

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

June 14, 2000

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., on Wednesday, June 14th, 2000 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem Carolyn McGinn; Commissioner Betsy Gwin; Commissioner Bill Hancock; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Marty Hanks, Field Supervisor, Animal Control; Mr. Glen Wiltse, Director, Code Enforcement; Mr. Tom Pollan, Director, Emergency Medical Service (EMS); Mr. Jarold D. Harrison, Assistant County Manager; Ms. Deborah Donaldson, Director, Division of Human Services; Mr. Mr. Mark Masterson, Director, Department of Corrections; Ms. Irene Hart, Director, Division of Community Development; Dr. Mary Dudley, Director, Regional Forensic Science Center; Mr. Ray Bell, Director of Finance, Department on Aging; Mr. James Alford, County Clerk; Dr. Jaime Oeberst, MD, Deputy Medical Examiner/ Deputy Coroner, Regional Forensic Science Center; Mr. John Nath, Director, Kansas Coliseum; Mr. David Spears, Director, Bureau of Public Works; Mr. Darren Muci, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Lisa Davis, Deputy County Clerk.

GUESTS

Mr. George Lee, Owner, Riverside Mobile Home Park, Inc.

Ms. Martha Neu Smith, Executive Director, Kansas Manufactured Housing Association.

Chairman Winters said, "Before we call the Invocation, I would like to recognize Phil Miller, who is here to present the Invocation this morning. Phil, if you'd come up to the podium for just a second before we get our meeting under way. Phil is a good personal friend for years, back when he was in the bank in the Westlink area and our neighborhood bank. I've know Phil's wife, Kathy, since we were in high school and Phil and Kathy are active participants in Trees for Life, as full time participants. For the last two winters, they have spent in India, working on the Trees for Life, come back to Wichita to spend the summer months and have just really been great stewards of the earth and talking about how people can help themselves. Phil, would you take just a moment to talk to us about Trees for Life. As people probably see this on the Agenda, maybe there are some that are not familiar with Trees for Life and what you all do."

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Mr. Phil Miller, Member, Trees for Life, greeted the Commissioners and said, “Be happy to. Trees for Life was founded right here in Wichita, in 1984, by Balbir Mathur, who had been a successful businessman in this area and decided that life was calling him in a different direction and that, somehow, he should address the concerns of poverty and hunger throughout the world. His answer was to form the organization ‘Trees for Life’ and our basic activity is encouraging people in countries where there is not enough food, encouraging them to plant fruit trees as a way to provide nutritious food for many years.

“That work is still going on but as some people have liked to style it, Trees for Life has branched out in recent years and, actually, my wife and I are associated with a school in north-central India. A school of about 1,200 children, where we are sharing what we know about English and computers, because this is one of the schools in that country that is on the cutting edge of where education is headed in this twenty-first century. So, the work is varied. Principally, we’re operating in Guatemala, in Haiti, India and Cambodia at this time.”

Chairman Winters said, “Well, Phil, thank you very much. We’re glad you’re here and we’re appreciative that there’s folks like you out there doing the kinds of things you’re doing to help others.”

Mr. Miller said, “Thank you for this opportunity to say a little something about the organization and I would invite anyone and everyone to stop by our office at 3006 West St. Louis. We are occupying the former Field Elementary School and we’d love to have anyone who is interested in getting a little more information come by and we’d be glad to give you a tour.”

Chairman Winters said, “Thank you very much. Madam Clerk, would you call the next item.”

INVOCATION

The Invocation was led by Mr. Phil Miller of Trees for Life.

FLAG SALUTE

ROLL CALL

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

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CONSIDERATION OF MINUTES: Regular Meeting, May 17, 2000

The Clerk reported that all Commissioners were present at the Regular Meeting of May 17th, 2000.

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

MOTION

Commissioner McGinn moved to approve the Minutes of May 17th, 2000.

Commissioner Sciortino seconded the Motion.

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

VOTE

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

Chairman Winters said, "Next item."

YOUR COUNTY SERVICES

A. ANIMAL CONTROL.

Chairman Winters said, "Commissioners, as you know, we've been taking a few moments at the beginning of each Meeting to hear a bit more about the details of some of the County Departments that are providing services for the citizens of Sedgwick County. This morning we've got Marty Hanks with Animal Control here. Marty, welcome to our Commission Meeting and we're interested to hear a little bit about what you do."

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Mr. Marty Hanks, Field Supervisor, Animal Control, greeted the Commissioners and said, “Thank you. My given name is Thomas Martin Hanks and I’m the Field Supervisor for Sedgwick County Animal Control. Friends and colleagues, more often than not, refer to me as Marty, which is a nickname. In different instances, I’m called different things. Some places I’m Tom. Some places I’m just Hanks. And some places I’m called names that I cannot repeat. So, just as I have several different names that I answer to, so does our department.

“Sedgwick County Animal Control, the name says who we are and it does imply what we do but, since you’ve allowed me this time, please let me share with you your county services.

“We are responsible for the enforcement of animal control laws that have been set forth in Section 5 of the Sedgwick County Code. We protect the general public from injury and/ or disease, protect animals from improper use/ abuse, neglect, and/ or inhumane treatment. We encourage responsible pet ownership, through educational classes and workshops. We’re responsible for issuing citations and we investigate complaints of cruelty to animals. We pick up stray nuisance domestic animals and, because it is County Animal Control, we’re not just talking dogs and cats but we also have taken up cattle, horses, goats, pigs, different types of farm livestock, etcetera.

“We deliver and set up live, humane traps to capture domestic and wild animals. The domestic animals that we capture are transported to the Wichita Animal Shelter, at 3303 N. Hillside, while wild animals are normally relocated to a less populous portion of Sedgwick County, with the exception of skunks. Skunks we do shoot, in the trap, with a .22 rifle because they are the largest carrier of rabies in our part of the country.

“I guess, one of the all-time favorites, we are responsible for picking up what is referred to as ‘road kill’. Now, these services are provided to the unincorporated portions of Sedgwick County and through interlocal agreements that we have with some of the smaller cities in Sedgwick County, we also provide services to them. We have what is considered a full, or a partial agreement. Six of the small cities in the County we have full agreements with, and that means that we do all of the animal control, policing, picking up, issuing the citations. Those cities are Andale, Bel Aire, Bentley, Cheney, Kechi and Viola. And we have a partial agreement with six other cities, which would include Colwich, Derby, Garden Plain, Goddard, Haysville and Valley Center. On the partial agreement they do their own enforcement, but we pick up their animals, from their shelter, and transport them to the Wichita Animal Shelter.

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“Additionally, our department has made itself available outside our jurisdictional boundaries, when requests have come from other government entities. Several years ago, we assisted Butler County Sheriff’s Department in picking up in excess of 50 pit bulls from an investigation where it was a marijuana dog fighting ring. More recently, we assisted Wichita Animal Control with a cattle spill at 21st North and I-35. We not only used the manpower of our department, but we also were asked to bring along stock panels and that was because at that time there were probably 30 head of cattle that were running loose on the highway and there was no way to contain them until we were contacted and got there.

“Our office is located at 1015 Stillwell, which is at the County Yards. We take animals that are picked up to the Wichita Animal Shelter at 3303 N. Hillside. Phone number is 383-7070. We also have a 1-800 number, which is 1-800-529-0709. Sherdeill Breathett is the Director of Sedgwick County Animal Control. If there are any questions that I have raised from this short presentation, I would be more than delighted to try and answer those at this time.”

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

Commissioner Gwin said, “Marty, just real quickly, you cover cities from Andale to Viola to Kechi and then all of the unincorporated areas of the County. How many folks are there in this department?”

Mr. Hanks said, “Well, actually, we are a very small department. Besides myself and Sherdeill, who is the Director, we have three other full-time and one part-time officer.”

Commissioner Gwin said, “I am assuming then that you are very busy.”

Mr. Hanks said, “Yes, ma’am.”

Commissioner Gwin said, “Thank you. Thank you, Mr. Chairman.”

Chairman Winters said, “Thank you. Commissioner McGinn.”

