroad tracks east to Broadway, is a big quadrant of land that has opened up. Are you going to set a precedence there and let that turn into a big manufactured home park?

“Again, the storm, it was too bad the storm had to hit. The tornados took out peoples homes. But the

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people are rebuilding there and building nicer homes. There are homes down there that I'm really kind of amazed that the people built and had either half acre tracts or something like that and they built over \$100,000 homes. They've put nice garages or brick front homes. The neighborhood is improving. The south has always kind of been neglected and now people are trying to rise. I don't think we should damper that spirit by putting in a mobile home park here.

"Again, I would like to ask the question. It has come up in some of these meetings, we hear this word buffer. What is a buffer? Okay, I've not really heard a real true meaning of what this buffer is in this Comprehensive Plan. Let me give you an example. On 55th Street, where you put this park in over there by Campus High School, the new school, there is a residential manufactured home park in there, I don't know how many, maybe 70 lots there. The buffer there, there is an elementary school on one side, a park on the other side, and a sand pit that has been turned into a city park. I'll make a comment on that, if that is supposed to be a city park down there, you'd have to tell somebody about it. Somebody told me that they finally put a path in there, where you could make a walking path. Now, all it looks like is a weed patch and there is about ten parking spaces. There is one place where you could have a parking space but you've got it all fenced off, where you can't get into it. Let's face it, it is not a Sedgwick County park down there where you could bike ride or anything. The city is wasting their money if they think that is a city park down there, you know.

"Anyway, that is a buffer that is on that point. So, you've got a land area park here and a major buffer all the way around it. This down here, you are saying you want a ten foot, 12 foot buffer with a tree here and there. What is the logic in this? You're not consistent with what this buffer is. I do think this would be detrimental to the neighborhood if this was allowed. I think you're setting a precedence and I think it needs to be stopped now, before you even go any further with this. What is the pattern for this area down here? What developments are you going to make? What considerations are you going to give to people in the south part of Wichita? Again, the issue has come up of emergency vehicles. I didn't think about this, until I got involved in this. There used to be a fire station on the 6000 block of South Broadway. Well, it is gone. I don't know why it is gone. I heard it was because the water was bad and the County didn't want their employees drinking it. I don't know if that is hearsay, speculation, or whatever. I don't know. Anyway, it is not there. There is no fire station, no police station. If you live in the Robins Farm, which is in the Wichita city limits, but if I call 911 for something, the first thing they ask me is are you in the City or the County because it determines whether or not you get help or not. That's my questions there. I'd be glad to answer any questions. I appreciate your time and your consideration and I wish that you would not allow a mobile home park to go in there."

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Chairman Hancock said, "Thank you, Anna. Commissioners, questions for the speaker? I don't see any. Thank you for being here today. Are there any other speakers who would like to address this item? I hope Jerry Harrison is listening to the part about the park, he might be interested. Make a note."

Mr. Robert Knifely said, "I live at 605 West 55th Street South. I live right on the other side of the railroad tracks. I'm the fourth generation to have that property. It seems like every time we turn around, people across the street, they've got more rights than we've got. We try to bring our side up and now they want to put a trailer court in over there. What are you going to do when one of the kids get hit by a train or gets kicked by a horse or bit by a dog from one of the people who have a few animals? We're going to have to get rid of all of them?"

Chairman Hancock said, "Thank you. Are there other speakers who would like to address this item this morning? Are there any other speakers who would like to address this item this morning? We want to thank all of you for being here today. We'll limit discussion to staff and Commissioners. Commissioner Winters."

Commissioner Winters said, "Mr. Chairman, I don't have any questions or comments at this time. I would like for the record to show, I apologize that I was late a few minutes. I did hear Marvin's conclusion and I am familiar with this case from when we had it in front of us before and I've reviewed the minutes so I think I'm up to speed even though I wasn't here at the very beginning. Thank you."

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

Commissioner McGinn said, "I have a few questions. I don't know if they're for Marvin or for Gary. The four acre retention pond for the drainage, would that be if you did the trailer park versus the manufactured housing area? It would be required for both?"

Mr. Krout said, "Either, yes ma'am."

Commissioner McGinn said, "Depending upon each scenario, who would maintain the retention ponds for future years?"

Mr. Krout said, "It would be an owners association, unless it was granted as a drainage easement and would be accepted by the City, which I wouldn't know until the platting is done."

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Commissioner McGinn said, "As far as if you did a manufactured housing area, don't most people who are close to cities and I'm starting to see them even out in the County, put restrictive covenants on their neighborhood?"

Mr. Krout said, "Typically, not in a manufactured home subdivision. They do have some restrictions but it is not as strict as a stick built residential."

Commissioner McGinn said, "I just saw on 'In the County' that they did do that. This might be for David Spears. When we talk about increased traffic around new developments, when we do a development, we talked about this a lot, about who takes care of those major roads or who helps anticipate if that increased traffic in there. I know when you put a development out in a new portion, doesn't the developer help pay for some of the road improvements?"

Mr. David Spears, Director, Public Works, said, "Generally, the roads inside the subdivision are the responsibility of the township. The County does not maintain any roads in any subdivisions. We have a County road system which is generally a lot of the mile-line roads that are paved. That is the County's responsibility. If a subdivision goes in by a County road and it is deemed that turn lanes are needed, we have the subdivision pay for those turn lanes by special assessment."

Commissioner McGinn said, "Okay, and this would occur in their situation, correct?"

Mr. Wiley said, "Our proposal would be to build a left turn lane on 55th with a mobile home park. That left turn lane would be adequate in size to take care of the movements into the park itself which, by the way, the actual access to the park is some 400 feet away from the tracks. It is not as close as one of the speakers indicated. All of the roads within the subdivision itself within the park would be the developer, if it is a subdivision, it would be by petition to the City of Wichita as well as the sanitary sewer and the water into the site. Now, this 55th would become a City responsibility if it is in fact, as Ms. Doffing indicated, a water petition is being circulated in the area to the east. With that water petition, they will be requesting annexation to the City of Wichita. At such time, then the City of Wichita will have the land on either side of 55th become a City of Wichita responsibility and maintenance."

Commissioner McGinn said, "Thank you."

Chairman Hancock said, "Thank you, Commissioner. Thank you, Gary. Further questions or comments? Commissioner Gwin."

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Commissioner Gwin said, "Mr. Chairman, I guess I'll start by saying when this came to us before, rather than send it back, I think I was prepared at that time to deny it. I've read the Minutes from both times it was heard at the Planning Commission. I reminded myself of our discussions we had here at the time it came to us for the first time. Now that it is back again, I don't believe I've changed my mind much. I appreciate the concerns that you've expressed, over time, about the preponderance of mobile home parks in your district and how they keep proliferating. I also appreciate and acknowledge many of the speakers comments about the difference between personal property, mobile homes and real estate property and how one tends to increase in value and the other tends to decrease in value.

"I understand that if this became a manufactured home park that the owner could in fact be very strict about the upkeep and the maintenance and the way the people who live on those sites maintain their properties. However, if this area is in fact doing some self-healing, some turning around by the innovation of the people who care about it, I think those folks who spoke and others will put pressure on their neighbors to assure that they, too, are part of a turn around of an area of this County. I believe that turn around can best be accomplished by, I don't know what the long term use would be, but by encouraging other types of uses than a manufactured home park. Quite frankly, I would prefer a residential designed single family subdivision. I think it would work. I think it would fit with the other neighborhoods that are nearby. Despite the information and I'm sure the expertise that the applicant has in providing quality living sites for folks throughout this community, I'm prepared to follow the recommendation of the Planning Commission and deny the application."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. My main concern the last time this came before us is to whether or not there was any other realistic use for that land because I do have a concern when an individual owns some property, within reason, they should be allowed to use that property as they see fit or to maximize the worth of that property. I was heartened to hear this morning that there is an additional idea in mind as to how to use that property that would conform with present zoning. I listened with interest to what the residents had to say. My district sort of borders that area a little bit. I think what has been going on in that south area by the residents is very heartening. I think you all have decided to take back your neighborhoods and improve it on your own and I congratulate you for that. I believe what you've been asking for is a hand up not a hand out and I really like that. For those reasons and the fact that it looks like the applicant has another use for that property, I will vote to concur with the MAPC recommendation and deny the application."

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

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Commissioner McGinn said, "Thank you, Mr. Chairman. I certainly concur with Commissioner Gwin and some of the comments Commissioner Sciortino made as well. I agree with the residents in the area who have moved out there and this area wasn't designed as a trailer park. I'm very concerned about the increased traffic, particularly because of where the school is in that area. I am very impressed to hear from the community in that area that their area is on the up and up and they want to continue to see it go that way. I'm very sensitive to local control and local input. I think what I've seen today is that local people around that area would like to see that land used in a different way and I am going to support the findings of the MAPC."

Chairman Hancock said, "Thank you, Commissioner. Further comments or questions?"

MOTION

Commissioner Gwin moved to concur with the findings of the Metropolitan Area Planning Commission and deny the application.

Commissioner Sciortino seconded the Motion.

