

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

June 21, 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 21st, 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; Ms. Lazetta Hudlin, Office Specialist, Sedgwick County Park; Ms. Jane Moralez, Classification / Compensation Specialist, Division of Human Resources; Mr. Marvin Krout, Director, Metropolitan Area Planning Department (MAPD); Mr. John Nath, Director, Kansas Coliseum; Ms. Deborah Donaldson, Director, Division of Human Services; Ms. Diane Gage, Director, Emergency Communications Department; Ms. Jane Moralez, Compensation Specialist, Division of Human Resources; Mr. Mark Reed, Director, Sedgwick County Zoo; 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. Russ Ewy, Agent, Baughman Company Inc.
Chief Mike Hauschild, Derby Police Department.

INVOCATION

The Invocation was led by Mr. Chuck McCoy of the Christian Businessmen's Committee.

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES: Regular Meeting, May 24, 2000

The Clerk reported that Commissioner Hancock was absent at the Regular Meeting of May 24th, 2000.

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

MOTION

Commissioner McGinn moved to approve the Minutes of May 24th, 2000.

Commissioner Scortino seconded the Motion.

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

VOTE

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

Chairman Winters said, "Next item."

YOUR COUNTY SERVICES

A. SEDGWICK COUNTY PARK.

Chairman Winters said, "Commissioners, you know that each week we take a few moments to talk about one of the different aspects of Sedgwick County, a department. Today, we're going to talk about Sedgwick County Park."

Ms. Lazetta Hudlin, Office Specialist, Sedgwick County Park, greeted the Commissioners and said, "I've had the pleasure of working for Sedgwick County Park for approximately 12 years. The Parks actually consist of 480 acres, five lakes and a stream. Over the years we've developed a partnership with the Kansas Department of Parks and Wildlife. In the wintertime, between the months of October to April, they stock the Park with trout. Through the summer months they actually come in, every two weeks, and stock with catfish and, periodically throughout the year, they stock it with bass and wipers. This provides a great fishing opportunity for anyone in the area because it's close and handy to visit. The only thing

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required is their actual Kansas State fishing license for anyone between the ages of 16 to 65.

“We’ve also built several fishing docks and actually have one enclosed fishing dock which are all handicap accessible. So, we do get a lot with the wheel chairs and the handicaps where they can come in and get to these areas.

“Now, another one of the greatest improvements that the public and ourselves feel, all started in 1990 and that was with the paving of the road and our bike paths, as we call them now our multi-purpose paths. We now have approximately eight miles of paths throughout the Park. They’re used for biking, walking, roller blading, skate boarding, you name it, they come out and use them for. And they really do enjoy them.

“Of course, with the addition of the paths, we’ve been able to draw a lot of new events that are held annually out there and have been for several years. The March of Dimes, Cystic Fibrosis, Pregnancy Crisis walks, those types of events. To accommodate the people, like myself, my family, your family, we have shelters. We now have three enclosed shelters and five open shelters. They range in cost and size to accommodate anywhere from 20 up to 150 people. These shelters have been used for anything from weddings, wedding receptions, rehearsal dinners, family reunions, company picnics, even art classes come out and use our shelters for weeks at a time. They find the wildlife and everything for their drawing just really works out well for them.

“Now, we also have numerous recreational activities that we put throughout the park. These include volleyball courts, horseshoe pits, tennis courts, basketball courts and we’ve even installed a roller blade hockey court, which we all know how popular that’s gotten recently. One of our most recent activities, that came about through a private individual coming out and requesting it, was the installation of a bocci court. It took about five months planning before we could complete the project, but since it’s been completed there has actually been formed the Wichita Bocci Association and they meet every Thursday morning out there at eight o’clock. They’d love to have anybody that wants to participate, or just learn the game, to come on out.

“As I said, one of the main reasons I think I’ve enjoyed my job and my time out there is getting to meet all the public, new customers and old. If you’d like to come out and get more information on the Park, we’re located at 6501 West 21st Street North. Our phone number is 943-0192. Park hours are from 7 to 10 every day of the year. Office hours through the winter are 9 to 5, summer hours are 8 to 7. So,

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if you get a chance, come on out. We'd like to meet you and have you come out and enjoy our facilities."

Chairman Winters said, "All right, good report. There's a couple of questions up here. Commissioner McGinn."

Commissioner McGinn said, "Just a quick one. Somebody describe hybachi?"

Ms. Hudlin said, "Bocci. It's an old Italian game that came over from Italy. It's played with small wooden balls. It reminds me of bowling in a way."

Commissioner Sciortino said, "Wait a minute. It's one little ball and the other ones are bigger."

Ms. Hudlin said, "I don't know a lot about the game myself."

Commissioner McGinn said, "Okay, I still don't know what it is."

Commissioner Sciortino said, "Why don't I do it at another time and I'll explain the whole game to you and then I'll let you have an opportunity to beat me at it, for a small wager."

Ms. Hudlin said, "Well, you can come out and teach us all how to play then."

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

Commissioner Gwin said, "Lazetta, thanks for being here this morning. You've been at the Park quite a while, so you've seen most of these changes occur and that park grow, haven't you?"

Ms. Hudlin said, "Yes, I have. When I first started out there we didn't have hardly anybody coming through the Park. Of course, they'd just built the store and the office. We've had to expand the size of our store to over twice what it originally started and we're carrying things we never dreamed we'd be carrying. And of course, along with that, the work load. But the number of individuals passing through the Park has really amazed us. I think we ended up . . . Which we only have what we'd consider a car count, and we had like 550,000 cars go through the Park last year alone."