Commissioner McGinn said, “Thank you. I wanted to talk about road kill just for a minute, because there’s been some confusion about what parts we’re responsible for. If they’re on the road we remove them, but if they’re on the right-of-way we don’t do anything. Do we?”

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Mr. Hanks said, "You're partially correct. Even on the right-of-way we do remove them. The only thing, here recently, we've been unable to remove from the right-of-way are large carcasses of deer. We used to contract with National By-product. They are no longer accepting deer or goats or sheep. So, that's something we just have to pull and make sure it's off the roadway and, unfortunately, nature has to take its course."

Commissioner McGinn said, "And that's what I got a call on, was the deer, and wondered why it wasn't removed. I was just curious, how long did it take to round up all the cattle there at 21st Street? Looked like you were having a heck of a time on the news?"

Mr. Hanks said, "We were probably there four and a half, five hours all total, until it was all done and opened back up for traffic."

Commissioner McGinn said, "Thank you."

Chairman Winters said, "Thank you very much. Marty, thanks for your presentation. It was informative and we do appreciate the work that you and the rest of the folks in Animal Control do for the citizens. So, thank you very much, for sharing with us today."

"All right, Madam Clerk, next item please."

NEW BUSINESS

- B. RESOLUTION REGARDING THE SUFFICIENCY OF A PROTEST PETITION RELATING TO THE CREATION OF A ROAD IMPROVEMENT DISTRICT IN SEDGWICK COUNTY, KANSAS; MAKING CERTAIN FINDINGS RELATING THERETO; AND REPEALING RESOLUTION NO. 12-2000 (OVERBROOK 2ND ADDITION-PHASE 4).**

POWERPOINT PRESENTATION

Mr. Richard A. Euson, County Counselor, greeted the Commissioners and said, "The matter before you this morning involves a sufficiency of petitions in the Overbrook 2nd Addition, 9th Street Road Improvement District. The Overbrook 2nd Addition is located, generally, in an area north of Central and east of 143rd Street East, in eastern Sedgwick County."

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“By way of background, you might recall that the Board of County Commissioners heard hearings on the 9th Street project on December 22nd, 1999 and on February 11th of this year. The Commissioners created the district on February 11th and a resolution was published, according to law, at that time.

“The resolution was passed, on accordance with the County’s Charter Resolution number 42, which provides for a protest, and a protest was received within the time provided in our charter resolution.

“The slide before you shows, in the dark line, shows the portion of 9th Street proposed to be improved and the blue outline shows the boundaries of the Improvement District.

“Charter Resolutions number 42 provides that the improvement shall not commence if within 20 days after publication, written protests are signed by both 51% or more of the resident owners of record of property within the benefit district and owners of record of more than half the total area of the benefit district. The charter requires that the Board of County Commissioners be the judge of the sufficiency of any protest.

“The Department of Public Works and the County’s Bond Counsel and our office have determined that a protest in this matter is sufficient and we have prepared a resolution which, if adopted, would repeal the February action and effectively dissolve the road improvement district.

“This slide before you now shows the properties that have made this protest. And I might say that there were a little over 70% of the resident owners of record and a little over 70% of the area proposed to be assessed that have protested this.

“There is no requirement for a public hearing on this but there may be persons present who might want to speak. Joe Norton, the County’s Bond Counsel, is present and Jim Weber, Deputy Director of Public Works is also present and I’m available for your questions.”

Chairman Winters said, "All right, thank you, Rich. Commissioner Gwin.”

Commissioner Gwin said, “I’ll wait and see if there’s any one out in the public.”

Chairman Winters said, “This is not an official public meeting but is there anyone here in the audience who would like to address the Commissioners regarding this Resolution that we’re going to consider? Is there anyone here who would like to address the Commissioners on this petition concerning Overbrook

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2nd Addition, 9th Street? All right, I see no one. Commissioner Gwin.”

Commissioner Gwin said, “Thank you, Mr. Chairman. I think you all, certainly by looking at the protest, would remember that this is a very contentious project when it came to us and although the folks in the outlined area were to be the ones who would have to pay for the project, the folks who were not in that District were some of the people who most wanted 9th Street to be completed. But they, of course, were not people who would have to pay for it.

“So, as you remember, the neighborhood was certainly not in agreement as to what the right answer would be but when it came to the democratic process working, obviously, the folks in that Improvement District told us that they don’t want to proceed with the project as we had authorized it. I’m certainly comfortable with that.

“If you remember, the Township Trustee indicated that Minneha Township would stand ready to improve this roadway if we didn’t complete the project as we had authorized it. And so, at the end of our meeting today, I will inform him by mail of our action so that if he and the Township feel it’s appropriate, they can go ahead and work on the road improvement as they see fit. Then I also plan to contact one person on each side of the issue. I have a couple of point people on each side, and again, let them know what our decision was. That we accept the petition this morning. The project is not going to proceed and just to advise them as a courtesy.”

MOTION

Commissioner Gwin moved to adopt the Resolution.

Commissioner Hancock seconded the Motion.

Chairman Winters said, "Then again, recapping one more time, by the approval and adoption of this Resolution this project is canceled.”

Mr. Euson said, “That is correct.”

Chairman Winters said, “All right. Commissioners, is there any other discussion or comment? Seeing none, call the vote.”

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VOTE

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

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

C. RESOLUTION ESTABLISHING REGULATIONS FOR CONSTRUCTION OF ABOVE OR BELOW-GRADE STORM SHELTERS FOR EVERY MANUFACTURED HOME PARK WITHIN THE UNINCORPORATED AREA OF SEDGWICK COUNTY, KANSAS, OF TEN OR MORE MANUFACTURED HOME SPACES AFTER JULY 1, 2000; AND CREATING ARTICLE VIII OF CHAPTER 6 OF THE SEDGWICK COUNTY CODE.

Mr. Glen Wiltse, Director, Code Enforcement, greeted the Commissioners and said, "This Resolution will establish the requirement for the construction of a storm shelter in new manufactured home parks. It has specific requirements in it that detail the space requirement, per mobile home or manufactured home lot. It requires the engineering of the structure. It will require lighting or, in the event of a power failure, it does have emergency lighting within it and then, if it's a below-grade shelter, it will also require some form of removal for any storm water that could come into the shelter itself."

"As I stated earlier, this does not affect any of the existing manufactured home parks and some of the reasons why we looked at it in that direction were that manufactured home parks would be, currently, the only industry or commercial venture that would be required to have storm shelters because none of the existing building codes, throughout the nation, actually require shelters, whether it be for churches, schools, apartment buildings, or anything. At this point, there are no actual requirements anywhere, unless they're just adopted by local jurisdiction. Also, in the event that we do have one park, to the best of our knowledge that does not have a shelter, but they do have an agreement with, I believe, two or three churches is what we've been told. We've never verified the distance to these churches that would allow the park residents to use the shelter or how they actually allow them to get in in the event of that, but this

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is what we're told by the office.

“Another reason why we chose to address it toward the new facilities only is that we honestly have not had complaints of saying, ‘hey, we need a shelter at these parks’. So, we looked at just requiring the new parks to have them.

“One other reason is that if you, in the older parks, if you require the shelter, in most cases, there's not land available to place the shelter in it, without requiring them to remove some of their manufactured homes so they could place it in the area that it actually need to go for distance requirements to the individual manufactured homes.

“That's basically the way the ordinance reads and I'm available for any questions, if you have them.”

Chairman Winters said, "All right, thank you, Glen. I know that Commissioner McGinn has spent a lot of time and effort on this project, so she has some comments that she'd like to make. This is not really an official public meeting, we don't need to have a public meeting to adopt this resolution, but I think I am going to ask if there's anyone here who would like to talk or would like to address this. We'll let them do that. Commissioner McGinn."

Commissioner McGinn said, “Thank you, Mr. Chairman. Glen, just stay up here, I guess for a minute. I do have one clarification to make.