Chairman Hancock said, "Commissioners, I'd like to make a few comments relative to this area. I think Marvin can remember the day that I told him to go ahead and zone the rest of the south end mobile homes, because we're going to get there any way. They've been very sensitive to the request of the Commissioners to consider other areas. I received a call from two Council people who will eventually be responsible for these areas as far as representation. Both of those individuals requested that we deny this request also. While it is on my mind also, the other mobile home park over by Campus, north of 55th, we were not responsible for. That is in the City of Wichita and they did the deal on that.

"I wanted to give this particular area due consideration for a number of reasons and I think we did. We worked on this one very hard and there was a lot of discussion here and among the members to the Planning Department and so forth. The reason is that Mr. Wiley, first of all, Gary Wiley has brought a number of cases before the County Commission over the years, dozens of them. He works for a very reputable firm. When he speaks, we listen, because he has always spoke the truth to us and been very responsible as an engineer and developer. The developer in this case, Mr. Morris, has a history of developing these type of mobile home subdivisions that are very good. As a matter of fact, one exists near 47th and Broadway.

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“So, when these two persons came to us with this request, we felt it was important to consider what they say and to listen very hard and understand what their plan is and make the best decision possible. Because these two responsible individuals came, and I can't speak for all of those who develop in that area as being responsible, I felt like I owed them my attention on this issue. I'm historically not in favor of more mobile home parks in the area. I felt like the area should develop, according more single family residences, preferably site built. That isn't always possible.

"Mr. Wiley made a case that there is a railroad track on the west and they're going to build a buffer on the east. The area of the development just east of there is of mixed uses. There are both mobile home and site built houses. The street that would enter 55th is some 400 feet of the railroad tracks. That makes sense, too. The frontage along 55th is minimal. I think maybe four or five lots front 55th Street. It would be very similar to the mobile home park that is located near 47th and Broadway. For the most part, you don't even know it is there. A lot of folks reside there and call it home. So, if there was any question what I felt like about mobile home parks, it was because of these gentlemen and their respectability and their history of doing fine projects and telling us, the Commission, and the Planning Commission the absolute truth of what their intentions are and it wasn't hard to see what they've done in the past.

"One other item in considering this. I know a number of you spoke about the water. There is a water situation down there. It seems to me it won't be very long that, hopefully, some of that will be remedied by water extensions from the City of Wichita. That is a good idea. That needs to be done. As far as the water for this area, the subdivision, it is not a consideration. It would be operating off of city water anyway and city sewer also. Beyond that, that was why we took a serious look at this and why I, as a representative of that district, took a serious look at this. There is a lot of rebuilding to do and clean up to do. As you well know, the County can't do it all. The City won't do it all either. It is going to be up to the citizens down there to make the best they can possible and take on each one of their own individual places and do what they can to improve the neighborhood.

"Those are my comments and the reasons why I took a hard look at this. Originally presented with the plan, it is a good plan. With the time to hear the comments from the staff and the Commission and my fellow Commissioners, I probably will have to concur with their decision. Never in favor of this totally, never totally opposed. I think I owe it to you to be honest about the decision concerning this zoning case. My main concern was the area immediately to the south and what it looked like would be developed there. The owner of that property needs to take a look at that and see what we can do as far as he will do in the future. There is no doubt in my mind it will be developed. It just depends upon historically what we have and what the possibilities are. I hope a quality area goes in there in the future. After all, the square mile between 55th and 63rd and Broadway and Seneca deserves it. They've had enough stuff happen to them to last a life time.

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"Those are my comments and thank you all for being here today. We have a motion, further discussion? If not, Clerk call the vote please."

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 all for being here today. Next item please."

2. AGREEMENT WITH THE KANSAS DEPARTMENT OF COMMERCE AND HOUSING REGARDING A NEIGHBORHOOD PLANNING GRANT FOR THE SOUTH WICHITA-HAYSVILLE AREA.

Mr. Krout said, "This last zoning case is related to the request in front of you this morning. I say that because we're talking about a general plan for the area that includes this tract and square mile that we talked about as part of a larger area study. I think we can all agree that zoning hearing process is not the best way to engage citizens in trying to plan the future of your neighborhood or the community. We also try to engage people when we're talking about the 1,007 square miles of Sedgwick County and that is a little hard for people to get their arms around, too. So we've been trying to do smaller scale area planning and neighborhood planning over the last couple of years. In fact, we have four plans in city neighborhoods that are in various stages of progress. Last September, the County Commission authorized us to apply for a grant, through the Kansas Department of Commerce and Housing, to look at the area from MacArthur down to the heart of Haysville and from about Meridian to the river. So a larger area, and this area is right in the center of it, to try to engage in a more positive setting for citizens and have them help us establish their vision for their area and to prioritize their needs for improvements to give the City and the County a better handle on what people are looking for in this area. This is an area that has felt somewhat neglected and the repository for some undesirable uses over time.

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"We did get an award. We did get a response from the Kansas Department of Commerce and Housing. They will award \$10,000 to the County Commission to undertake a planning study. These studies can't be used for our department but they can be used to hire a planning consultant who can focus on citizen involvement in a positive way and try to establish that vision for land use and improvements in a neighborhood. So, the City of Wichita has received a grant and we also expect that some of that money can be applied toward studying this area and the Planning Department will provide the matching funds that are required through our normal budget providing assistance to the citizens and consultants. We would ask you, at this time, to accept this grant and authorize the Chair to sign the required agreement with the Kansas Department of Commerce and Housing to undertake this study."

Chairman Hancock said, "Thank you, Marvin. I wish some of the citizens that were just here would have listened to this item."

Mr. Krout said, "We'll be in touch with them."

Chairman Hancock said, "Okay, very good. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. Marvin, when will this start and how long will it go? When will we see study results?"

Mr. Krout said, "We would plan to get the cities agreement and then send out requests for proposals. It would probably be March or April before we would have a consultant under contract. This is a very large area. It would probably take at least eight months to complete the study. I think it would be the end of next year that you could expect the final study."

Commissioner McGinn said, "That report would come back through your monthly report?"

Mr. Krout said, "We would give you progress reports on it. There would be meetings and we would inform the Commissioners and the Planning Commission of the neighborhood meetings that are held out there. There would be progress reports and then there would be a final report and ultimately the Planning Commission and the County Commission and the City Council would be briefed on the report by the consultants."

Commissioner McGinn said, "Thank you."

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Chairman Hancock said, "Thank you, Commissioner. Commissioners, further questions? Commissioner Gwin."

Commissioner Gwin said, "Just clarification, a couple of items of clarification. The grant award didn't come to the County but came to the City of Wichita, is that correct?"

Mr. Krout said, "We applied in behalf of the County and on behalf of the City separately. KDCH has awarded money to both the City and the County. For this project, which involves property which is both inside and outside of Wichita, we tend to pull the money from the County and some of the money from the City into one project."

Commissioner Gwin said, "This requires a modest grant match from the County funds, is that correct?"

Mr. Krout said, "Which is already in our budget. It will be staff operating funds, our assistance and data gathering and so on."

Commissioner Gwin said, "It appears, however, that for the length of the project it is not a very big grant. At least the \$10,000 I see here wouldn't pay a consultant for a years work."

Mr. Krout said, "No, we're looking at about another \$15,000 from the City to match this and then a fairly extensive amount of staff time to try to do a lot of the data gathering that normally a consultant might do."

Commissioner Gwin said, "Thanks. It just didn't look like it was enough to go around."

Mr. Krout said, "It is tight, but we have done the neighborhood plans in the City with less money than that."

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

Chairman Hancock said, "Thank you, Commissioner. Sounds pretty exciting. You say there will be citizen involvement."

Mr. Krout said, "That is really the emphasis of these planning efforts."

Chairman Hancock said, "Great. I'm glad to see that this is happening down there. Pretty exciting. Commissioners, further comments or questions?"

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MOTION

Commissioner Gwin moved to accept and 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.

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, Marvin. Before we go to the next item, I'd like to take an opportunity to go on record and recognize the Mayor of Haysville, Tim Norton. Welcome, I'm glad you're here. Before we begin new business, I'd like to take one Off Agenda item to bring up a resolution in support of Senate Bill 319."

MOTION

Commissioner Gwin moved to take an Off Agenda item.

Commissioner Winters seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Thomas G. Winters	Aye

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Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

OFF AGENDA ITEM

Ms. Jennifer Magana, Assistant County Counselor, greeted the Commissioners and said, "This Resolution supports the pass of Senate Bill 319 before the Kansas Legislature this session. Senate Bill 319 would amend the state statutes relating to county court systems such as we have here in Sedgwick County. Senate Bill 319 would empower counties to have a little more control in administration of their county court systems. Specifically, it would do that in three ways. First, it would authorize the county court judges to have the authority to declare nuisances and order abatements of such nuisances on properties that have long term non-compliance with county codes where efforts of prosecution and efforts to get those properties into compliance have not been successful. Secondly, it would allow county commissions to determine the costs that are appropriate for that county as they determine reasonable by the words of the statute. Currently, the state statute limits court costs to be only \$1.00 per court case. Third, the legislation would allow more counties to have county court systems by removing a population limit. We ask your support in sharing our support with our counties in the State Legislature and, hopefully, we would see this legislation pass this year. I recommend that you approve this Resolution."