Commissioner Gwin said, "That's incredible. And I know that the shelters that Warren and the guys have built out there are used a lot and pretty popular. How far in advance do folks have to reserve those to use them?"

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Ms. Hudlin said, "I tell them two, three and sometimes four months ahead of times to get them. I've actually got Christmas and Thanksgiving already booked for this year."

Commissioner Gwin said, "Do you really?"

Ms. Hudlin said, "Yes, they call and they start booking those a lot of times in January and February, for that year."

Commissioner Gwin said, "Well, it's an extraordinary park and all of us here should be very proud of it. If we could replicate that in other parts of the County, I know the citizens everywhere would be happy. I know that's utilized and thanks to you all for making it such a user friendly place to come."

Ms. Hudlin said, "Well, we feel like that's what we like to do out there. We're there to help the public and anybody that has any suggestions, we would love for them to come out and let us know."

Commissioner Gwin said, "Well, it's a great place. Thanks, Lazetta. Thank you, Mr. Chairman."

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

Commissioner Sciortino said, "No, actually I had the same basic question as Commissioner Gwin."

Chairman Winters said, "Okay. Commissioner Hancock."

Commissioner Hancock said, "Well, one thing is, it's not a question. It's just a comment. One of the unique features of Sedgwick County Park and also Lake Afton is ownership. We have folks out there who's job it is to work in the park and take care of the customers that use it and almost live there on a daily basis. As far as I'm concerned, and it really occurred long before I came here as a County Commissioner, but it's almost as if the folks who work there own the Park and it's their baby, and you've raised it well."

Ms. Hudlin said, "We are kind of possessive of it, I will admit to that, especially after having been there so many years and I am, basically, the newcomer to the Park. I've been there the shortest length of time, so yes, we are extremely possessive."

Commissioner Hancock said, "And the other neat feature of it is that everything that's built out there is

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built by the employees of the Park.”

Ms. Hudlin said, “Yes it is. They do not contract things out. They go in and they do their own maintenance. Do all their own building.”

Commissioner Hancock said, “It’s fantastic. I highly recommend it for anyone looking on who may want to get an idea how to operate those kind of public facilities, is give it to folks who care about them and say ‘go do it’ and they do. It’s really a gem for Sedgwick County and it’s one of the things, constantly, that I receive constantly comments about is that this is a wonderful facility and you should be very proud of the work that you’ve done.”

Ms. Hudlin said, “Well, we appreciate all the help that the Commissioners have given us with it, too.”

Commissioner Hancock said, “Thank you.”

Chairman Winters said, “Thank you, Commissioner. One last comment, I guess, and I’d follow up with Commissioner Hancock. Commissioners are very proud of this facility and we’re proud of the work that the employees do out there under the leadership of Warren Duscher. He does just a great job and we want you to know that our number one concern that every citizen that comes there has a pleasant experience and they go away with the thought that this is just a simple park but yet it’s very, very good. We hope that you and the rest of the employees out there can continue to serve the citizens and just give them what it takes to make their picnic experience or just walking the walking paths experience as pleasant as possible. Thanks for being here and it was a good report and it’s a good place to work. I hope you’re having a good time there.”

Ms. Hudlin said, “We are. Thank you.”

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, "Next item."

RETIREMENT

B. PRESENTATION OF RETIREMENT CLOCK TO DAVID SUMPTER.

Ms. Jane Moralez, Classification/ Compensation Specialist, Division of Human Resources, greeted the Commissioners and said, "David Sumpter, Field Service Service Attendant, Fleet Management, will retire on July the 1st of 2000 after 19 ½ years of service. David was hired on August the 25th, of 1980 as Mechanic and became a Field Service Attendant on April 21st of 2000. He's unable to be here today to accept his clock but we are here to congratulate him."

Chairman Winters said, "All right, thank you very much. And we'll extend our congratulations with the certificate and the retirement clock. Thank you, Jane. Next item."

PRESENTATION

C. PRESENTATION REGARDING SOUTH CENTRAL KANSAS ECONOMIC DEVELOPMENT DISTRICT (SCKEDD) LOAN PROGRAMS AND GRANT AND WEATHERIZATION ACTIVITIES.

Ms. Irene Hart, Director, Department of Community Development, greeted the Commissioners and said, "I'd like to request this item be deferred til next week. There's been a confusion, a mix up on the dates and Mr. Bolin isn't with us today."

Chairman Winters said, "All right. Thank you."

MOTION

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Commissioner Hancock moved to defer Item C for one week.

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, "Next item."

CITIZEN INQUIRY

D. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING INTERPRETATION OF SEDGWICK COUNTY ZONING REGULATIONS.

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "Commissioners, we received a letter yesterday from this individual who requested this be postponed indefinitely."

Chairman Winters said, "All right. Is there a Motion to postpone this Item indefinitely?"

MOTION

Commissioner Gwin moved to postpone Item D indefinitely.

Commissioner Scortino seconded the Motion.

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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, “Commissioners, we have an Off Agenda Item that we need to take up concerning Sedgwick County Park.”

OFF AGENDA ITEM

MOTION

Chairman Winters moved to take an Off Agenda Item.