“I see, in our audience, that we have George Lee, who is a local park owner here in Wichita and Martha Neu Smith and I would like for them to come up and just share a few things because they were a part of that team. But before we do, I would just like to talk about how positive this whole process has been and then the work that was produced. And one is the consistency that this has with City of Wichita, as they grow out, we'll have parks that are more consistent with the regulations that they have. But mostly the safety feature. There's a place where people can go for shelter. But I'd also like to point out that this is just one piece of the puzzle. Although it is a very important piece to have safety close by, other pieces of that puzzle has to do with awareness and people becoming alert when they do see the sky grow dark and the leaves start to rustle. And they need to tune into a radio and be aware and those kinds of things.

“Another great feature for the parks out there is the marketing aspect. They can, when they sell to other folks to come to their parks, they have that feature to offer, and I think George can speak to that.

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“One question that I had for you Glen, I just want to make sure that we’re clear here. If they add ten units, they have to add a shelter. And if they add three one year they don’t but if they add seven another year, and now they’re up to ten, they have to add.”

Mr. Wiltse said, “They would have to add, at that point. In all honesty, we don’t think that anybody will add small increments, because typically they’re going to get into the process of either re-zoning, Conditional Uses, those types of things, so we think whenever someone wants to add any additional spaces, they’re going to go with the larger additions, because of the time frames and the cost involvement to add utilities and all that.”

Chairman Winters said, “All right. Commissioner Sciortino has got a question, I think.”

Commissioner Sciortino said, “Just one quick one, for clarification. I was trying to get it from Commissioner McGinn was conversing with you. Existing trailer parks, let’s say, for example, an existing trailer park has eight slots and they add five. Will they come under this ordinance, even though their an existing trailer park?”

Mr. Wiltse said, “That’s correct. Once they reach that ten, they would have to add.”

Commissioner Sciortino said, “What about an existing trailer park that has twenty and they don’t add?”

Mr. Wiltse said, “They stay as they are.”

Commissioner Sciortino said, “Let’s say they add ten?”

Mr. Wiltse said, “Then they would have to add a shelter.”

Commissioner Sciortino said, “Okay.”

Chairman Winters said, “All right. Thank you. Commissioner?”

Commissioner McGinn said, “That’s all I have for you, Glen. I guess I’d like to have Martha Neu Smith come up and visit just a little bit. She was on the panel as well and she works for Manufacturing House Industry. And, so share a little bit about some of the things you brought to the table that really helped us go through this process.”

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Ms. Martha Neu Smith, Executive Director, Kansas Manufactured Housing Association, greeted the Commissioners and said, “Well, the manufactured housing industry has tried to be pro-active in the storm safety arena. You may recall, last fall, I presented the Play it Safe Program to this body. That program has been implemented in Kansas and what that program does, you may recall, it has two focuses. One is preparedness. The other is early warning. The preparedness aspect is to train our manufactured home community operators and owners on what they need to do to be prepared in case of an emergency. Not only the community owners, but also it trains the community owners as to how to get their residents involved in the preparedness plan and what residents need to do to be prepared. There is, I believe, it’s a one year, eighteen month follow-up on the program. George Lee, who owns a community in Wichita, has implemented the program and is going through it, along with a lot of other people.

“The second aspect is the early warning and that was through the NOAA Weather Radios. Our national association, Manufactured Housing Institute, negotiated an agreement with Oregon Scientific, who is a supplier of NOAA Weather Radios, to provide NOAA Weather Radios to residents at a significantly discounted price. Just this week, we received notice that they have expanded that portion of the program to include the new technology in NOAA Radios, which is the SAME Weather Radios. That new technology allows you to encode your weather radio, so that you receive weather information that is pertinent to your district or your area only. I believe it’s through zip code. So, we have expanded that, since we all worked together on the task force.

“Another aspect of our proactiveness is the State Association has provided model forms to community managers. Part of these forms are, like, model rules and regulations, model rental agreement and there’s one document that is called a disclosure agreement. In that disclosure agreement, we voluntarily put into that a section that would disclose to a potential resident whether or not the community that they are looking at has a storm shelter and where the storm shelter is located. That’s important because that document is signed and read through before the potential resident actually signs the rental agreement. So, if the issue of storm shelters, storm safety has not come to mind, this is a way to jog that persons memory and say, ‘I can make an informed decision.’ I do or do not want to go into this community, because it does or does not have a storm shelter. So, those are several ways in which we have tried to become proactive in the storm safety arena.

“We think storm safety is important, not just to our residents, but to all residents, all citizens. So, I’d be

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happy to answer any questions.”

Chairman Winters said, “All right, I just have one. Have you reviewed this Resolution that we’re considering today and what’s your opinion of it?”

Ms. Neu Smith said, “Yes I have and we do support the proposed ordinance and its correct form.”

Chairman Winters said, “Okay. Commissioner?”

Commissioner McGinn said, “I just wanted to say thank you for coming down all those weeks. She drives from Topeka and she attended all the meetings that we had, to help work through this whole process. And the fact that you brought the Play it Safe Program to us, an excellent program and I’m glad to hear about that. And if George wouldn’t mind, here in just in a couple of minutes, I understand he started the process and I think, when I first met George, you hadn’t begun it and now you are going through, and so I’d like to just hear a few experiences from you.

“The last thing, though, Martha, I was glad to hear about the NOAA Radio and we heard it here first and since you’re in Topeka you’re probably not aware, it has since been on television stations, it’s been in the paper, other things so that the news is really getting out there about the NOAA Radio. Mine went off twice last night.”

Ms. Neu Smith said, “Did it? Well, I have the new brochure that we’ll be sending out and the SAME is really going to be a nice feature, so that it doesn’t go off for everybody in the State of Kansas. I’ll certainly leave this, so you can see that significant savings that the industry has negotiated.”

Commissioner McGinn said, “And we’ll pass that on to our Communications person and maybe we can try to get some of that on our Website. I think some of that is on there already, but we can update that. So, thank you.”

Ms. Neu Smith said, “Well, thank you.”

Commissioner McGinn said, “Ben, did you have a question for Martha?”

Commissioner Sciortino said, “I’ll wait until the public . . . no, I have nothing.”

Commissioner McGinn said, “Okay. George, could you come up and just share a few things?”

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Mr. George Lee, Owner, Riverside Mobile Home Park, Inc., greeted the Commissioners and said, “We have implemented the Play if Safe Program, starting in January. It is a 24 month program. Right now, we’re at a point where we’ve acquired some radios, the weather warning radios, and are going through various efforts to distribute them, at a small fee, to our residents. The program itself is both pre-storm or pre- any kind of disaster and then a post-disaster situation. So, I was interested in Mr. Hanks this morning, talking about pets. That’s one of the areas that’s covered in our storm shelter education processes, is that pets can create an unusual circumstance in storm shelters when there’s a number of pets. So, I’m excited about the program, what it’s doing, what some of the response of the residents has been is very positive. So, I’m looking forward to moving right along and keep going on the program.”

Commissioner McGinn said, “Well, thank you for spending all the time that you did on that panel, as well, and I really think the safety and the awareness is a very important piece, because you can have a storm shelter every 25 feet, but if you’re not alert to what’s going on outside and what kind of weather is coming towards our community, it’s not going to do you any good either. Thank you, George.”

Chairman Winters said, “All right, thank you. Commissioner Sciortino.”

Commissioner Sciortino said, “Thank you. I just have a small comment, Mr. Chairman. I want to compliment you, Commissioner McGinn and also I believe Councilman Joe Pisciotte worked with you on this also, if I’m not mistaken, on this wind abatement thing. I’m continually amazed at what can happen when the private sector joins hands with government, in working toward ‘how can we accomplish something that will make it safer, better for the community’. What I was not aware is the amount of activity that the Association was involved in, the individual park owners. I just want to compliment them. Often times, we can sometimes see an entrenched, defiant, no, no, no but instead of that we have a very proactive willingness to work with us to see how the residents of those parks could live a safer life and I just wanted to compliment you and City Councilman Pisciotte, I believe, and Bob Martz and the Association. It’s really great and gratifying. Thank you.”

Chairman Winters said, “All right, thank you. Is there anyone else, from the public, who would like to address the Commissioners on this Resolution we’re about to consider? Is there anyone else who would like to address the Commissioners on this Resolution concerning manufactured home parks and shelters?”