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

Commissioner McGinn said, "When you talk about nuisances, would that also include people dumping trash in the County or is that under a different . . ."

Ms. Magana said, "I think that would be under a different. If there is continuing trash on a property or they are harboring that in any way, I think it would apply. I don't know that it would be addressed by this legislation."

Commissioner McGinn said, "Okay, I'll talk to you more later. I'm curious how the trash is handled."

Ms. Magana said, "It is something that we do prosecute in county court. It would be up to the judge to determine if that is an nuisance on a property and a property owner is responsible for it."

Commissioner McGinn said, "I'm looking at people who are caught littering and throwing trash out in the County. Would that strengthen our ability?"

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Ms. Magana said, "I don't know that this, specifically, would. We have some increasing fines on those violators that we can address through County Court. If they are prosecuted through County Court and the judge doesn't feel those efforts have been successful and they are not cleaning up that material, that could be something the judge could order. We could look at that."

Commissioner McGinn said, "Thank you."

Chairman Hancock said, "I thought you were going to ask if it included me as a nuisance. Commissioner Gwin."

Commissioner Gwin said, "Thank you, Mr. Chairman. Glen Wiltse, can you come forward? Glen is the head of our Code Enforcement Department. We know we support the bill up there. Can you tell us how it would make your job or those of the folks who work for you more effective?"

Mr. Glen Wiltse, Director, Code Enforcement, greeted the Commissioners and said, "Currently, our only option with the court system is to continually write citations. Sometimes the people will pay the citation but not actually do the clean-up, so we still have continued complaints on the property. This would allow the County Court to order abatement, which would give us the authority to go in and clean up the property is what it would do. Then we don't have a continual court case pending and all of that."

Commissioner Gwin said, "Then the clean up of that property becomes, the cost becomes a lien to the property owner. Is that how it would work?"

Ms. Magana said, "Correct."

Commissioner Gwin said, "So, your job, your enforcement powers, would be magnified and you would really have some teeth in the ordinances that we try to enforce, correct?"

Mr. Wiltse said, "Yes, that is correct. I think right now we have an option, but that is to take it through District Court and that is continued. It goes through another court system and the length of time and all of that, this would speed the process greatly."

Commissioner Gwin said, "Jennifer, are there any other departments or divisions in County government

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that would be beneficiaries of this change in State law besides Code Enforcement?"

Ms. Magana said, "Currently, we work with about seven different departments including Health. Primarily Code Enforcement is a big recipient of that benefit. The Health Department may be related in some of those cases. I think sometimes there is joint jurisdiction and they're involved in some of our cases, as well. The Sheriff's Department, potentially."

Commissioner Gwin said, "Thank you both."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. As most of you know, I've had an occasion to go over to our County Courts and witness, first hand, some of the frustrations that I know our Legal Department has had and our Code Enforcement Department has had in trying to get to the real item that we're trying to do and get rid of that nuisance that is on a piece of property. I've had occasion to see, unfortunately, some citizens who flaunt us on it because they know we're limited in what we can do. I'm very happy to see us pass this Resolution. I, for one, am going to take it upon myself to try to lobby our legislatures in, hopefully, getting this law passed. I think it is needed. I am very happy to see that some of the modifications in the Bill will allow other counties to enter into a court system, should they desire. I'm very happy that we pass the Resolution."

Chairman Hancock said, "Thank you, Commissioner. Further comments?"

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

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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. New business Item B please."

NEW BUSINESS

B. TREATMENT AUTHORIZATION NOTIFICATION RELATED TO CONSERVATION TREATMENT OF THE SEDGWICK COUNTY SOLDIERS AND SAILORS CIVIL WAR MONUMENT.

Mr. Marty Hughes, Revenue Manager, Division of Finance, greeted the Commissioners and said, "This morning we come to you with another grant award that we received for the restoration of the Sedgwick County Soldiers and Sailors Civil War Monument. Recently, we received a notice from the Heritage Preservation, the National Museum of American Art, Smithsonian Institute, of a conservation treatment award to Friends of the Sedgwick County Soldiers and Sailors Civil War Monument in the amount of \$24,000. As owners of the monument, Sedgwick County must sign an owners authorization statement that authorizes the Friends Committee to act as County agents for the conservation treatment of the monument and authorize Dora Timmerman, the President of the Committee, to sign and submit treatment award agreements to the grantor and allow the conservation treatment to be performed.

"The County would provide \$24,000 in matching funds to help with this portion of the project. This portion of the project is to do conservation on the four full length cast bronze military statues on each side of the monument. So, this particular project is just one part of the overall monument restoration. On this particular award that we received, it is kind of unique in that the award goes to the committee and the payment of the grant funds go directly to a vendor rather than coming through the County. In this particular case, the grant award specifies the vendor. So there is a particular conservation company that does the work on this particular part of the project. We notified Kathy Sexton, in the Capital Projects Office about it, they are aware of it, and will be working closely with the committee from the Capital Projects Office to coordinate all the grant funds that come in for this particular project, so they can coordinate the work on the monument. Today, we're requesting that you authorize the Chairman to sign the owner's authorization statement so that we can pull in another \$24,000 to help restore the monument. This morning, we have Dora Timmerman from the committee and Pam Kingsbury and Don Brace here in the audience from the Soldiers and Sailors Committee."

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Chairman Hancock said, "What a group to be here on this item, my goodness. Marty, on our back-up it says \$24,000 is the matching . . ."

Mr. Hughes said, "Yes, \$24,000 matching funds from the County that would go in with the \$24,000 that we received from the Heritage Preservation Grant. The total of this project is about \$48,000. There's a typo. I don't type very good."

Chairman Hancock said, "Dora or Don, do you have anything to say relative to this item. It's going to be close, we just don't know."

Ms. Dora Timmerman, President, Friends of Soldiers and Sailors Committee greeted the Commissioners and said, "I'd just like to make the comment about the stipulation that a particular conservation group be involved in this because that is a variation of what is usually done. A monument of this type is very complex. It has very many different kinds of materials that work together and different materials effect each other when it is outdoors. The conservation treatment has become very complex and it requires a scientific knowledge of different treatments of different materials and different treatments and how they work together. I've attended a number of national conferences on conservation treatments. I know that because this is a national foundation that we are receiving this grant from. They recognize only a few conservation companies. The Russell-Marti Company is one that we have been consulting with because we knew that they were accredited by the SOS and had top qualities and expertise to enable them to work with us on this project. So we have been consulting with them. We have not, aside from this, awarded the total job to them, but this is a specification of the Smithsonian Save Outdoor Sculpture Group. Any questions on that?"

Chairman Hancock said, "Commissioner McGinn."

Commissioner McGinn said, "My question is for Marty."

Commissioner Gwin said, "I have one for Dora. Ms. Timmerman, while you're there, let me ask you one. The friends have been working really hard to raise money to assure the restoration of this particular piece of outdoor sculpture. Do you want to put a plug in for how folks would contribute?"

Ms. Timmerman said, "Absolutely. If you approve today's, we will be somewhat over half of our goal."

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We have one outstanding large grant application in, that we expect to hear from in the next month. At that time, we will know what our job is, in finishing raising money but of course we hope that people in the community will realize what an important landmark this is and what an important symbol of our past the Civil War monument is. We need to have connections of the past and I was thinking, on the way over, that the expression a picture is worth a thousand words.

"Well, you can also tie that in to a visual symbol. Our children can study about the Civil War in a book. They can read a book but when they drive by or we take groups to our Civil War monument, that brings it alive to them. They know it is not just something in a book, it is something that really happened. We hope our community will feel the same way and will want to help with bringing this back to its original glory. Thank you."

Chairman Hancock said, "Thank you, Dora. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. Dora, you said that the Friends have reached half of their goal of raising the money? I'd like an update of where we're at."

Ms. Timmerman said, "Okay. You recently did a matching fund with another grant that we received and that was in the amount of \$51,000. Today's will add \$48,000. We have received a \$5,000 grant from the Wichita Greyhound Foundation. We have another foundation that is just waiting for us to get some money. We had applied earlier to them and they said they couldn't give us anything because we didn't have anything. Well, now we have a substantial amount that will prove that we're really going to be able to do this. We have about \$10,000 that has been given by individuals. That's well over \$100,000, about \$115,000 I think is what we can count on. The outstanding grant that we are waiting for now is about \$90,000. If we get that and that also will require a match from you, and we will bring that to you for your consideration when we get it. We also have a major national foundation that has contacted us and is willing to help. They want to do something for this city in that regard. So we're waiting until we hear from this other foundation to kind of find out how much more we need and we will confer with them as to what they will be willing to give us. I think we're very optimistic, very excited at the way things are progressing. It always takes a little longer than we expect because of the time element involved in the different grant writing. But in addition to the conservationists, who are experts, that we have gotten advice from, we have Don Brace who will be overseeing the project, whom you know through his work with the County that he is an ideal person to have in that regard. Marty Hughes is working with us, keeping our financial records correct. Then we have Dr. Novaline Ross at the Art Museum, who is just one of the top art

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historians and certainly works with conservation at the Art Museum. We have many people on our overall board that have an expertise in history art and conservation. We have endeavored to get the very best people that we can to ensure that this will be done correctly and that it will last."