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

Mr. Jarold D. Harrison, Assistant County Manager, greeted the Commissioners and said, “This item involves the use of Sedgwick County Park by White Buffalo Gazette for the purpose of holding the annual Pow Wow at Sedgwick County Park. There was some confusion about whether or not they had an agreement and in fact we’ve researched it and found out we have not processed an agreement for this year’s event. We’ve received a signed agreement from them and have received a certificate of insurance

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also. This event begins tomorrow and that's the urgency to get it on the Agenda. We would recommend your approval of this agreement."

Chairman Winters said, "All right, thank you. Jerry, as far as you know, everything is in order and we've dealt with this group before?"

Mr. Harrison said, "Yes, sir."

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

MOTION

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

Commissioner Hancock seconded the Motion.

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

VOTE

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

Chairman Winters said, "Thanks, Jerry. Next item."

PUBLIC HEARING

E. PUBLIC HEARING REGARDING A RESOLUTION APPROVING THE ANNEXATION OF LAND NOT ADJOINING THE CITY OF HAYSVILLE, KANSAS.

POWERPOINT PRESENTATION

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Mr. Richard A. Euson, County Counselor, greeted the Commissioners and said, "We've received a request from the City of Haysville to Island Annex a tract which is located north of the City and it's the location for Campus High School and a new elementary school. As you can see, it is immediately adjacent to the City of Wichita. This tract is owned by USD 261. The site is served by City of Wichita water and sewer and in that regard the school district was required to sign a consent to annexation into the City of Wichita, due to the provision of that service.

"The City of Wichita proceeded to annex this tract. The City of Haysville objected and asked the City to consent to the City of Haysville's annexation of it as an island. The City has done that and in your backup you will see that there are Minutes from a March 28th City of Wichita Meeting in which an agreement was reached between the two cities, authorizing the City of Haysville to proceed.

"The statutes provide that cities are allowed to Island Annex a tract whenever three conditions exist and those are: that the tract is located within the same county as the city, that the landowners give written consent, which they have in this case, and also that the Board of County Commissioners finds that the annexation will not hinder or prevent the proper growth of the area or that of any other city within the area.

"We believe the three conditions have been met and we have prepared a resolution to that effect and we would ask that you consider this a public hearing and open it and take action as you deem appropriate. I believe there are representatives from both the City of Haysville and the school district, in case you have questions and I'll be happy to try to answer your questions also."

Chairman Winters said, "All right, thank you, Rich. Commissioners, does anyone have a question of Rich or others before we open the public meeting? Seeing none, at this time I will open the public meeting concerning our Item E, the public hearing regarding the annexation of land not adjoining the City of Haysville, Kansas by Haysville. Is there anyone here who would like to address the Board of County Commissioners on this issue? This is a public hearing. Is there anyone here who would like to address the Board of County Commissioners on this Item? Seeing no one, we'll close the public hearing, taking no comment from the public. Commissioners, are there questions, comments? Have you got enough information to make a decision?"

Commissioner Hancock said, "Mr. Chairman, just for your information, this is a property that

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encompasses Campus High School and most recently a new grade school. I don't know what the name of it is. The school district encompasses, of course, a large part of this area and primarily the activities are focused in the City of Haysville. And that's the reason for the annexation. To keep that as part of the city property. It does make sense in many ways and of course, the City of Wichita has consented to the annexation by the City of Haysville. So, everything worked out very well."

Chairman Winters said, "All right, good. Commissioners, any other questions?"

MOTION

Commissioner Hancock moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Winters said, "Thank you, Rich and thank you, others who were here in case there was a question on this. We appreciate your attendance. Next item."

PLANNING DEPARTMENT

F. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).

- 1. CASE NUMBER CON2000-00013 - RESOLUTION REGARDING CONDITION USE TO ALLOW SAND AND GRAVEL EXTRACTION ON 60**

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ACRES LOCATED SOUTH OF 53RD STREET NORTH AND EAST OF RIDGE ROAD.

POWERPOINT PRESENTATION

Mr. Marvin Krout, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, “One zoning item on your Agenda and this is a Conditional Use. The tract in question is a 60 acre tract. It’s on the south side of 53rd Street, which is here, and it’s east of Ridge Road. The request is for a Conditional Use Permit for a sand extraction operation. These seem to come in bunches. We’ve had one recently in the south part of the County. We have two pending cases that are now going through the Planning Commission, in addition to this case. I’ll show you a site plan in a minute.

“The intention is to create a 20 acre lake on the property and for the individual to then build a house and to use that as . . . all of this property as his personal property, although there’s enough land that will be left around the lake so that it could be developed in the future with multiple lots and, in fact, one of the conditions of approval is that the applicant submit a plan to show how those lots might be laid out in the future.

“The property itself is zoned ‘SF-20’ which is the Suburban Residential category, as is the property to the east and the west and the south. This category is the Rural Residential. It’s a little bit further from the City of Wichita and extends further out to the north and the west. You have an older subdivision that’s on smaller lots to the south of this property. To the south of that property you see the small lots that are platted. You have larger lots that are developed with scattered home sites to the east and the west and the north of this site, along the 53rd Street frontage.