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All right, seeing no one, I've got a couple of more questions. Commissioner Hancock."

Commissioner Hancock said, "Thank you. I'd like to talk to Glen. Glen, the Resolution that we're looking at today, does it affect mobile home subdivisions?"

Mr. Wiltse said, "Yes, it would."

Commissioner Hancock said, "We're talking about large lot subdivision, on blocks and tie-downs?"

Mr. Wiltse said, "If they are individually owned, I would say no. If it is a park, basically, then yes it would."

Commissioner Hancock said, "So, individually owned lots wouldn't be affected by this?"

Mr. Wiltse said, "To the best of my knowledge, no. So, I guess that would not be a sub . . . I mean, the subdivisions are individually owned but I don't believe that would affect that because it would be just like a stick frame home being placed in a typical . . . because they're on permanent foundation. They're tied down. A subdivision requires the permanent foundation and the tie-down system."

Commissioner Hancock said, "I guess I'm using the term subdivision as individually owned lots within the individually owned homes."

Mr. Wiltse said, "The way I understand the Zoning Code, the subdivision distinguishes it as requiring the permanent foundation and the tie-downs. In the manufactured home park they can place single-wides, double-wides or the residential design homes, without permanent foundation. I think, typically, your parks are going to be privately . . . one owner is going to own all of the land and then they just lease it out."

Commissioner Hancock said, "And those are the one's that are affected?"

Mr. Wiltse said, "Right. But, if a subdivision was individually owned. It would be just like buying a tract of land in any other platted part of the County, so it would be up to the individual to provide their own shelter, at that point."

Commissioner Hancock said, "Okay. That's all I needed to know. Thank you, Glen."

Chairman Winters said, "Thank you. Commissioners, are there other comments or questions? If not,

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what's the will of the Board?"

MOTION

Commissioner McGinn moved to adopt the Resolution.

Commissioner Hancock seconded the Motion.

Commissioner Hancock said, "Could I make one other comment?"

Chairman Winters said, "Yes you can. Commissioner Hancock."

Commissioner Hancock said, "Just for those who may be watching, some time ago we started working with the City of Wichita on a number of projects. This is one of those projects that came out of COMPACT 2000 with the City of Wichita. There are more ongoing, some of the things that we're doing together, our Commissioners along with the members of the City Council and staff and members of, in this case, industry and public. And it's really turning out some really good work and I want to congratulate everyone on that. Appreciate the efforts and the hard work you've put in. Very good."

Chairman Winters said, "All right, thank you. Is there any other discussion on the Motion? Seeing none, call the vote."

VOTE

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

Chairman Winters said, "And I do just want to take one more opportunity to thank the people who worked on this. Commissioner Sciortino has done that, but again, to Martha Neu Smith from Topeka and the Kansas Manufactured Housing Association, we appreciate all your work and help. And to George

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Lee, the operator/ owner of Riverside Mobile Home Park. I think we've got two progressive thinking folks here that assisted in this and Commissioner McGinn, we certainly appreciate all your efforts. We know you had a great deal to do with the success of this and Glen, we appreciate your help. So, I think this is a good project. So, thank you."

"Next item."

D. AGREEMENT WITH MIDIAN ANTIQUE AUTOS FOR USE OF SEDGWICK COUNTY PARK AUGUST 31, 2000.

Mr. Jarold D. Harrison, Assistant County Manager, greeted the Commissioners and said, "This is an agreement with Midian Antique Autos for use of the park. It is not for a public car show as such. This car show is, basically, for the members of this club and their invitees but since they're going to have a car show in the park, we thought it required a use agreement. It is our standard form use agreement and is subject to receipt of a certificate of insurance. Would recommend your approval."

Chairman Winters said, "Thank you. Commissioners?"

MOTION

Commissioner Hancock moved to Approve the Agreement 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 Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

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E. AGREEMENT WITH BUTLER COUNTY COMMUNITY COLLEGE TRAINING PROGRAM FOR SEDGWICK COUNTY EMERGENCY MEDICAL SERVICE (EMS) TO PROVIDE FIELD INTERNSHIPS FOR TRAINING PROGRAM STUDENTS.

Mr. Tom Pollan, Director, Emergency Medical Service (EMS), greeted the Commissioners and said, "Again, this is an annual agreement with Butler County to provide field internship for their students, so that they can become attendants in the State of Kansas. This is for our EMTs and they ride about eight hours with us, just for observation purposes. I would recommend your approval and allow the Chairman to sign."

MOTION

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

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

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F. DIVISION OF HUMAN SERVICES.

1. CONTRACT WITH BREAKTHROUGH CLUB TO PROVIDE SUPPORTED EMPLOYMENT PROJECT SERVICES FOR INDIVIDUALS WITH SEVERE AND PERSISTENT MENTAL ILLNESS.

Ms. Deborah Donaldson, Director, greeted the Commissioners and said, "This first contract is with Breakthrough Club to help and assist individuals obtain and maintain employment. This is competitive employment, which is an important aspect of the outcomes that we work with the State on and we continue to hear from consumers that this is one of their desires. To work in the community and be a part of that community. The amount is \$58,940 and those are State funds. I'll be glad to answer any questions."

Chairman Winters said, "All right, thank you. Commissioners? Commissioner Sciortino."

Commissioner Sciortino said, "Mr. Chairman, just one observation. I have a friend who has taken advantage of that and is now gainfully employed and I can't begin to tell you the look on that individual's face. I mean, he's productive. He feels like he's a member of society now. He's not cast as something different, although he has some limitations. I wholeheartedly support this. But, it's just an observation of having first hand knowledge of one individual who has gone through this program."

Chairman Winters said, "Thank you very much. Commissioners, are there other comments or questions?"

MOTION

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

Commissioner Sciortino seconded the Motion.

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

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VOTE

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

Chairman Winters said, "Next item."

2. WAIVER OF POLICY TO FILL THE POSITION OF BUSINESS DEVELOPMENT/PUBLIC RELATIONS DIRECTOR AT RANGE 22, STEP 8.

Ms. Donaldson said, "Commissioners, the individual that we're considering for this has experience, about seven years of experience in doing this type of work. One of her real specialties is marketing services to physicians and truly, our future will be integrating mental health and substance abuse services with general health care, and so she brings some tremendous assets to this position. I would recommend your approval."

Chairman Winters said, "Commissioners, you've heard the report. Questions or comments? If not, what's the will of the Board?"

MOTION

Commissioner Hancock moved to Approve the policy waiver.

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

Chairman Winters said, "Next item."

3. WAIVER OF POLICY TO FILL THE POSITION OF DIRECTOR OF OPERATIONS AT RANGE 26, STEP 7.

Ms. Donaldson said, "Commissioners, this particular position involves an individual who has extensive public experience, has worked in human resources, finance, information technology, program analysis and project management. I would recommend your approval."

MOTION

Commissioner Hancock moved to Approve the policy waiver.

Commissioner Gwin seconded the Motion.

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

VOTE

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

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

4. AGREEMENTS (TWO) WITH THE KANSAS DEPARTMENT ON AGING

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AND KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES FOR CENTRAL PLAINS AREA AGENCY ON AGING TO PROVIDE CARE LEVEL I AND CARE LEVEL II SERVICES.

Ms. Ray Bell, Director of Finance, Department on Aging, greeted the Commissioners and said, "I'm here to ask for your approval of the State agreement for the 2001 client assessment referral evaluation program. This program is operated, as a State mandated program, since January 1st, 1995. Under this program, the Agency is responsible for performing all nursing home pre-assessment in Sedgwick, Harvey, Butler Counties, in accordance with the KDOA (Kansas Department on Aging) agreement, State and Federal laws.

"Financial considerations; this program is fully funded by Medicaid funds and no County funds are requested. There are no foreseeable legal ramifications and Care is a mandated State program, administered by each of the eleven area Agencies on Aging and I ask that you approve this program."

Chairman Winters said, "Thank you. Commissioners? Commissioner McGinn."

Commissioner McGinn said, "It's not on this topic, but it has to do with Aging and transportation."