Commissioner McGinn said, "Thank you. I just have a question I want to ask Marty. When you come back again, would you provide to us how much was private donations and how much we're participating and how much is the grant."

Mr. Hughes said, "I'll work up a report for you and get it to you this week. We can give you an update of what we've got in and what is outstanding. We'll fix you up."

Mr. Don Brace said, "I saw some frowns when Dora said \$96,000. You're not going to match \$96,000, that is the total grant. You'll be matching \$48,000. The total grants from the County will probably come out to approximately \$100,000. The charities will give about \$125,000. Marty will put the accurate figures together. Tell the people there to send money. Send it to the Sedgwick County Soldiers and Sailors Civil War Monument, 525 N. Main, care of Marty Hughes. We'll be glad to take any donations that the public would like to give us."

"The other thing I'll give you, some mile stones of what is happening here. I think you asked that question. We're going to have a meeting here in the end of January, just the committee of the Soldiers and Sailors Monument. At that point, we'll get together what we feel is a good program and the plan is to come to the County Manager, Mr. Buchanan. He'll give us the department that he'd like to have oversee the project. At that point, we'll have another meeting and those people that the Manger wants to have run the program will be involved and we'll pass all the information that we've obtained to the project manager. At that point in the game, we need to talk about going out for bids. We need to start the project, probably this fall. Hopefully, we'll see some action over there about this fall time frame and the project will begin. At that time, we'll talk about trees and take care of that also. I think that gives you a nut shell of where we're at and where we're going."

Commissioner Gwin said, "Nice to see you, Don."

Chairman Hancock said, "Commissioner Sciortino."

Commissioner Sciortino said, "Thank you, Mr. Chairman. I have a question of Marty. I'm going to be supportive of this item. Marty, am I right in assuming that we anticipated that this group would be successful in achieving all the grants that they are going after and have already budgeted what our portion

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would be for the year 2000?"

Mr. Hughes said, "We set aside matching funds for all these grants. So, if we do get the final grant, which I think the match on that was \$48,000, it is available. We have the funds set up."

Commissioner Sciortino said, "Thank you."

Chairman Hancock said, "Thank you, Commissioner. Further questions or comments? If not, the Chair would entertain a motion."

MOTION

Commissioner Winters moved to approve the Treatment Authorization Notification and authorize the Chairman to sign.

Commissioner McGinn 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, Marty. Good to see you all. Next item please."

C. AGREEMENT WITH MANAGEMENT PARTNERS, INC. TO PROVIDE MANAGEMENT AND ANALYTICAL CONSULTING SERVICES.

Mr. William Buchanan, County Manager, greeted the Commissioners and said, "We would like to withdraw this item for future consideration."

MOTION

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Commissioner McGinn moved to withdraw the item.

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. "

D. DIVISION OF HUMAN SERVICES.

**1. CONTRACTS (TWO) PROVIDING HOME- AND COMMUNITY-BASED
MEDICAID WAIVER SERVICES FOR SEVERELY EMOTIONALLY
DISTURBED YOUTH.**

! MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS

! BREAKTHROUGH CLUB

Ms. Marilyn Cook, Assistant Director, Comprehensive Community Care (COMCARE), greeted the Commissioners and said, "This first item involves two contracts with two of our affiliates, the Mental Health Association and the Breakthrough Club, who provide H.C.B.S., or home community based services, under the Medicaid waiver program, which has been in effect for two years now. The Medicaid waiver allows kids access to therapeutic services that they wouldn't otherwise qualify for under normal Medicaid reimbursement. The intent of that program is to provide service to facilitate stabilization of symptoms of kids who are at risk for state hospitalization. Some of the services include services such as attendant care,

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respite care, wrap around facilitation, independent living skills, those kinds of things. In terms of needing to come up with money for this, we don't need to because Medicaid is billed directly for these services by COMCARE and then the agencies involved receive payments from COMCARE on those. I'd be happy to answer any questions you have on that."

Chairman Hancock said, "Thank you, Marilyn. Commissioners, questions on this item? If not, the Chair would entertain a motion."

MOTION

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

Commissioner McGinn 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. AGREEMENT WITH SUSAN BREWER, M.D. FOR EMPLOYMENT AS A PSYCHIATRIST WITH COMCARE.

Ms. Cook said, "This item involves a contract with Dr. Susan Brewer, who would fill the position that was recently vacated by Dr. Mercedes Perales in our out-patient services program. The employment agreement sets the terms and conditions of her employment, as well as the salary. Dr. Brewer is an experienced psychiatrist coming to us from Charter Hospital. The annual salary is set at \$130,000. This money will come from County funds out-patient services, where she will be provided services full time.

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Be happy to answer questions on this item."

Chairman Hancock said, "Questions on this item? If not, what's the will of the Board?"

MOTION

Commissioner Gwin 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	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

3. SECOND AMENDMENT TO EMPLOYMENT AGREEMENT WITH REX LEAR, M.D. PROVIDING AN ADJUSTMENT TO RESPONSIBILITIES AND SALARY.

Ms. Cook said, "This item involves Dr. Rex Lear, who is currently employed as a full time psychiatrist with COMCARE. He spends part of his time in our crisis services, in our children's program part of his time, and out-patient services. This amendment amends his employment agreement to promote him to Assistant Chief Medical Director. The promotion would require additional responsibilities, including supervision of physicians and other medical staff, R.N.P.s and Dr. Lear, for this additional service would receive an additional \$5,000 in salary for this position as Assistant Chief Medical Director. The \$5,000 would be coming from three different sources, \$3,000 from out patient services, \$750 from the children's program, and \$1,250 from our crisis program funds. We are recommending that you approve the Contract Amendment. I'd be happy y to answer any questions on this one."

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

Commissioner Sciortino said, "Marilyn, what would that then bring the Doctor's salary to? You said a \$5,000 increase, what would that be?"

Ms. Cook said, "I believe his current salary is \$140,000. I'll verify that, if it is not true."

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

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

MOTION

Commissioner Gwin moved to approve the Second Amendment to Employment Agreement 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	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

- 4. DELETION OF ONE OFFICE ASSISTANT POSITION, RANGE 12, FROM; AND ADDITION OF ONE OFFICE SPECIALIST POSITION, RANGE 15, TO; THE COMCARE STAFFING TABLE.**

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Ms. Cook said, "This item involves the Range 12 Office Assistant position that is currently vacant at COMCARE in out-patient services and a request to delete it and to add, instead, a Range 15 Office Specialist at COMCARE's outpatient services. The increased number of physicians and out-patient services has really dramatically increased the work load there. We're requiring an additional Office Specialist. We did, earlier this year, come before the Commission and ask that our Range 12s that we had be reclassified to a Range 15, so this would provide equity for that position. The difference is \$3,689 coming from out-patient services."

Chairman Hancock said, "Thank you, Marilyn. Commissioners, questions on this item? If not, what's the will of the Board?"

MOTION

Commissioner Sciortino 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	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

Chairman Hancock said, "Thank you, Marilyn. We'll take a five minute break before item D-5."

The Board of Sedgwick County Commissioners recessed at 10:35 a.m. and returned at 10:47

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a.m.

Chairman Hancock said, "At this time we'll bring the meeting back to order. Next item please."

5. PRESENTATION OF THE SEDGWICK COUNTY GRANT AWARD COMMITTEE'S RECOMMENDATIONS FOR 2000 PREVENTION FUNDING.

SLIDE PRESENTATION

Ms. Jeannette Partridge, Contract Administrator, COMCARE, greeted the Commissioners and said, "I'm here to present the recommendations for the 2000 Crime Prevention Fund. The Sedgwick County Crime Prevention Fund is a key piece of Sedgwick County's comprehensive strategy to reduce crime and juvenile delinquency. It began in 1997 to provide annual grants to agencies with outcomes targeting juvenile delinquency. Prevention funds are allocated through a formal request for proposal process through the Purchasing Department with purchasing requirements and guidelines. The proposals are reviewed by the Sedgwick County Grant Award Committee. This year, there were 21 proposals received and 9 proposals were recommended for funding. The nine proposals recommended for funding are listed here. The six on the left are current vendors that received funding in 1999. The three on the left are the ones new to the prevention fund.

"Big Brothers and Sisters received a grant in both '99 and '98. The committee recommended funding at \$161,000. This is a 3% increase over the '99 prevention grant. They've had excellent performance in each of the prior years. They received an A for their work last year. Big Brothers and Sisters provides one-on-one mentoring services for at-risk youth. Mentoring, it should be noted, is one of the approaches that has research based evidence that it does impact future juvenile delinquency.

"The Boys and Girls Club, the committee recommended funding the Targeted Outreach Program for \$97,000. That is a 94% increase over the '99 grant, which only partially funded the program in '99. They've had good performance to date for '99, with a rating of B in the County rating scale. They serve youth suspended or expelled from school, focusing on the kids that have been expelled for 186 days, the no tolerance policy. They work to reintegrate these kids into school. They provide educational services and also provide follow-up services two semesters after they've returned to school. In '99, they had seven kids return to school after 186 days on grade level.