“The staff referred to the Comprehensive Plan in our staff report, which recognizes that these river terrace areas along the Ark River, with sandy soils, represent a resource that’s important to the construction industry and that’s the sand that’s taken out that’s used in the construction process. Having that resource close by, to minimize transportation costs, is important to the development industry and so the Comprehensive Plan recognizes that we’re going to have requests, in rural and suburban areas, for sand extraction and looks favorably on those. We have developed, over the years, a long set of conditions of approval and in fact there are 24 recommended conditions of approval that were recommended by staff and also have been recommended by the Planning Commission that include issues such as fencing the perimeter, hours of operation, providing a grading plan, dust control of the access roads and also a requirement that we’ve had consistently over the years is dedication or providing a covenant or an easement. In this case, the language is easement. The applicant is asking that we use a covenant and he’s

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worked with Jim Weber on the language of that covenant and I believe that that would be an acceptable change in the conditions. A covenant that would allow the County, if necessary, in the future to be able to use the lake that's going to be created for temporary storage of storm water, as part of a possible overall drainage plan for this area, which is in the Big Slough, an area that you've talked about recently downstream, in the 37th and Ridge area. This is in the same drainage area.

"We have had a concern with other cases, not with this case, that so much land is being excavated, nearly to the property line, that there's little land left for development afterwards. We do have a concern, not in this case again, but maybe in some upcoming cases about whether we're creating 'waterworld' out there and we don't really have enough land left to develop for lots so that there'll be enough property to maintain the lakes and to provide a tax base. This is an area that someday may have water and sewer and that's why we're interested in the idea that someday there may be multiple lots on this 60 acre property.

"We did recommend the request, subject to the 24 conditions of approval. We had originally recommended 5 years, because it's a relatively small excavation. We thought that was sufficient time to complete the excavation. The applicant asked for, and the Planning Commission has recommended, 10 years in the conditions and that's what you have in front of you now. The Planning Commission held their public hearing. There were concerns that were expressed at the time by property owner to the northeast, just to the east, on the south side of 53rd Street, to this request. The concern there was about the access road, the time of operation, the hours of operation. There was also a property owner in the subdivision to the south that was concerned about, not so much the sand operation, but if this was to develop in the future, would there be access from this east/ west road, 49th Street, to the tract and concern about would that create additional traffic and what impact would that have on the road. We're not doing any platting at this point and we may or may not have a notification process regarding the plat, but probably if we did, then the people near that subdivision, if 49th Street was going to be changed in character, would be notified about that. But this would be sometime in the future and now there's no current plans to develop this property for multiple lots.

"This is the aerial photograph that shows you the general character of the area. The scattered lots to the . . . along 53rd Street and along Ridge Road and then the subdivision to the south. This is the, on the left hand side, the operational plan that shows the location of the plant on the east side of the lake, about as far away as you can place it from existing residences. That's where the noise of the operation mainly would be. Then, on the right hand side was the initial plan for the future development of the site, which initially is only a single-family residence that would be located to the north of the lake, near to 53rd Street.

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“We did receive a written protest petition, not from either of the property owners who spoke at the Planning Commission, but from someone who is just inside the 1,000 foot radius and a few blocks to the south of this tract. Any written, valid protest filed within 14 days of Planning Commission action, which was to approve this Conditional Use, requires that the case be forwarded to the County Commission for final approval and that’s why you’re looking at this now. If there was not a protest, then the Planning Commission’s action would have been final.

“We’re looking from the south side of the tract, this would be then from 49th Street, looking towards 53rd Street and there are some hedgerows on the sides of the property lines that will provide some protection, I think, to adjacent property owners. This is the property immediately to the east of the site. We’re looking across 53rd Street and south across the site on the right hand side. This is looking east, down 53rd Street, homes that are along 53rd Street to the east of the proposed operation. This is looking west on 53rd Street, south side of 53rd on the left hand side residents. Looking on 49th Street looking to the east and that fence represents the south property line of this proposed excavation. Subdivision is to the right hand side of the fencing that you see. This is looking south on, I think it’s called Sierra, the street that goes south in that subdivision from 49th Street, south of the tract. There’s no access to this subdivision. For the sand operation, the access would be off of 53rd street.

“Back to that protest petition, operation plan, aerial photograph, the zoning map. The Planning Commission recommendation was to approve, subject to the 10 year time limitation, as I indicated. That was a unanimous recommendation. The one protest is substantially less than 20% of the area within 1,000 feet, so it just requires a simple majority vote of the County Commission to approve this case as recommended by the Planning Commission. The applicant’s agent is here, if you have any questions.”

Chairman Winters said, “All right, thank you. Commissioners, are there any comments of clarification before we see if there’s anyone who would like to speak to this item?”

Commissioner McGinn said, “I just have one. On 49th Street there was some concern in our backup material. That road, they’re not going to use it?”

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Mr. Krout said, "They're not going to use that road for access as part of the sandpit operation. He was concerned that, if the property develops in the future with multiple lots, the concern was that we would be bringing development traffic down 49th Street. And it may be, you can see that 49th Street has been partially dedicated and it may be, someday, that this property owner may come back in and ask for the improvement and the use of 49th Street to have access to lots that would be south of the lake. But that's not something that you're approving today. The only access that you're approving today is related to the site plan that shows the access to 53rd Street to the north."

Commissioner McGinn said, "And the people up there at 53rd Street, they didn't have any problems with trucks going in and out of there?"

Mr. Krout said, "Well, there was a property owner who did indicate some concern. It seemed kind of mild. He was more concerned about issues like will there be dust control and the term limit it's allowed for 10 years."