Chairman Winters said, "Well, let's ask it right now then."

Commissioner McGinn said, "Mr. Manager, I received a lot of letters yesterday that had to do with the State cuts in funding for transportation for disabled and aging and those folks. When they cut that budget, that meant a lot of money for local government and we have a lot of concerned people out there about how they're going to be able to get to work. Some of these people don't see very well and they're doing jobs and now they're not going to be able to get to their job. Is there something that we're going to try to work on to solve that problem or is there any way we could, I guess, lobby the State to put that back?"

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "There are several programs. . . Yes, we're aware of it and there are several programs that the State funded for transportation for people with varying needs in this community. We'd like to take a look at those letters so that we can respond to those individuals personally. We have a transportation brokerage that was one of the first in the Nation. It is unique in the way it does business. We get with individuals. We find them rides from the appropriate source. Sometimes it's a taxi cab. Sometimes it's an agency boss. Sometimes it's public transportation. We try to match those with their needs so that they can get to work or the physician or to do some shopping, if necessary, for groceries and essentials. So, we have a system in

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place to help individuals.

“Those funding formulas for transportation systems, not fixed route systems, not like a bus that stops from point ‘a’ to point ‘b’, but a non-fixed route system are always in a state of change and people are trying to invent ways and reconstruct ways in which to make it better. So, we have a plan. There has been a reduction in some funds. There has been a grant that has expired. Our folks have contacted the individuals that will be affected. We are putting in place other systems that will be available to them. So, if you get us those names, we will be absolutely happy to make personal . . . not happy to, what we do routinely and regularly is personally contact individuals to assure that they have some level of service. We will do what we can with the resources we have to make sure it happens.”

Commissioner McGinn said, “Well, and I didn’t mean to digress from this but I know Aging has been very proactive in trying to help provide folks with transportation that have these special needs. But what I heard was partnership and that’s how we got this. And the Nation has been looking at our system and it sounds like one of our partners pulled out and it kind of, to me, it’s like you’re throwing a wrench in the wheel there and just didn’t know how we were going to be able to work through this.”

Mr. Buchanan said, “We will work through it. We have indicated . . . we have sent out press releases. We have contacted individuals who would be affected last week. We have put into place systems already. The current system will, I think, run through the end of this month and we are . . . I have not had a recent report but there were, as of last week, there were very few people who we didn’t have a plan for.”

Commissioner McGinn said, “Just a point of clarification, though. When this whole program started, it was a partnership of federal, state and local government, is that correct?”

Mr. Buchanan said, “If you’re referring to the grant that expired, that was a grant that did expire. It was a one time grant. We expected those funds to continue. That didn’t continue. We made provisions to extend that grant for six months more with some of the funds that we had, in anticipation. Maybe we were too optimistic in our approach but we expected other arrangements to be made and our ability to talk with the State and get funds. Those funds did not come. So, we now need to restructure those. The way people get to work and the way people use that transportation system. It affected about, if I remember the numbers correctly, it affected about 60 folks, 60 individuals. Of those, we’ve contacted . . . those folks were sent letters and called, so we not only individually sent them communications in writing, but we also had our people talk to them and again, I will have a report for you this week as to where we are. But the last I heard, there were very few people who were . . . There were plans for most of the folks. And again, some of our other providers, some of the people who we are partners with, absolutely stepped up.

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Some of the places in which they live have come to us and said, ‘well, with our van we can help. We can do this.’ That’s how we do business and contingency plans are in place and it should be a seamless transition.”

Commissioner McGinn said, “Okay, thank you.”

Chairman Winters said, “All right. It sparked some other questions. Commissioner Gwin.”

Commissioner Gwin said, “Just as a point of order, might we go ahead and take this Motion, so that he get on with his job of doing the business and then I have some more questions about this transportation issue.”

Chairman Winters said, “All right, let’s work on this Motion that we have before us, to authorize this agreement.”

MOTION

Commissioner Sciortino moved to Approve the Agreements and authorize the Chairman to sign.

Commissioner Hancock seconded the Motion.

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

VOTE

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

Chairman Winters said, "Thank you for the presentation. Now, let’s continue this discussion for a moment.”

Commissioner Gwin said, “Now, for clarification Bill, the grant that ran out was a State grant from the Kansas Department of Transportation, is that correct?”

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Mr. Buchanan said, "Yes, ma'am."

Commissioner Gwin said, "Now, and for my colleagues, I started . . . I don't know if any of you did, but I started getting phone calls, e-mails, faxes last week, and forwarded those to Kristi, I think, who's our point person. I've already given her the letters that I think we all got yesterday. So, they're contacting some folks. I'd also ask, Bill, as we continue to look at partnerships, that this may not be a source on which we can rely in the future and so, maybe there are opportunities to look for other partnerships, maybe with local, as Bill said, locally or private side or whatever, that we might build a transportation network on which we can depend and that we don't have to be held by the whim of funding from other levels. So, we're obviously continuing to work on that but I think we need to look for other partnerships that we might be able to forge ourselves. I know Bill's aware of that. So, that's my information right now."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. Just as a comment, and I'll generally direct it to Bill, but I also got some calls and I also got the letters but I was made to understand that the people that we serve by this special grant knew it was a grant and knew ahead of time that, while they were availing themselves of this service, if that grant went away, they would no longer have that service and they knew that going in. I just thought it was important to know that they weren't misled into believing that this was a service that we would provide on an ongoing basis. They knew it was contingent upon the grant coming in and I just thought that was important to know that those people were not misled going in. That they knew . . . is that not correct?"

Mr. Buchanan said, "Thank you. That is correct and we've made that point a year and a half ago and folks were reminded. Let me reiterate now, all the individuals that were going to be affected by the grant ending on July 1st, we wrote letters to them and we've talked to them personally, and that's the importance of that personal contact. Some of the folks that you heard from yesterday are hearing about this and were not affected. That's why we specifically went out, a week and a half ago, two weeks ago, and talked to individuals and sent individuals who were affected letters. We also knew that there would be lots of rumors and we've tried to . . . and stories about how the whole system was going to fall apart. That's not true. So, the letters, when you get them, and the e-mails, we've made contacts with those individuals personally, even though they have not been affected or will not be affected, we do that. So, keep those coming, please."

Chairman Winters said, "Okay, well there is obviously some confusion out there, because I received two phone calls yesterday. I don't think I gave them very good information. So, who should I, or who should

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any of us direct those calls to?"

Mr. Buchanan said, "Just walk them across to Kristi Zukovich. She and the folks in that office will do what is necessary and they're are handing those off to the Transportation Broker, the people at Aging. But if you would give them to Communication, then we can keep track of where they've gone and who's responsible for them."

Chairman Winters said, "So, Kristi Zukovich, in our Communications Office. That number is 383-7429. If you happen to be watching today, or later on this weekend, and want to visit about this transportation question for those that are disabled.

"All right, Commissioners, are there anymore questions on this little side issue we've been discussing? Commissioner Hancock, did you have your light on?"

Commissioner Hancock said, "I did. I turned it off. I didn't want to make any disparaging comments about this issues and how the State of Kansas, even in the best of times, has managed to mismanage everything."

Chairman Winters said, "Thank you, Commissioner Hancock. All right, Madam Clerk, call the next item please."

5. **AGREEMENT WITH THE OFFICE OF THE DISTRICT ATTORNEY FOR THE EIGHTEENTH JUDICIAL DISTRICT OF KANSAS TO PROVIDE A GRANT-FUNDED FAMILY GROUP CONFERENCING PROGRAM.**

Mr. Mark Masterson, Director, Department of Corrections, greeted the Commissioners and said, "This contract provides State Juvenile Justice Prevention funding to the District Attorney's Office to implement a family group conferencing program. This new program is a joint effort between the DA's Office and Inter-faith Ministries to engage youth charged with a first offense of non-residence burglary or other like crimes in a restorative justice program.

"The process involves a facilitated meeting of all resource people, the youth and the crime victim to work out a plan of accountability, restitution and competency improvement for the youth. Through this process, the youth takes part in activities to repay the victim and the community for the harm caused by their crime. After the plan is developed, the youth is monitored for one year and, if they fulfill the obligations and get into no further legal trouble, their charge is dismissed.