"Communities in Schools are recommended to receive a \$128,000 grant for 2000. It should be noted that this is a 3% increase over the 1999 grant. This is the committee's recommendation. However, it has been brought to my attention that, even though this is an increase over '99, it does not actually fund all the sites

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that we thought we were funding. Derby Sixth Grade Center began in August '99, so the '99 grant only covered half of that. The increase they requested was actually to cover the full year for that Sixth Grade Center, which is not included in the committee's recommendation. I don't believe it was the committee's recommendation to cut the program. I think they thought, when they gave them a 3% increase that included a status quo of what they're providing the year before, not realizing that only half of a year was in there for the Derby Center. They've had very good outcomes. They serve youth typically in the Derby area, including Oaklawn, Cooper, and the Derby Sixth Grade Center.

"KANSEL, recommended to receive \$93,000 for their education training and outreach program. They've had good outcomes, to date, with a grade of a B. They provide alternative education and job placement services for youth. They typically serve youth that have dropped out of school and would not return. They work to obtain their G.E.D.s. The increase in the grant, which is about a 19% increase over 1999, will assist them in adding some more remedial classes. Many of the kids that they get in have dropped out of school. They may have been in 10th or 11th grade and their skills are back at the 6th or 7th grade level and it takes, they found, more effort to bring these kids up to where they can reach the point to where they can even test for a G.E.D.

"Wichita Acts on Truancy was recommended to receive \$5,000. This is a 56% increase over '99. They've had excellent performance, to date, rating an A. They provide intensive truancy prevention and intervention services. They've done a very good job of targeting kids. In '99, the grant was devised to serve 100 kids with intensive services. They served, actually, over 400. The increase in their grant will allow them to expand to serve as many kids, to reduce the case load and serve the kids appropriately.

"Wichita Y.M.C.A. Achiever's Program was recommended to receive \$133,000. This is a program that began in 1999 with a prevention grant, expanded from the original Black Achiever's to include other minorities. They've had good performance on their outcomes, to date. They include summer internship programs, summer camps, career lectures throughout the year. The grant will expand the program to include multi-cultural resource center.

"The Big Brothers and Big Sisters Operation Jump Start is a program that is new to the prevention fund. It was originally developed in collaboration with Communities in Schools, through another grant source, which will run out in March. The committee recommended funding the program for \$47,060 and provide school-based mentoring services as a collaboration with Communities in Schools. The prevention grant will allow this to continue. With their grant expiring in March, this is their only funding source.

"Episcopal Social Services Intervention Program was recommended for \$43,440. This program was not funded in 1999 but it did receive a prevention grant in '98. It originally began as a diversion program for first time shoplifters. It has expanded to youth with other first time misdemeanors. The grant will allow

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the program to expand services and add a workshop for parents.

"Wichita Family Services Institute's On Track Program is new to the prevention fund. It was recommended for \$32,500, conditionally, based upon requiring some more information from the program. It is a violence prevention service, very community-based services targeting at-risk minority youth within a geographic area in Northeast Wichita, typically. The program is currently through a U.S. Department of Justice grant. The prevention grant will allow this program to continue. The Department of Justice grant only provides partial funding for the program.

"You have before you the complete list of the proposals recommended for funding. I would like to mention what was recommended does not cover the entire amount available and I would like to add to the recommendation to come back in two weeks to the Commission for recommendations on the remaining \$129,000. Otherwise, the recommended action is to approve the recommendations of the review board to select proposals for the 2000 prevention funds. I'm available for questions, as are several agencies that have representatives available, if you have any program-specific questions."

Chairman Hancock said, "Thank you, Jeanette. Good presentation. Commissioner Winters."

Commissioner Winters said, "I just have a quick question for clarification. Jeanette, I was looking at my stuff here, what was the last thing that you said about the contingency? I was writing and I didn't hear what you said."

Ms. Partridge said, "Well, there is \$129,000, what we considered kind of a contingency fund. It is our recommendation, now, to come back in two weeks with proposals for that money."

Commissioner Winters said, "All right, thank you."

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

Commissioner Gwin said, "A couple of questions about one of the last programs the committee is recommending, the Wichita Family Services Institute. I notice in our back-up there seem to be some concerns about the development of the measure and outcomes and some vagueness in the proposal. Is there somehow that you can assist that group or have you talked to them about your concerns about those areas?"

Ms. Partridge said, "We had a meeting scheduled for yesterday or Monday and it was canceled. That is part of the process. I work with a lot of the agencies, particularly in developing and refining the performance measures. They may have a good idea of what they want to measure. Often times their

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instruments aren't the best or the wording is not the best. So, they are aware that there was some vagueness in that. Some of the committee members had some experience with this program and were very pleased with it. The proposal wasn't as clear as it could be but I think those are surmountable."

Commissioner Gwin said, "In the end, the committee did recommend that we do fund this."

Ms. Partridge said, "Yes, contingent on clarifying what services will be provided, the referral process and clarifying the outcomes, which is something that I'm working on."

Commissioner Gwin said, "The other issue that you mentioned had to do with Communities in Schools and a misunderstanding as to what it was they wanted versus what the committee recommended. Is it going to be your recommendation that we approve what you've presented to us today and that in the next round, in a couple of weeks, we consider the shortfall or the difference between what the Communities in School thought they were getting?"

Ms. Partridge said, "Yes, we'd like to have a chance to look at that and review what that will encompass."

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

Chairman Hancock said, "Thank you, Commissioner. Commissioners, further comments or questions on the item? I just have one, concerning the committee, and I have a makeup of the committee and these are 13 outstanding individuals who are capable of making great decisions. My concern is the difference between the amount requested and the amount that we actually funded. The Episcopol Social Service Venture House is the only one that is equal to the amount requested. In their discussions, did the committee consider what the results might be if there could be a situation where they are ineffectual, due to under funding?"

Ms. Partridge said, "What we usually do is, we approach the agencies and ask them what can they do for the amount. That's where we start. Often times, the prevention grant is not their sole source funding and they can make it up with other sources. With the current contractors, often they would just give them a 3% increase, not the full amount requested."

Chairman Hancock said, "I know, all along, my concern has always been not to spread this a mile wide and an inch deep but into programs that have depth and can get results for a wide range of young individuals who are having difficulty. I know that each individual is a little bit different and it looks to me like these groups address many of those different issues. I'm very satisfied with that. I was just curious. Thank you. Commissioner Winters."

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Commissioner Winters said, "Thank you, Mr. Chairman. I know there are a number of people in the audience today that have interest in this and I was just going to ask if it would be appropriate for any of them to comment, if any of them have comments. I'd certainly be interested, if any of them have any comments."

Chairman Hancock said, "Commissioner Gwin, did you have something first?"

Commissioner Gwin said, "Jeanette, it looks like you and your group of people that worked on this did an excellent job. A comment that I just wanted to make was we're starting our third year on this, right? What is impressive to me is that we're looking at programs and we're seeing whether they are giving us results in the community. I look and I see how some of these people have really done a very good job at saying 'these are our goals, these are our objectives', and then showing you, at the end of the year, that 'yes, we have met these objectives'. That helps us, when we're allowing that kind of money to be put into these programs, that we know that they're being put to good use. I think how you guys have designed this grading mechanism and things such as that is very impressive. I thank you for doing that."

Chairman Hancock said, "Thank you, Commissioner Gwin. I know there are some folks here who would like to address this item. Please come forward, we'd like to hear what you have to say."

Ms. Fran Jackson, Director, Youth Development Services said, "I'm coming here today almost by default. Really, thinking of what an interesting time it is starting this new millennium and sort of emerging yourself, really, in what it is to be a community and feeling so impressed that we could hear all these concerns for money into the spectrum for other and all of you listening with intensity and trying to come up with the best solution. I came as a result of a process that of course I've done a lot of work with, and that is how is it that a community can collaborate around a prevention program so that children will get the best results and that families will feel they've done their best for them. I have given that kind of service for many many years and youth development services has, too, but in this funding process, we were called, maybe 17 days ago or maybe 12 days ago, and told we wouldn't be refunded but that was after, of

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course, having looked at a grading system in which we didn't have the criteria for that grading system, even though we heard reports and heard it after the fact.

"I come saying that there are lots of things that we have done in the community to help the community. We feel as though we are never in-your-face. We're not trying to wrangle anything or demand anything that is unreasonable. But one of the things that we do know is that we need the support of others and that much of what we do is based upon the support of, or the lack of support, of others. So I have a strong sense that, if we can revisit some of these issues in two weeks, I think that may be more to the point. I only was notified of this meeting at nine o'clock, so I don't have any of the materials that you may have that you are looking at. Neither do I have the things that will help us to help you understand why I think it is important that a group of people in the community have worked so hard to collaborate, to extend themselves, to provide the acceptance that is needed in order for an agency to do what we call just community people doing community work. So, therefore, with all that sort of ambiguous talk, I will say I guess it will be important for me to come back before the next two weeks. Thank you."

Chairman Hancock said, "Commissioner McGinn."