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

Commissioner Gwin said, "Thank you, Mr. Chairman. Marvin, with a lake that size and the setbacks that are shown on this, in the future how many lots could possibly be there, if they chose to use more than one?"

Mr. Krout said, "Well, that depends on if water and sewer is provided. Let's say that there is sewer but not water, you might be able to do half acre lots and you might be able to get 20 to 30 lots, maybe, on this tract."

Commissioner Gwin said, "Okay."

Mr. Krout said, "That's just a guess, but there is enough room, there is enough setback between the lake surface and the property line that you could put a street and lot depth adjoining the lake surface."

Commissioner Gwin said, "Okay, well it looked a little close on the west side."

Mr. Krout said, "On the west not, but I think on two sides you would have substantial area."

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Chairman Winters said, "Commissioner McGinn."

Commissioner McGinn said, "I want to clarify something with that. That half acre is if there's sewer and water."

Mr. Krout said, "Half acre if there is sewer and no water. If there was sewer and water and they rezoned to an urban density then you could go to a higher density than that."

Commissioner McGinn said, "I guess I didn't realize. I thought septic tanks were on two acres, not one."

Mr. Krout said, "Septic tanks can be on two acres in the Rural Residential District, the green area and in most of the rural County but closer to the City, this SF-20 District, the brown area will allow half acre lots if you can do a septic system. And you see to the south the older subdivision is on lots that are probably even less than half an acre in size. They're on septic tanks. There may be some ground water problems in that area, with those septic tanks on those small lots."

Commissioner McGinn said, "That's all I have for now."

Chairman Winters said, "All right, thank you. This is not a public hearing but it is our custom to receive comments from anyone who would like to address the Commissioners concerning cases such as this. So, I would begin by asking if there's anyone here who would like to speak in support of this application? If there's anyone here who would like to make any comments in support of this application? Okay, come forward please."

Mr. Russ Ewy, Agent, Baughman Company, PA, greeted the Commissioners and said, "I'd just like to state that we are in agreement with the conditions placed on this property by the Planning Commission and are willing to accept the additional condition of the covenant, in lieu of an easement, that Marvin briefly touched on. Be more than happy to answer any other questions."

Chairman Winters said, "All right, thank you, Mr. Ewy. I see no questions at this time. Is there anyone else who would like to speak in support of this application? Is there anyone who would like to speak in opposition to this application? Is there anyone here this morning who is opposed to this application that would like to address the Board of County Commissioners? Anyone opposed to this zone change

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application? All right, seeing no one we'll limit discussion to staff and Commissioners. Commissioner McGinn."

Commissioner McGinn said, "Thank you. Marvin, can you come back up here again. I noticed there was some concern about hours of operation. I guess I don't understand the need to say 'from 6 a.m. in morning til sunset' knowing that quite a few sandpits shut down around five o'clock. Why couldn't we have something in there that was like seven or something like that. And my concern is we do have a neighborhood just south of that area."

Mr. Krout said, "You could amend those conditions and maybe the applicant would be able to respond on what flexibility they have. There was discussion about it with the Planning Commission but I don't recall that it was an issue with either of the neighbors who got up and spoke. This has been a standard condition and it's been generally acceptable, although from time to time, when we've had concerns then that has been narrowed. The time in the evening has been narrowed."

Commissioner McGinn said, "Well, you know a lot of sandpits, they usually begin in an area that doesn't have housing around it to start with. I guess I'm just trying to prevent future phone calls to me, since we do have an established neighborhood just to the south."

Mr. Krout said, "I would say, in this case, you have more people living closer to this sandpit than the average."

Commissioner McGinn said, "And I'd like to ask the applicant if that would be something that they would consider but before I do, Marvin, I've got another question for you. The time of top soil removed they have six months and I suppose that's a standard practice, too, but up in that area, where we have sand all over the place and when the wind blows we can have pretty dusty sky there pretty quickly. I'm just wondering, is that six months, it's just standard practice and that doesn't usually get changed either?"

Mr. Krout said, "It was changed once in the last few years that I know of, and it was changed at the request of the applicant from six months to one year but six months has generally been the standard."

Commissioner McGinn said, "And there again, concerns with neighborhoods close by. I remember watching 37th and Ridge, soil being removed from that and it was quite a mess a lot of days and so, I'm just wondering, because of this area being so sandy, if that should be changed a little bit as well."

Mr. Krout said, "I don't think it would create a big operational problem to narrow that some but, again,

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I suggest you talk to the applicant.”

Chairman Winters said, “Would you like to ask Mr. Ewy that right now?”

Commissioner McGinn said, “Yes, I’m ready.”

Chairman Winters said, “Russ, would you please come back up to the podium.”

Mr. Ewy said, “Absolutely. First things first, the hours of operation; again something, an item that’s relatively standardized. Something that we have really never dealt with, as far as thinking about changing those hours of operations. There are some pits, and Marvin can correct me if I’m wrong, that depending on the type of pumps used to extract the sand, I assume that there’s an electric pump that is somewhat quieter, that in those particular cases they’re asked to go 24 hours a day. But by in large, the majority of these are controlled, basically, during the daylight hours. We would be able to discuss that, if that’s a concern of yours, and limit the hours to seven o’clock in the evening.”

Commissioner McGinn said, “Well, I’m kind of concerned with the neighborhood but also, I guess, you’re kind of talking about just the pumping. I was concerned, too, that trucking might be going on as well.”