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“Funds are provided to the DA’s Office for staff to identify and refer eligible cases to the program and to monitor compliance. The DA will then contract with Inter-faith Ministries to recruit and train volunteers to facilitate and arrange the family group conferences. The contract provides \$147,027 to develop and implement this new program through June of 2001. Be happy to answer any questions.”

Chairman Winters said, "Okay, thank you, Mark. Commissioners, are there questions?"

MOTION

Commissioner Hancock moved to Approve the Agreement and authorize the Chairman to sign.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Winters said, "Thank you, Mark. And remember that as we develop some of these new programs, we’re continually interested in seeing how they work and I know it will take a while to see some of those, but as you come across items or things on these prevention programs, and particularly the new ones that you see, a bright star or even something that’s not working, we’d certainly appreciate the report back on those.”

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Mr. Masterson said, "Will do."

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

G. CONTRACT WITH AUSTIN MILLER, P.A., KING MERJ PUBLIC RELATIONS, TO PREPARE AN OAKLAWN/SUNVIEW IMPROVEMENT DISTRICTS NEIGHBORHOOD PLAN.

Ms. Irene Hart, Director, Division of Community Development, greeted the Commissioners and said, "This is an agreement for a \$25,000 contract, which in itself is a partnership. Fifteen thousand dollars of the funds come from Sedgwick County, \$5,000 come from Community Housing Services and \$5,000 from the Oaklawn Improvement District, totally \$25,000. So, it's a partnership among interested stakeholders to put together a neighborhood plan for the Oaklawn/ Sunview area.

"The contract, the process will include a stakeholder's steering committee and numerous public meetings. There will be an assessment conducted, both physically and demographically, of the area, strategies for redevelopment and new development, estimated costs of needed public improvements and working with the community to establish priorities for those needed improvements. We expect to have the plan completed by May 31st, of 2001. I'd be happy to answer any questions you might have."

Chairman Winters said, "All right, thank you. Sounds like a good project. Commissioners, are there comments, questions? Commissioner Sciortino."

Commissioner Sciortino said, "Thank you, Mr. Chairman. I have just one comment. This is again an example of what can happen when government goes out and the people involved in the area become proactive, and community housing becomes proactive, and I believe something similar was done in the Wichita area on the same vein, where they were developing a neighborhood. Is that correct?"

Ms. Hart said, "Yes it is."

Commissioner Sciortino said, "So, this is taken from that model and will give those people a good idea on how their neighborhoods can be developed and grow, basically. So, I'm just very gratified that we're able to do this. That's all I had. Thank you."

Chairman Winters said, "All right, thank you. Commissioners, you've heard the report. What's the will

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of the Board?”

MOTION

Commissioner Sciortino moved to Approve the Contract 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 Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

H. REGIONAL FORENSIC SCIENCE CENTER.

1. CONTRACT WITH JAIME OEBERST, M.D., TO PROVIDE PROFESSIONAL SERVICES AS DEPUTY MEDICAL EXAMINER/DEPUTY CORONER OF SEDGWICK COUNTY, KANSAS.

Dr. Mary Dudley, Director, Regional Forensic Science Center, greeted the Commissioners and said, "I am coming with two agenda items today. The first one is to have approval of the contract with Dr. Jaime Oeberst to fill the position of Deputy Chief Medical Examiner, Deputy Coroner for the Regional Forensic Science Center. This is a position that has been vacant for the last nine months. Dr. Oeberst comes to us from North Carolina. She's Board certified in anatomic, clinical and forensic pathology, with

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two years of experience and I would like to have approval. I recommend approval of the contract and authorization of the Chairman to sign.”

MOTION

Commissioner Gwin moved to Approve the Contract 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 Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "And the next item is related, so Madam Clerk, call the next item.”

2. RESOLUTION APPOINTING JAIME OEBERST, M.D., AS DEPUTY CORONER FOR THE EIGHTEENTH JUDICIAL DISTRICT OF KANSAS.

Dr. Dudley said, “Again, the second item is for resolution to appoint Jaime Oeberst as the Deputy Coroner for the Regional Forensic Science Center. I would recommend adoption of the resolution.”

Chairman Winters said, "All right, thank you. Commissioners, what’s the will of the Board?”

MOTION

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Commissioner Sciortino moved to adopt the Resolution.

Commissioner McGinn seconded the Motion.

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

VOTE

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

Chairman Winters said, "I believe James Alford, County Clerk, is here to administer the oath to that Office. Is that correct?"

Dr. Dudley said, "I guess it is. I thought we were going to do that later, but that's fine. I would like to bring Dr. Oeberst up to introduce her."

Dr. Jaime Oeberst, Deputy Coroner, Sedgwick County Regional Forensic Science Center, greeted the Commissioners and said, "Thank you, I'm happy to be here."

Chairman Winters said, "Very good. County Clerk James Alford has the oath. I guess that's what we do. So, James . . ."

Mr. James Alford, County Clerk, greeted the Commissioners and said, "If you'll raise your right hand, please, and repeat after me.

"I do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Kansas and faithfully discharge the duties of the office of Deputy Coroner for the 18th Judicial District of Kansas, so help me God."

(Dr. Oeberst repeats oath)

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Mr. Alford said, "Congratulations."

Dr. Oeberst said, "Thank you."

Chairman Winters said, "Now it's question time. Commissioner Sciortino."

Commissioner Sciortino said, "Thank you, Chairman. Dr. Oeberst, we're very pleased that you're with us, but I have to tell you, there was an ulterior reason why we're as pleased to have you. It has been alluded that you have other talents that perhaps maybe the County can avail themselves of. So, for the record, you do play softball, is that correct?"

Dr. Oeberst said, "Yes, sir, I do."

Commissioner Sciortino said, "Okay, that's great. We may call on you because we have a little competition between the City and the County once in a while and we've been needing a good right fielder."

Dr. Oeberst said, "Dr. Dudley told me I might be recruited."

Chairman Winters said, "Thank you very much and welcome. We're glad you're here. Next item."

I. KANSAS COLISEUM.

1. AGREEMENT WITH UNITED ENTERTAINMENT PRODUCTIONS, INC. TO PROVIDE TICKETING SERVICES.

Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, "This agreement is with United Entertainment Productions, which is a promotions company out of Kansas City and they're going to be operating the former Cowboy Club down in the Old Town area, as Rita's Uptown. It's going to be a music club. They're going to have different kinds of music. They're looking at possibly doing 100, 120 shows a year. They've got two shows on sale right now. We're going to be providing complete ticketing services, including outlets, telephone, room services and Internet. It's an exclusive contract. We recommend approval."

Chairman Winters said, "All right, very good. Commissioners, questions of John?"

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MOTION

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

Commissioner Hancock seconded the Motion.

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

VOTE

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

Chairman Winters said, "Next item."

2. KANSAS COLISEUM MONTHLY REPORT.

POWERPOINT PRESENTATION

Mr. Nath said, "Report this month is on May. It was a good month for us. We had 56,574 people attend events at our facility. Sixteen events, 26 individual performances. Net revenues were in excess of \$93,000.

"Blue Collar Comedy Tour started the month and we, in keeping with one of the things we have developed, presented both Bill Engvall and Jeff Foxworthy with a sports jersey. This was the Warlords turn, so they got individualized jerseys. They were made honorary members of the team. These pictures, of course, were sent into all the trade magazines for publication.

"May is the month of graduations at the Coliseum. We had 9,000 people come to the Friends' University graduation. We also do a lot of the high school graduations. We had six graduations in May and had almost 30,000 people come to those six graduations.

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“Again, we had two football games. Forty-six hundred people attended those. It’s really kind of lost up there. You know, last month we had three sports playing. This month we only have one and next month we won’t have any. July is generally one of our slowest months.

“We also had Park City Blue Grass Festival, with about 1,000 people attended that. It’s held in our Pavilion II.