Commissioner McGinn said, "Fran, I have a question. You made a comment and I just want to make sure I understand. I think you were funded in '98 and '99, is that correct?"

Ms. Jackson said, "Yes."

Commissioner McGinn said, "You said something about you didn't have the grading system and I guess I didn't understand that."

Ms. Jackson said, "Well, there were reports given that gave grades and we didn't have that criteria before the grades were given. We were told that the Commission wanted a grade and so they were given grades and we didn't have that criteria for grading. We simply didn't have it, that's all."

Commissioner McGinn said, "Thank you."

Chairman Hancock said, "Further questions or comments. Fran, thank you, very much. Is there anyone else here who would like to address the Commission on the item before us this morning? Thank you all for being here. I think, as time goes on, it has become more and more apparent that this is an important program for the Board of County Commissioners. Our vision is that good things come of it concerning our youth. I know it is hard to measure. It is one of those investments that we are making in our community, through agencies that provide services to our youth. It is one of those long term investments. We can only measure short term investments, but what I really hope is that in ten years or so we'll be able

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to see those long term investments come back to us in good ways. For all those agencies who applied and were not awarded grants, we want to thank you, very much, for the time and effort you put into this. For those agencies who were awarded a grant, congratulations. We hope that we see results."

Commissioner McGinn said, "We've talked about this and for all those that did apply and didn't make it, they should continue to do so every year because we look at each and every one of these, every year. Maybe one won't fit next year but another will. I just want to encourage people to continue to enter the process every year."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. I just need clarification. I know we have certain guidelines on how we ask people to submit applications and we have deadlines for the submittal and once the deadline has passed, in theory, that's the end of the submittal with the exception of the one error or mistake that we made on Communities in Schools because there was some miscommunication. I'm a little confused, I guess. We didn't spend all the money and now it is not withstanding what our rules is, is everybody now open to come back for the rest of the money, even though there were guidelines as to how long they should be working on it and what should be the committees time. We allocated an amount of money less than we had to spend, is that a message given out that regardless of whether you were approved by the committee, feel free to come back and pitch and we still have the obligation to spend the money? I'm confused as to what our process is. Does that make any sense to you?"

Mr. Buchanan said, "The process that we've used in the past years is similar to what we're proposing, if not the same as what we're proposing for this year. We took a round of applications that people met deadlines, people filled the forms outright, and we are prepared to make that recommendation, based on the information that we have currently. That is what today is about. The money that is left, we've had contingencies in the past. In the past two years, we've developed different ways of distributing those contingencies. The point is that you have budgeted in excess of \$1,000,000 to spend on prevention and if there are those programs in the community that can do that, we intend to spend all the money to provide prevention programs.

"What we're trying to do is balance the needs between being too bureaucratic and not making this system an impossible and difficult one for agencies but also to make sure that the outcomes that you have said are needed, that we've identified, that will be successful for the community keeping kids out of the Juvenile Detention Facility, those programs to balance that need, to enter contracts with agencies that provide those programs in such a way that it is not bureaucratic. At the same time, we are being as prudent and careful, as we can with the public's dollars. So, we bring to you the recommendations today. We have some

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agencies that have applied and didn't get funded that had high scores last time. We have an agency who meant one thing and said something else or we interpreted it differently. We need to examine those and do so with the committee and come back to you with a recommendation in two weeks. In an attempt to balance the need of making sure we are providing prevention programs and without being too bureaucratic, that's what the next two weeks are going to be about."

Commissioner Sciortino said, "That's fine."

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

Commissioner Winters said, "I would add to that, as we talked about this earlier and we had the recommendations from Team Justice or our Juvenile Correctional Advisory Board as to how we were going to allocate the new funds that have been granted to us by J.J.A., it was always my intention that we needed to have a contingency fund there, that we needed to have some kind of flex. We've got the J.J.A. money coming and their requirements require us to spend all that money, not to have a contingency fund, but to make sure that money is going into programs. I suggested, and I think we talked about it at one of our Commission meetings and I know I visited with Team Justice about it, is that I felt we needed to have this contingency so, as either at the very beginning of the year or as we get into the year, when we see something that needs to be supplemented or something that needs changed, the Board of County Commissioners has the flexibility to do that. I understand that we've got deadlines and we've published the criteria that we want people to subscribe to, but then I think we need to be able to take a look as Commissioners and see what is there, what makes sense, what doesn't make sense, and then lend our approach to either making adjustments, making additions, or making corrections. I think the committee has done an excellent job. I'm glad that there is some contingency funds there that we can now analyze what else is out there. Maybe there is something that we need to take a good look at and I think they're going to do that. I'm comfortable with having this contingency fund and I don't think we're opening it back up. What has been submitted has been submitted. Now we just need to look at that and see if there is any adjustments that need to be made. Does that help at all?"

Commissioner Sciortino said, "It helps a little bit but I'm not really comfortable yet, Commissioner. If we had \$1,000,000 in prevention, was a percentage of that to be set aside for a contingency fund and there was only \$900,000 to be given with \$100,000 contingency fund. If your position is we should have a contingency fund, we had \$1,000,000 to spend, what portion are we supposed to spend and what portion is to be set aside for a contingency? Or should it be \$1,200,000 and we give out \$1,000,000 and

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hold monies back. I'm a little confused on that. My only concern is that if people follow the rules and submit their applications and the deadline was met and the committee decided who to give the money to, then to say we have money that we haven't given out, so we'll come back to you and give you suggestions on how to give it out. I could hear some people in some groups crying foul. I'm just a little uncomfortable with it. This idea of a contingency fund is good, if that is indeed what we want to have, then we need to let people know that a percentage of that \$1,000,000 will always be reserved as a contingency fund."

Ms. Partridge said, "I might add that the committee, in reviewing the proposals, did not specify a specific amount they wanted to save. They funded from their choice, based on what they thought each proposal merited. They got to a certain point and said that seems to be good. It was never ever in their mind that they only had \$900,000 to allocate or anything like that."

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

Commissioner Gwin said, "Thank you. Commissioner Sciortino, I appreciate the comments that you made. One of the reasons I'm interested in having a look-see at this is that the process . . . is that this comes to us for a decision at this point. We're not on the committee. We don't get to review the applications. To this point, we've not seen any of them. So round two, as I call it, I think gives me an opportunity, then, to go back and review what has been submitted, to see maybe if there are some additions that maybe I, as a Commissioner, would like to recommend. I realize that Jeannette and the Manager may come back and give us some suggestions. I see this as a point where if I concur with the committee's recommendation, then I may look at the balance of the funding that we've allocated and see if there is not something that grabs my interest, that maybe they didn't recommend. Maybe I'm going to be supportive of a particular program that maybe the committee was kind of high on but not really. I see this as my opportunity or our opportunity as individuals to review the information and see if there is something that we think needs to be amended or added or whatever. I just see it as an opportunity for us to have a little bit more time to review it and see as a Board of County Commissioners if we have some amendments or additions."

Commissioner Sciortino said, "I appreciate that. I want to make one thing clear. I am 100% supportive of what we're trying to do on prevention. My only concerns are we had certain guidelines and rules that the community wasn't getting mixed signals and now somebody who maybe got submitted and got denied

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can come back and say 'hey, I want this' or somebody that didn't submit can say 'I'll just wait for the second round and go and lobby the five Commissioners' as opposed as going to the committee and trying to get it approved through normal channels. I'm just wanting to make sure there isn't some kind of confusion going out to the community. I'm 100% in supportive of what we're trying to do here. I like the idea of having a contingency fund, if indeed that is what we want to establish."

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

Chairman Hancock said, "I'll add to that, I suppose there is a threshold somewhere. I'm not sure where it's at. I know this is not it. It is probably pretty close, the \$128,000 we have left. I imagine that would come back and have allocated only about three quarters of our money that we have allocated for you to do the job, there might be some discussion about that. I think it is a good idea that we have some prerogative available to us that we have some flexibility and that we can look at things that might be beneficial to the community and add them to the prevention funding list. One reason, I might add, that we have a committee such as this and looking through the names, you all have a copy of those, these folks are intelligent, bright, concerned individuals that can make great decisions. They're a good bunch of folks. The reason we have a committee like that is that, hopefully, any process such as this that we can depoliticize the process, to be as subjective as possible but we still need a little bit of flexibility beyond what the committee has given us and I appreciate that. There was a lot of money left over and, hopefully, we can make some really good decisions and use the last dollars to do something that is really good for Sedgwick County. Fran, did you have something else?"

Ms. Jackson said, "Well, I was just liking the way that Ben was talking because I already feel like there is something wrong with the process when you're going to fund someone that you don't even know what they're going to do. That was just a comment that I was going to make. But that seems to muddy up your idea. If everybody knew what was expected, then you fund somebody that you don't know what you expect from them, then that does raise some questions."

Chairman Hancock said, "Sure. Commissioners, further discussion or comments on this item?"

MOTION

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Commissioner Winters moved to select proposals as presented by Jeannette Partridge to initiate prevention fund contracts.

Commissioner Sciortino seconded the Motion.

Commissioner Gwin said, "That makes action on this particular one that does not address whether or not we want any more information or any other consideration in two weeks, is that correct?"