Mr. Ewy said, “The site is going to be limited in scope. It’s a small lake, compared to the area of the application. I think it would be reasonable to . . . that would be something that would be reasonable, to limit the hours in this particular situation. I don’t think we’d oppose that limitation.

“Your second concern; again, this site . . . sandpits differ from region to region and from site to site. This particular site, according to the boring tests that we have done, has a considerable amount of overburden. I believe in some instances up to four feet. Whereas, in a lot of areas, as a matter of fact, one that we’re working on to the north of this site, has extremely less overburden. We feel that six months striping in advance, that we’d still be able to maintain a soil that would not blow. We’re maintaining setbacks that will still be in vegetation. We feel that all these factors will combine to prevent some of the more obnoxious blowing of sand that you’re speaking to. So, we would ask the Commission to reaffirm that condition that we’re able to strip six months in advance.”

Commissioner McGinn said, “Thank you for that explanation. That’s all I had for now.”

Chairman Winters said, “All right, thank you. Let me just make a clarification. At the close of the

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portion where we were taking public comment, I referred to this as a zone change and this is not a zone change. This is a Conditional Use Permit for sand extraction. Commissioner Sciortino.”

Commissioner Sciortino said, “Thank you, Mr. Chairman. I think I have a question of you, Marvin, but maybe the other person also. In talking about the one person that protested, concerned about the dust and everything on the roads. It looks like most of the roads are dirt or gravel. I notice on Item 21 it does say ‘the applicant shall be responsible for maintaining all operational roads in a sand or gravel condition and shall supply water or other acceptable dust retardant to minimize blowing of dust’ but what exactly, what comfort can you give to the person? What does that mean? Supply water once a year, once a month, daily? What does that mean?”

Mr. Krout said, “Well, it means as necessary. I think that we have had other cases where we have had either sand extraction cases or we have a construction and waste landfill site in the City, around 31st and K-15 and that site, I know, because there were complaints at one time about it, is monitored on a regular basis by Code Enforcement and it is watered as necessary. If there is dust then they’re required to water it. The conditions here say that if there’s a violation of these conditions then the Conditional Use is null and void and so there’s really a burden on this property owner to do a good job of keeping the dust down, because if he doesn’t and he’s not meeting the condition and he’s not keeping it down, as necessary, then the Code Enforcement officer can determine that the use should be terminated.”

Commissioner Sciortino said, “Okay, thank you. That’s all I had. Thank you.”

Chairman Winters said, “Thank you, Commissioner. Are there other questions or comments, Commissioners? Commissioner McGinn.”

Commissioner McGinn said, “I just have one final comment. Just something to think about in the future. You know, we’ve been talking a lot about drainage and how we might do it in this area. It’s very flat and we’ve talked about retention ponds and things such as that. But also I think we need to think about another area that people are concerned about and that is exchange of surface water with ground water.

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The unfortunate thing is we really don't have good information on that. There was one study, and depending on who you talk to, you get different results. I guess, and Jack Brown, I know, is out of town but I guess I'd like to visit with Jack in the future. It would be interesting with a lot of the ponds that are opening up and exchanging with surface water, it wouldn't hurt maybe to do some testing in the future, and see if it's all all right. I had a conversation with you this morning and I guess Florida has done this and there hasn't been any information of contamination either. It would just be nice to know, one way or the other. Whether they do contaminate or they don't."

Mr. Krout said, "I agree, and there may be some more research out there from other communities. We did that research search with the Health Department a few years ago. There may be some more research out there."

Commissioner McGinn said, "I understood the applicant, that they didn't have a problem with the seven o'clock time limit. Is that correct?"

MOTION

Commissioner McGinn moved to Adopt the Resolution with the changes to Item 15 from 6 a.m. to 7 p.m. and Item 24 would be a covenant instead of a dedication.

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, Marvin. Did you bring that pointer with you or was that pointer

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already here?”

Mr. Krout said, “I brought it with me and I may not take it back.”

Chairman Winters said, “Throw it away when you get home. Thank you. Next item.”

2. MAPD MONTHLY REPORT.

Mr. Krout said, “Very briefly, we had in current plans 49 cases and an increase in our revenue because of a couple of large scale planned unit developments. One that’s coming to the City and one to the County. Included in the County cases were the Industrial Rezoning that the County approved recently on 21st and Hoover and also a sandpit, nearby in this area the Planning Commission looked at.

“We received an appeal to the County Board of Zoning Appeals that they’ll be hearing soon. This concerns the property owner and applicant for the proposed transfer station in Derby. Remember that he was talking about the composting operation that he had and intended to continue on that site. And he deferred action on requesting Industrial Zoning, which we had interpreted was necessary for this composting operations, because he wanted to try to convince the County that composting, commercial composting is a use that’s permitted as an Agricultural Use and doesn’t need the zoning and provides some case law to that effect. The County Building Inspection Department determined that . . . their opinion was that no, you do require zoning to do this composting operation and he’s appealing this administrative interpretation opinion to the County Board of Zoning Appeals. That’s their role, is to look at appeals on any administrative actions or opinions like that. So, they’ll be looking at that issue next week.

“We completed the Master Wireless Plan and Zoning Amendments sent it out. Had the public hearing just last Thursday with the Planning Commission. There were several new people who hadn’t been involved in the process before, which happens sometimes, who came to the meeting and, as a result, the Planning Commission has deferred action on that for 30 days and the City/ County staff task force that had been involved is going to try to get with some of these new carriers and talk to them about any concerns that they have.