“In keeping with trends in our industry, the emphasis now is adding to the event experience and I know we’ve talked about some other things, like with some of the concepts and some of the plans we have with the Coliseum, but the idea is to enhance the event experience to people, whether its with a bar, sports theme bar in the facility, or if its in a themed restaurant in the facility, it’s something to make it other than just going to the event. A good example of that is the new Phillips Arena in Georgia. Phillips Electronics is the naming rights sponsor of the facility and what they’ve done is made some interactive electronic areas, where people that come to the events can be exposed to the retail side of Phillips business. They can see some of the new products. They can actually sample, through headphones and video, that Phillips has.

“Well, one of the newest trends in making interactivity, now this was tried out at the Superbowl last year, and it’s actually in place in Madison Square Garden right now, and it’s called Smart Seat. Basically, what it is it’s one of your premium seats and on the seat back in front of you, you have a computer display where you not only can see instant replays as many times as you like of the action that’s going on in the sporting event, but you can order concessions, food and beverage, novelties, you can get on the Internet and you can check your e-mail, you can check your stock quotes and anything else you’d like all with the swipe of a credit card. That’s bringing the event experience to a whole new level.

“I would suspect that in a few short years that’s going to become expected, that’s going to become pretty much standard to the effect that in some of the major league leases with National Football League teams and National Basketball League teams is that in the lease it says if the majority of the teams in the league get these amenities at their stadium, well then, that teams going to get it. That’s in place right now at the Cincinnati stadiums. If the majority of the teams end up with putting interactive Smart Seats, then the Bengals will get those, in other words. That’s how the business is becoming more computerized and how it’s becoming more . . . it’s adding to the event experience. I thought it would be interesting to kind of show you this kind of . . . this kind of offering that’s going on right now in the industry. If there’s any

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questions, I'd be happy to answer them at this time."

Chairman Winters said, "All right, very good. Commissioner Gwin."

Commissioner Gwin said, "Looking at that picture, what defines 'premium seats'?"

Mr. Nath said, "Premium seats are usually bigger, more cushioned, maybe an armrest. You certainly have the waiter service that comes there that you would have from this. You order the food and beverage. They deliver it right to your seat. The only reason you have to get out of your seat is to go to the restroom."

Commissioner Gwin said, "So, do you watch the event on that screen, too? Because in that picture you can't even see it."

Mr. Nath said, "This is, obviously, from a low view from the seat pan. When you sit, you're obviously looking over top of the computer screen. It's more like a headrest that you see on a car. You can see over that."

Commissioner Gwin said, "You can see over that down to the arena."

Mr. Nath said, "This is not the best picture in the world. It's designed to illustrate more of the screen than the view from the seat. Obviously, you're watching the live action. If you want to see the replay you just call it up on the screen. You can watch it over and over and over again and argue about it with the guy next to you if you'd like."

Commissioner Gwin said, "Thank you."

Chairman Winters said, "Thank you very much, John."

MOTION

Commissioner Hancock moved to Receive and file.

Commissioner Gwin seconded the Motion.

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

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VOTE

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

Chairman Winters said, "Good report, John. Thank you. Next item."

J. PUBLIC WORKS.

- 1. K.D.O.T. FORM 1303, "RIGHT-OF-WAY CLEARANCE; UTILITY ARRANGEMENTS" FOR SEDGWICK COUNTY PROJECT 644-15,15; 797-CC; 646-10 THROUGH 14; RECONDITION OF CLEARWATER-VIOLA ROAD. CIP #R-192. DISTRICT 3.**

Mr. David C. Spears, P.E., Director/County Engineer, Bureau of Public Works, greeted the Commissioners and said, "Item J-1 is approval of KDOT (Kansas Department of Transportation) Form 1303, for the recondition of the Clearwater- Viola Road, designated as R-192 in the Capital Improvement Program. This form states that all rights-of-way have been acquired and all utility arrangements have been made. Federal funds will pay for 80% of the project. I recommend that you approve the Form 1303 and authorize the Chairman to sign."

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Chairman Winters said, "Thank you. Commissioners, you've heard David's report, what's the will of the Board?"

MOTION

Commissioner Sciortino moved to Approve the Right-of-Way Clearance; Utility Arrangements 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 Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

2. CERTIFICATION OF REAL PROPERTY ACQUISITION PROCEDURES FOR SEDGWICK COUNTY PROJECT 644-15,15; 797-CC; 646-10 THROUGH 14; RECONDITION OF CLEARWATER-VIOLA ROAD. CIP #R-192. DISTRICT 3.

Mr. Spears said, "Item J-2 is approval of the Certification of Real Property Acquisition Procedures for the same project mentioned in the previous item. This certifies that Sedgwick County did follow Federal guidelines when rights-of-way were procured for this project. I recommend that you approve the Certification and authorize the Chairman to sign."

Chairman Winters said, "Thank you. Commissioners, you've heard the report. What's the will of the Board?"

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MOTION

Commissioner Gwin moved to Approve the Certification 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 Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "David, we've got a question. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. David, there's a lot of confusion in my area about how to go north. We've had some problems and they've been very untimely, especially because of harvest. We've closed Ridge Road and now we've closed Meridian and I was just wondering, could you give the public an update as to what's going to happen next and how we're going to solve these problems here in the, I hope, short future."

Mr. Spears said, "Okay, well first of all the Ridge Road bridge went out and has a hole in it, in the deck. It was a bridge that was built in 1969. So, it's about 31 years old. There's a contractor working on it, as we speak. We believe that it will be open, temporarily, by the end of next week. Also, next Wednesday, I'll bring before you an amendment to the CIP (Capital Improvement Program) to begin the process to add that project to this year's projects. What we will do on that is save the substructure. The substructure is in good shape on that bridge on Ridge Road. The deck is shot. So, we will design a project to replace the deck and that will cost somewhere, I'm going to say around \$400,000. We're working on that right now. And we were going to do that in pretty short order and, like I say, we'll bring that before you next week.

"Now, the thing that adds further dimension to this is that on the detour route for this bridge, another bridge

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has gone out and that's the one on Meridian, also between 109th and 117th. So, now we have to detour the detour route. And, same situation, there's holes in that deck. Similar situation, I should say. That bridge is in worse shape. The entire bridge structure will have to be replaced on that bridge. It was built in 1954, so it is 46 years old. And right now I don't have a cost on that. The bridge staff is working on it. Also, we want to look at . . . we saw a lot of debris up towards to top of the bridge and we're thinking that that bridge may not be high enough and we want to look at that and do a hydrologic analysis on it. That road is also shut down.

"So, the one thing, when we get Ridge Road bridge temporarily open, we want to look at . . . we hate to have both bridges shut down at the same time, so we may use that for a while before we start on the deck. But we've got to look at . . . Meridian bridge will take us at least six months to get it surveyed and designed, so we're not close to even doing the Meridian bridge right now. That will be next year."

Commissioner McGinn said, "That's not what I wanted to hear. The reason I ask is . . . so people will not be able to use that bridge at all?"

Mr. Spears said, "Either road, and I haven't answered your question about the detour route because we have not determined signing of a detour route right now. We've also looked at roads in Harvey County and the staff is working on it right now. So, we have . . . and I haven't given that to Kristi to put out to the news media yet, because we want to determine the best route for everyone to go.

"Now, as you know, Commissioner, a lot of people determine their own route and go on the township roads anyway, but we will sign a detour route on paved roads."

Commissioner McGinn said, "Okay, so the bridge on Meridian, since it's going to take six months before we can even get going on it, it is shut down for that six months plus the time to repair."

Mr. Spears said, "It would be shut down for up to a year."

Commissioner McGinn said, "Okay, so that's out for a year and so, the reason we're having to patch this other one is because we need to get a bridge opened but the down side to that is when we go to surface it, resurface it, that could take two months maybe, so people will be on a detour route for two months."

Mr. Spears said, "Right, but the thing we want to look at is maybe that bridge will hold until after we finish the one on Meridian. But I don't want to say that right now. That's something we want to look at and

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study.”

Commissioner McGinn said, “Okay. Thank you, I think.”

Chairman Winters said, “Thank you.”

Commissioner Gwin said, “Carolyn, we have a question, or David. What does that cross?”