Commissioner Winters said, "I heard Jeannette say that they are going to work for two weeks on these other issues?"

Commissioner Gwin said, "Would you be comfortable in amending that request, then, to come back in two weeks to that motion or not?"

Commissioner Winters said, "I'm comfortable to amend the motion to say that Jeannette will come back in two weeks with the updated report."

Commissioner Sciortino said, "I'm comfortable with that."

Commissioner Gwin said, "Okay, thank you."

AMENDED MOTION

Commissioner Winters moved to select proposals as presented by Jeannette Partridge to initiate prevention fund contracts and that Jeannette will return in two weeks with an updated report, January 19.

Commissioner Sciortino seconded the Motion.

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, Jeannette, good job. Next item please."

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E. AMENDMENT TO THE 1999 CAPITAL IMPROVEMENT PROGRAM (CIP) FOR ENVIRONMENTAL RESOURCES. CIP # PB-445.

Mr. Kenneth W. Arnold, Director, Capital Projects Department, greeted the Commissioners and said, "The item in front of you is an amendment to the 1999 CIP, our final one for that year, in the amount of \$42,000. This will be to provide the furnishing that are necessary for the expanded lease spaces that Environmental Resources is moving into at the Pawnee Prairie facility. I would be happy to answer any questions that you might have. I recommend your approval."

Chairman Hancock said, "Commissioner McGinn."

Commissioner McGinn said, "We just renewed the lease on that and how many years is that for?"

Mr. Arnold said, "I'll have to check on that. I believe it was for a year but I'll verify that for you. I'm not sure, I didn't work on the lease."

Commissioner McGinn said, "I'm just curious how this fits in, if you lease for a year and you spend this money to remodel, do we get any of that back?"

Mr. Arnold said, "The portion of that work that would be done, for example the carpet on the floor or those types of things, would stay, as that is part of the lease agreement that would stay. If we put work stations, panels, furniture, those types of things, those are ours and we can take those back out again if we left that facility. I'll verify that and send you a note about the exact term of the lease."

Chairman Hancock said, "Thank you, Commissioner. Further discussion? If not, the Chair would entertain a motion."

MOTION

Commissioner Winters moved to approve the CIP amendment.

Commissioner McGinn 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	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

F. PUBLIC WORKS.

- 1. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, WITH KLAVER CONSTRUCTION CO., INC. ON SEDGWICK COUNTY PROJECT NOS. 626-14-1056, BRIDGE ON 31ST STREET SOUTH BETWEEN 183RD AND 199TH STREETS WEST, CIP# B-299; 626-14-4475, BRIDGE ON 31ST STREET SOUTH BETWEEN 183RD AND 199TH STREETS WEST, CIP# B-300; 626-10-3256, BRIDGE ON 31ST STREET SOUTH BETWEEN 247TH AND 263RD STREETS WEST, CIP# B-301; 791-S-5232, BRIDGE ON 231ST STREET WEST BETWEEN 23RD AND 31ST STREETS SOUTH, CIP# B-303; 624-12-142, BRIDGE ON 23RD STREET SOUTH BETWEEN 215TH AND 231ST STREETS WEST, CIP# B-304. DISTRICT #3.**

Mr. David C. Spears, P.E., Director/County Engineer, Bureau of Public Works, greeted the Commissioners and said, "Item F-1 is a modification of plans and construction for five bridges included in one contract. The first two bridge projects are on 31st Street South between 183rd and 199th Streets West, designated as B-999 and B-300. The third is also on 31st Street South, but located between 247th and 263rd Streets West, designated as B-301. The fourth bridge is on 231st Street West between 23rd and 31st Streets South designated as B-303. The final bridge is located on 23rd Street South between 215th and 231st Streets West, designated as B-304. All of the bridges are in accordance with the Capital Improvement Program. These projects have been constructed and are ready to be finalized. There will be a net decrease of \$4,1000, due to variations in planning quantities from actual field measurements. I recommend that you approve the modification and authorize the Chairman to sign."

Chairman Hancock said, "Thank you, David. Commissioners, questions on this item? If not, what's the

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will of the Board?"

MOTION

Commissioner Winters moved to approve the Modification of Plans and Construction 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	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

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

- 2. AGREEMENT WITH PARSONS BRINCKERHOFF QUADE & DOUGLAS, INC. FOR DESIGN ENGINEERING SERVICES FOR SEDGWICK COUNTY 2000 BRIDGE DESIGN PROJECTS 791-A-5209, BRIDGE ON 231ST STREET WEST BETWEEN 117TH AND 125TH STREETS NORTH, CIP# B-316; 795-A-2713, BRIDGE ON 199TH STREET WEST BETWEEN 117TH AND 125TH STREETS NORTH, CIP# B-317; 596-16-4637, BRIDGE ON 93RD STREET NORTH BETWEEN 151ST AND 167TH STREETS WEST, CIP# B-319; 775-X-1921, BRIDGE ON 359TH STREET WEST BETWEEN 63RD AND 71ST STREETS SOUTH, CIP# B-335; 789-V-2518, BRIDGE ON 247TH STREET WEST BETWEEN 71ST AND 79TH STREETS SOUTH, CIP# B-347; AND 819-A-3276, BRIDGE ON SENECA BETWEEN 117TH AND 125TH STREETS NORTH, CIP# B-349. DISTRICTS #3 AND #4.**

SLIDE PRESENTATION

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Mr. Spears said, "On Item F-2, it is an agreement with Parsons Brinkerhoff Quade & Douglas, formerly Booker, to design six bridges this year. The first slide shows the location of the bridges throughout the County.

"For the record, the bridges are in the Capital Improvement Program and are designated as B-316, located on 231st Street West between 117th and 125th Streets North; B-317, located on 199th Street West between 117th and 125th Streets North; B-319, located on 93rd Street North between 151st and 167th Streets West; B-335, located on 359th Street West between 63rd and 71st Streets South; B-347, located on 247th Street West between 71st and 79th Streets South; and B-349, located on Seneca between 117th and 125th Streets North.

"The total contract is \$340,000, which includes surveying, geology, hydrology, right of way documents, and design. This agreement stipulates a deadline of November 1, 2000, for the completion of final plans.

"As a matter of information, here are the bridge projects that we are going to construct this year. There is the location of those. There are 18 that we are going to build this year. Twelve projects, shown in blue, will be contracted out. Six, in red, we will construct with County forces. I recommend that you approve the agreement and authorize the Chairman to sign."

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

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.

VOTE

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

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Chairman Hancock said, "Thank you. Good job, David. Good luck on those projects. Next item please."

3. RENEWAL APPLICATION WITH 22ND COMMUNICATIONS SQUADRON FOR THE SEDGWICK COUNTY ADOPT A HIGHWAY PROGRAM ON 47TH STREET SOUTH FROM ROCK ROAD TO OLIVER. DISTRICT #5.

Mr. Spears said, "Item F-3 is a renewal agreement with the 22nd Communications Squadron for the Sedgwick County Adopt A Highway Program. They will be responsible for 47th Street South between Rock Road and Oliver. I recommend you approve the agreement and authorize the Chairman to sign."

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

MOTION

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

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner 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."

G. REPORT OF THE BOARD OF BIDS AND CONTRACTS' DECEMBER 30, 1999 REGULAR MEETING.

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Mr. Darren Muci, Director, Purchasing Department, greeted the Commissioners and said, "You have Minutes from the December 30 meeting of the Board of Bids and Contracts. There are nine items for consideration.

(1) PLUMBING PIPE - SEDGWICK COUNTY ZOO
FUNDING: SEDGWICK COUNTY ZOO

"Item one, various plumbing pipes and irrigation supplies for the Sedgwick County Zoo. It was recommended to accept the low bid of Modern Distributing Company. That amount is \$11,506.67.

(2) CULVERTS - PUBLIC WORKS
FUNDING: PUBLIC WORKS

"Item two, various culverts for Public Works. It was recommended to accept the low total bid of Big R Manufacturing & Distributing, that amount \$7,326.24.

(3) FASTOR DLT 8000 DESKTOP - DISTRICT COURT
FUNDING: DISTRICT COURT

"Item three, a Fastor DLT 8000 Desktop, which is a fancy name for a data storage system for District Court. It was recommended to accept the low bid of Integrated Solutions, that amount \$17,327.

(4) OUTLOOK 2000 TRAINING SERVICES - INFORMATION SERVICES
FUNDING: INFORMATION SERVICES

"Item four, training for the Outlook 2000 software project for Information Services. It was recommended to accept the proposal of New Horizons Computer Learning Center, that amount is \$27,000. That is a not to exceed figure for use during the 2000 fiscal year.

(5) FIRE SQUAD TRUCKS - FIRE DEPARTMENT
FUNDING: FIRE DEPARTMENT

"Item five, fire squad truck for the Fire Department. It was recommended to accept the price extension

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offer by Mel Hamblen Ford. In this particular case, just one additional vehicle is needed at this time. That amount is \$40,800. You'll note that this originally received Board of County Commission approval in August of 1999.