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“In land use research, as you know, we’ve been continuing to try to bring some closure to the Comprehensive Plan. We have begun doing some research and organizing materials to be able to talk about agricultural preservation techniques at some point in the future, with an advisory committee. We have completed final revisions to the two neighborhood plans that were contracted last year, Hilltop and the North Midtown area and we’ve begun work on the new plans that were authorized this year.

“Last month, the Transportation Division played their role, wore their hat as the MPO, the Metropolitan Planning Organization, and as the County Commission knows, one of the issues that they had to deal with was prioritizing projects between the City of Bel Aire and the City of Wichita. I guess I can report to you that the Planning Commissions final action in the Transportation Improvement Program was to not include 37th Street, at this time, in the Transportation Improvement Program, because there was no local funding source but to talk about that in the future. To move Woodlawn to the year 2005 and to move two City of Wichita projects from the year 2005 to the year 2004. So, the Woodlawn project is funded for the year 2005 in the latest transportation program.

“Transportation worked a great deal over the last month with the consultant who’s been hired to do the update of the study on east/ west crossings and future traffic improvement needs over the Big Ditch. If and how we would do those crossings and is 13th Street a part of that picture or not. So, we’ve had our modeling and projections analyzed and evaluated and we’ve done some additional work assisting the consultant and their plans are to have another public meeting on that issue in the next month or two.

“I think I’ll stop there and ask you if you have any questions.”

Chairman Winters said, “Thank you, Marvin. I don’t know if I want to start this discussion but I saw your projections, Development Trend Project, the one in the green folder. And one of the things, I guess, you and I have had this discussion before but we look at the growth rates and population in Wichita/ Sedgwick County. I think there was a classification over the last six years and we’ve grown at 1.62% over the last ten years. We’ve grown at 1.62% and we’re projecting for the next 10 years to grow at .8 something and I keep looking at those numbers that we seem to be exceeding our projections in growth and I think those numbers are important for us to really try to have as accurate an account as possible and I’ve heard some forecasters say that they can really do a pretty good job by looking at what happened for the last ten years and put the dots on the maps for the next ten years. And we seem to be continually adjusting that down in a conservative manner. And I know that you’ve got reasons for that and we’ve had this discussion before but that’s still something that I would think that we would need to try to be as optimistic as possible and based on past growth rates.”

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Mr. Krout said, “Well, we continue looking at that situation. We work with the Center for Business Research at Wichita State who, by the way, recently had a workshop with us and talked about recent changes in the economy and population. That’s why we do it annually is so that we can review those numbers each time. But we do have those powerful demographics about the aging population, looking at the long range, and we think that that will have some affect. But we look at those, yes.”

Chairman Winters said, “Well, just remember that we look at them, too.”

Mr. Krout said, “I appreciate it. I’m glad you do.”

Chairman Winters said, “All right. Thank you. Are there any other questions of Marvin on his report?”

MOTION

Commissioner Gwin moved to Receive and file.

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, Marvin. Next item.”

NEW BUSINESS

G. PRESENTATION REGARDING THE OLDS PROJECT.

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Mr. Buchanan said, "I'd like to defer this for one week. Dr. Charlie Magruder, the Director of the Health Department, is in discussions with the Governor this morning about how to clean up the Ark River and I think it would be important for him to be here to answer any technical questions that might come up. So, if it would suit you, I would request that you defer this for one week."

MOTION

Commissioner Gwin moved to defer Item G for one week.

Commissioner McGinn seconded the Motion.

Chairman Winters said, "Can I make a quick comment. I looked over the part of the three or four page document that you had for discussion today and I didn't see anything in there about the original project in Elmira New York that started back in the 19 . . . late '70s, 1977. That program has a long history now, and so I would hope that, as we talk about this very significant project that we can really look at some of that community that's really been doing this for a long period of time. That may have been going to be in your report but I thought I'd mention that."

Mr. Buchanan said, "Thank you."

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."

H. AGREEMENT WITH CONSOLIDATED INVESTMENT GROUP FOR ADVERTISING RIGHTS AT THE KANSAS COLISEUM.

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Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, “This is our standard agreement for advertising rights at the Coliseum. Consolidated is a current advertiser with us. They have signs on the scoreboard for Wendy’s and Coors. Those agreements are expiring. These are new agreements to continue the relationship. We recommend approval.”

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, John. Next item.”

I. AGREEMENT WITH CITY OF DERBY TO PERMIT ACCESS TO SEDGWICK COUNTY'S COMPUTER AIDED DISPATCH SYSTEM.

Ms. Diane Gage, Director, Emergency Communications Department, greeted the Commissioners and said, “Before you is an interlocal service agreement that would permit the City of Derby to connect into our computer aided dispatch system. So, essentially, they would be an extension of our communications center.

“To kind of give you some of the background on this, this started several months ago when we discussed the possibility of it. We’ve been training dispatchers so the dispatchers in Derby are able to do the same thing the dispatchers down in our communications center can. And this provides us with an additional

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backup site, basically, should there be a problem where we're needing additional move out from the basement. This would give us one more place where we could do on an emergency basis, have dispatching going on.