Mr. Spears said, “The one on Meridian crosses Jester Creek and the one on Ridge crosses the Little Arkansas River.”

Commissioner Gwin said, “So, they’re fairly lengthy?”

Mr. Spears said, “Very big bridges. They’re not just small box structures.”

Commissioner Gwin said, “Well, I assumed they weren’t that little. I just didn’t know the size of them.”

Mr. Spears said, “The one on Meridian, we’ve been told by a resident in the area that they’ve seen water come over that, four foot above it.”

Chairman Winters said, “Okay, any other questions? Thanks for that update, David. Next item.”

K. REPORT OF THE BOARD OF BIDS AND CONTRACTS' JUNE 8, 2000 REGULAR MEETING.

Chairman Winters said, “Thank you. Before Darren starts, I think it might be appropriate to give a little special recognition to Darren. Each year, the Wichita Business Journal selects a group that they refer to as ‘40 under 40’, and which I would interpret that to mean of 40 people that they recognize as being under 40 years old who are making significant contributions in the Sedgwick County area. And Darren was a

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recipient of that award this year and was just recognized a week or so ago for that. Darren, on behalf of the Board of County Commissioners, we want to recognize you also, for having made that list of folks who contribute to their job and to their community. I know Darren is a valued employee here at Sedgwick County. I know he's involved in community activities and I believe a mentoring program and he's the father of two boys. And so, Darren, on behalf of the Board of County Commissioners, congratulations on your selection to the '40 under 40'."

Mr. Darren Muci, Director, Purchasing Department, greeted the Commissioners and said, "Thank you very much, Commissioner. I appreciate it and I appreciate the support from the Manager and you as well."

Chairman Winters said, "All right. Thank you very much. Let's proceed with your item."

Mr. Muci said, "Thank you, Mr. Chairman. Commissioners, you have the Minutes from the June 8th Meeting of the Board of Bids and Contracts. There are five items for consideration.

(1) DISPOSITION OF EQUIPMENT & MATERIALS- PURCHASING, USD #259
FUNDING: AUCTION PROCEEDS

"Item one is the disposition of equipment and materials. This is a cooperative venture between the Sedgwick County Department and USD (Unified School District) 259. There was one proposal that we have received from Bud Palmer Auctioneer Services and we are prepared to accept that. I would note again, for the record, that in this particular instance Bud Palmer Auction, those staff members will pick up our obsolete equipment and materials, take them to a storage facility and give us an opportunity to come and take a look and make sure that all of those need to go away and then will auction those off for us and then, essentially, sent us a check. This has been tested by the Wichita Public Schools for approximately two years and they have found it to be quite beneficial.

(2) ANIMAL TRANSPORTATION UNITS- FLEET MANAGEMENT & ANIMAL CONTROL
FUNDING: FLEET MANAGEMENT

"Item two is animal transportation units for Fleet Management and Animal Control. It was recommended

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to accept the low bid of Mavron and that amount is \$21,690.

**(3) SOFTWARE LICENSES- DIVISION OF INFORMATION & OPERATIONS
FUNDING: DIVISION OF INFORMATION & OPERATIONS**

“Item three, various software licenses for the Division of Information and Operations. It is recommended to accept the low responsible total bid of Insight. That amount is \$23,000.

**(4) TANDEM AXLE DUMP TRUCKS- FLEET MANAGEMENT
FUNDING: FLEET MANAGEMENT**

“Item four, tandem axle dump trucks for Fleet Management and Public Works. This is an extension of pricing offered last year. It was recommended to purchase three additional dump trucks, with trade-in, from Doonan Truck and Equipment. That amount is \$176,489. There are four pages following that identify the selection process that we’ve used to identify these trucks.

**(5) BRAKE LATHE & ACCESSORIES- FLEET MANAGEMENT
FUNDING: FLEET MANAGEMENT**

“And item five is a brake lathe plus accessories for Fleet Management. It was recommended to accept the low bid meeting specifications of Jarvis Supply. That amount is \$18,225.87.

ITEM NOT REQUIRING BOCC APPROVAL

**(6) PUBLICATION OF LEGAL NOTICES- DIVISION OF FINANCE & TREASURER
FUNDING: DIVISION OF FINANCE & TREASURER**

There was one item that does not require action at this time. Those proposals are being reviewed and I will get you some information shortly. That’s publication of legal notices for the Division of Finance and Treasurer and the Board of County Commissioners.

“I’ll be happy to take questions and recommend approval of the Minutes from the Board of Bids and Contracts.”

Chairman Winters said, "Okay, thank you. Commissioner Sciortino.”

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Commissioner Sciortino said, "Thank you, Mr. Chairman. Darren, I just wanted to talk to you about Item three. Is this a typo or did Tall Grass Technologies sell you their product just a slight bit higher than everybody elses?"

Mr. Muci said, "That is a valid price."

Commissioner Sciortino said, "So, they're saying that they'll do it for \$36,445,500 and the responsible bid was \$23,000?"

Mr. Muci said, "That is correct."

Commissioner Sciortino said, "Well, they know the value of their product, I guess. Okay, that's all I had. I thought it was a typo."

Mr. Muci said, "Those prices were verified and we're confident that the low bid, or the bid from Insight will meet our needs."

Commissioner Sciortino said, "Well, the other one was pretty close but this one was just slightly higher."

Chairman Winters said, "All right, thank you very much. Commissioners, are there other questions? Seeing none, do we have a Motion? What's the will of the Board?"

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

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

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

CONSENT AGENDA

L. CONSENT AGENDA.

1. Right-of-Way Agreements.

Three Temporary Construction Easements for Sedgwick County Project-Brookhaven Sanitary Sewer - Phase I. Minneha Township. District 1.

2. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V2039	\$377.00	2	Rita Dunlap
V2040	\$425.00	5	Helms Rental Properties

3. 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>
V97038	\$206.00	\$211.00
C94049	\$165.00	\$161.00
V98034	\$229.00	\$237.00
V97059	\$332.00	\$449.00
C98014	\$241.00	\$291.00
C93021	\$264.00	\$305.00
V99065	\$575.00	\$547.00
V94116	\$311.00	\$358.00

- 4. Set for public hearing on June 28, 2000, petition for the alteration of boundaries of Sedgwick County Fire District #1 and authorize publication of a Notice of Public Hearing in the official County newspaper on June 21, 2000.**
- 5. Order dated June 7, 2000 to correct tax roll for change of assessment.**
- 6. Plats.**

Approved by Public Works. The County Treasurer has certified that taxes for the year 1999 and prior years are paid for the following plats.

Lawrenz Addition
Phat An Temple Addition

- 7. General Bills Check Register of June 9, 2000.**
- 8. Budget Adjustment Requests.**

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

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MOTION

Commissioner Gwin moved to Approve the Consent Agenda as presented.

Commissioner Sciortino seconded the Motion.

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

VOTE

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

Chairman Winters said, "I don't believe we have any need for a Sewer District Meeting or a Fire District Meeting and no need for an Executive Session today. All right, is there other business to come before this Board? I notice that we do have a Boy Scout that has been attending our Meeting today."

Commissioner Sciortino said, "Let me just introduce, this is Byron. He's a son of a very long friend of mine, Ralph. And Byron is working on a couple of merit badges and we visited about government and what have you and he wanted to observe the democratic system in action today. I didn't know they were going to stay for the whole session, so that alone should give you another merit badge."

Chairman Winters said, "If you need a recognition for the merit badge, you can call on us and we'll say that you were here for the whole meeting today and we're glad you were here."

"Is there other business to come before the Board of County Commissioners? If not, we are adjourned."

M. OTHER

N. ADJOURNMENT

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There being no other business to come before the Board, the Meeting was adjourned at 10:32 a.m.

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

THOMAS G. WINTERS, Chairman
Third District

CAROLYN McGINN, Chair Pro Tem
Fourth District

BETSY GWIN, Commissioner
First District

BILL HANCOCK, Commissioner
Second District

BEN SCIORTINO, Commissioner
Fifth District

ATTEST:

James Alford, County Clerk

APPROVED:

_____, 2000