**(6) SERVER - INFORMATION SERVICES
FUNDING: INFORMATION SERVICES**

"Item six, server for Information Services. It was recommended to accept the only bid of Dell Corporation. That amount is \$24,758.85. Dell is the manufacturer and the only source for this particular equipment.

**(7) PERSONAL COMPUTER HARDWARE & SOFTWARE - HUMAN RESOURCES
FUNDING: HUMAN RESOURCES**

"Item seven, personal computer hardware and software for Human Resources. It was recommended to accept the only bid received from Dell Computer Corporation. That amount is \$13,587. Again, Dell is the manufacturer and only source for this particular item.

**(8) FISHNET SUPPORT & SECURITY TOKENS - INFORMATION SERVICES &
DISTRICT ATTORNEY
FUNDING: INFORMATION SERVICES & DISTRICT ATTORNEY**

"Item eight, fishnet support and security tokens for Information Services and the District Attorney. It was recommended to accept the only bid received from Fishnet Security. That amount is \$10,833.21. Fishnet provides the firewall system. This is some software and some basic hardware and this is the only source for this particular equipment to match existing and there is a page following which outlines the recommendation.

**(9) PERSONAL COMPUTER HARDWARE & SOFTWARE - DISTRICT COURT
FUNDING: BYRNE GRANT - IMAGING**

"Item nine, personal computer hardware and software for the District Court. It was recommended to accept the only bid received of Gateway Computers, that amount is \$166,066. Gateway is the manufacturer and sole source of this particular brand. I will be happy to take questions and recommend approval of the minutes from the Board of Bids and Contracts."

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

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MOTION

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

Commissioner McGinn 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, Darren."

MOTION

Chairman Hancock moved to take an Off Agenda item.

Commissioner Gwin seconded the Motion.

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

VOTE

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

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OFF AGENDA ITEM

Chairman Hancock said, "Commissioners, as you know the Wichita Airport Authority has been reorganized to include, in that process, our recommendations as the Board of County Commissioners to the City Council concerning positions on that board to be made up, eventually, of 13 individuals, five from the Board of County Commissioners and seven from the City Council and one from the Regional Economic Area Partnership. At this time, I'd like for us to make those appointments, if all of us are ready. Otherwise, we can put it off for a week or so. Commissioner Winters."

Commissioner Winters said, "I have a question, I guess, of Rich. I guess I was not aware of certain requirements concerning location of residence. So, could you help me understand the requirements concerning that?"

Mr. Richard Euson, County Counselor, said, "Yes. The City has a blanket ordinance regarding all of their appointees to their boards. In that, they have restrictions on residency and relationships to City and certain other restrictions. Out of those, they carve out exceptions. We were told this morning by the City Law Department that one of the exceptions is the County's recommendations for appointments to the Wichita Airport Authority Advisory Board and so it is my understanding that there are no restrictions on those appointments and that therefore if you want to appoint somebody who is a resident outside the City of Wichita, including an incorporated area of any other city within Sedgwick County, you could do so."

Commissioner Winters said, "So there is no limitations on where a County appointee would reside."

Mr. Euson said, "That is what I was told, yes."

Commissioner Sciortino said, "But they can reside within the City limits of Wichita, if we wanted to, or without."

Commissioner Winters said, "Good, I understand that. I thought I was confused, but maybe I'm not."

Chairman Hancock said, "For the First District I have Jay Swanson, the Second District, Elizabeth Kinch, Third District, Beth Garrison, and Fourth District, Dorothy McKay, and Fifth District, Dion Avello."

MOTION

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Commissioner Winters moved to forward the nominations to the Wichita City Council.

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 please."

CONSENT AGENDA

H. CONSENT AGENDA.

1. Right-of-Way Agreements.

- a. One Easement for Right-of-Way and two Temporary Construction Easements for Sedgwick County Project No. 807-K, L, N ½ M; Maize Road between 21st and 45th Streets North. CIP #R-246. Districts #3 and #4.
- b. Two Easements for Right-of-Way for Sedgwick County Project No. 839-N; 143rd Street East between 13th and 21st Streets. District #1.

2. Right-of-Way Easements.

The following tracts of land have been granted by Easement for Right-of-Way at no cost to the County. The Director of Code Enforcement requested the Easements as a condition of receiving Platting Exemptions on unplatted tracts.

- a. Road Number 640-27, Owners: Douglas J. Burkes and Crystal L. Burkes, located in the Northeast Quarter of Section 16, Township 29 South, Range 1 East, more specifically located on the west side of Hydraulic and south of 87th

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Street South. Salem Township. District #2.

- b. Road Number 642-23, Owners: Steven L. Nossaman and Sandra C. Nossaman, located in the Northeast Quarter of Section 23, Township 29 South, Range 1 West, more specifically located on the west side of West Street and south of 95th Street South. Ohio Township. District #2.
- c. Road Number 771-U, Owners: Scott A. Lehner and Martha L. Lehner, located in the Southeast Quarter of Section 18, Township 28 South, Range 4 West, more specifically located on the west side of 391st Street West and north of 47th Street South. Morton Township. District #3.
- d. Road Number 771-U, Owners: Scott A. Lehner and Martha L. Lehner, located in the Southeast Quarter of Section 18, Township 28 South, Range 4 West, more specifically located on the west side of 391st Street West and north of 47th Street South. Morton Township. District #3.
- e. Road Number 608-22, Owner: Randy A. Sullard, located in the Southwest Quarter of Section 22, Township 26 South, Range 1 West, more specifically located on the east side of Ridge Road and north of 45th Street North. Park Township. District #4.
- f. Road Number 636-36, Owner: Melisa L. Carpenter, located in the Northeast Quarter of Section 1, Township 29 South, Range 2 East, more specifically located on the west side of 159th Street East and south of 71st Street South. Rockford Township. District #5.
- g. Road Number 636-36, Owner: Melisa L. Carpenter, located in the Northeast Quarter of Section 1, Township 29 South, Range 2 East, more specifically located on the west side of 159th Street East and south of 71st Street South. Rockford Township. District #5.

3. Floodway Reserve Easements.

The following tracts of land have been granted by Easement for Floodway Reserve at no cost to the County. The Director of Code Enforcement requested the Easements as a

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condition of receiving Platting Exemptions on unplatted tracts.

- a. Owners: Stanley Phan and Kimberly T. Phan, located in the Southeast Quarter of Section 23, Township 28 South, Range 1 West, more specifically located on the west side of West Street and north of 55rd Street South. Waco Township. District #2.
- b. Owners: Scott A. Lehner and Martha L. Lehner, located in the Southeast Quarter of Section 18, Township 28 South, Range 4 West, more specifically located on the west side of 391st Street West and north of 47th Street South. Morton Township. District #3.
- c. Owners: Scott A. Lehner and Martha L. Lehner, located in the Southeast Quarter of Section 18, Township 28 South, Range 4 West, more specifically located on the west side of 391st Street West and north of 47th Street South. Morton Township. District #3.
- d. Owners: Mary L. Tinsley and Steven A. Tinsley, located in the Southwest Quarter of Section 2, Township 28 South, Range 3 West, more specifically located on the east side of 247th Street West and north of 31st Street South. Afton Township. District #3.
- e. Owners: Stephen J. McMillen and Terry L. McMillen, located in the Northeast Quarter of Section 24, Township 29 South, Range 2 West, more specifically located on the west side of 119th Street West and south of 95th Street South. Ninnescah Township. District #3.

4. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V99099	\$245.00		Towanda Gables
V99089	\$233.00		Towanda Gables
V99087	\$282.00	5	Cottage Grove

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

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<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V97010	\$475.00	\$474.00
V97010	\$248.00	\$475.00

- 6. Order dated December 29, 1999 to correct tax roll for change of assessment.**
- 7. General Bills Check Register of December 30, 1999.**
- 8. Budget Adjustment Requests.**

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

MOTION

Commissioner Gwin moved to approve the Consent Agenda as presented.

Commissioner McGinn 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. Is there further business?"

I. OTHER

MOTION

Regular Meeting, January 5, 2000

Commissioner Gwin moved that the Board of County Commissioners recess into Executive Session for 60 minutes to consider consultation with Legal Counsel on matters privileged in the Attorney Client relationship relating to pending claims, litigation, legal advice, and personnel matters of non-elected personnel, and that the Board of County Commissioners return from Executive Session no sooner 12:34 p.m.

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	Aye
Commissioner Ben Sciortino	Aye
Chairman Bill Hancock	Aye

Chairman Hancock said, "We're in Executive Session."

The Board of Sedgwick County Commissioners recessed into Executive Session at 11:34 and returned at 12:55 p.m.

Chairman Hancock said, "I'll bring the meeting back to order. Let the record reflect that there was no binding action taken while in Executive Session. Anything else? We're adjourned."

J. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 12:55 p.m.

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

BILL HANCOCK, Chairman
Second District

Regular Meeting, January 5, 2000

BETSY GWIN, Chair Pro Tem,
First District

THOMAS G. WINTERS, Commissioner,
Third District

CAROLYN McGINN, Commissioner,
Fourth District

BEN SCIORTINO, Commissioner
Fifth District

ATTEST:

James Alford, County Clerk

APPROVED:

_____, 2000