"It also provides a greater level of service to the citizens in Derby. Right now, if someone in Derby calls 9-1-1, we're connecting that call into Derby and they're talking to the dispatcher in Derby. After this takes place, if someone in Derby calls 9-1-1 we'd be entering the call just like we would for anyone else in Sedgwick County. So, it would speed up the response times for Derby and then, if someone in Sedgwick County calls the Derby Police Department, which does happen, they don't want to call 9-1-1 so they find another police department number to call, then they would, in turn, be able to question the caller and get the call started to us a lot quicker than we can right now. I'd be happy to answer any questions."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. As I understand it, this is just another way that we can join with one of our 20 communities in helping improve the service. The one thing that I have heard in the past, a person from Derby could call. They'd start telling what was wrong. We'd have to stop them and then switch over to the Derby Police Department and they'd, more or less, have to retell their story again. This makes it pretty well seamless, is that correct?"

Ms. Gage said, "That's right. They wouldn't have an idea where. . . it wouldn't matter where the dispatcher was that they were talking to. We'd ask the questions just like we would anybody else who calls us and there would never be the second voice on the line, when we transfer the call. So, that would improve the service tremendously."

Commissioner Sciortino said, "I'm really happy. And it actually eliminates the need for Derby to have to purchase a new stand alone CAD system. Is that correct?"

Ms. Gage said, "That's correct and it also improves their service, because right now they're in with our mobile computer terminals. They have access and those terminals are within their cars, but they can't receive any of the information on calls, when we dispatch them, because their dispatchers aren't on our system. So, now they would be able to get the calls from the dispatch center just like a Sheriff's Officer, a Wichita Police Officer does right now."

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Commissioner Sciortino said, “And then you said something about in an emergency or a catastrophe, the Derby Center could actually act as a backup for us to be able to, like a second parachute on a . . .”

Ms. Gage said, “Right, we have one backup center right now and as long as we can keep the computer systems running, we can have one dispatcher go down there and help dispatch for like Sheriff or whatever we determine would meet the needs at the time. And we can provide that same service, in return, to Derby that, should there be something happen at their communication center, their dispatchers would be able to operate out of downtown.”

Commissioner Sciortino said, “So it’s a win/ win for everybody.”

Ms. Gage said, “Oh, I think it’s a wonderful opportunity.”

Commissioner Sciortino said, “That’s great. Thank you. That’s all I have.”

Chairman Winters said, “All right, thank you. Commissioners, are there any other questions? If not, what’s the will of the Board?”

MOTION

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

Commissioner Hancock seconded the Motion.

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

VOTE

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

Chairman Winters said, “Thank you, Diane.”

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Ms. Gage said, "Before I leave, I do have some people who have been instrumental in making this happen."

Chairman Winters said, "Yes, would you please introduce them."

Ms. Gage said, "In the back we have Chief Mike Hauschild from the City of Derby's Police Department. And then there have been two people from our department that have spent a considerable amount of time getting this to happen. Kent Koehler has taken care of all the technical ends of it and then Linda Staats is our training supervisor. She's not only been doing the training for us, but has coordinated all the training to insure the Derby dispatchers are able to operate on our system."

Chairman Winters said, "All right, very good. Well, thank you all for being here and we're glad this partnership has worked. Commissioner Sciortino."

Commissioner Sciortino said, "Would the Chief, would you like to say anything about this system or program?"

Chairman Winters said, "Come right up to the microphone."

Chief Mike Hauschild, Derby Police Department, greeted the Commissioners and said, "I'm not a politician, but given the opportunity I'll say something. I do thank you. I encourage you to sign this agreement. This agreement was born, about 18 months ago, in this room the day that Sheriff Hill announced the operation of the mobile computer terminals. Diane and her staff were here and we carried on a conversation about what technology is today, because I'd mentioned this proposition years ago. Technology wasn't there, so after 18 months worth of discussions and a lot of good training from Ms. Staats we're ready to go. I think it is a win/ win situation for everyone all around. Thank you."

Chairman Winters said, "All right, thank you, Chief. We appreciate your being here and your support. You know, there's a lot of places where we see technology at work and one of the places where that is taking place is in law enforcement and public safety and how we provide additional service to our citizens and technology, although certainly complicated, is now part of everyday operation and it's good to see that we can make a link-up with your department, your city, in providing this better service. So, thanks for your input."

"Commissioners, we've had the report and we have a motion. Or did we already vote on the motion?"

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We've already voted on the motion. It's a done deal. Thank you very much. Next item."

J. DIVISION OF HUMAN SERVICES.

1. CONTRACTS (TWO) WITH MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS.

! FAMILIES ATTENDANT CARE PROGRAM PROVIDING ASSISTANCE TO FAMILIES OF CHILDREN WHO HAVE A SEVERE EMOTIONAL DISTURBANCE.

! ATTENDANT CARE PROVIDING ONE-TO-ONE SUPPORT TO, OR SUPERVISION OF, SEVERE AND PERSISTENTLY MENTALLY ILL INDIVIDUALS.

Ms. Deborah Donaldson, Director, Division of Human Services, greeted the Commissioners and said, "I'd like to make a slight correction on the first contract. It is the Families A.C.T.S. program and they provide assistance to families of children who have severe emotional disturbance. A.C.T.S. stands for Families Assisting Children Together. This particular program are families working with families, in terms of educating themselves about their children's mental illness, supporting each other through the different phases and areas that they have to work on and also developing strategies to make sure that their children have the education that they need. This program has excellent credibility between the family members. It's \$14,000 of State funds. I'd be glad to answer any questions."

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Chairman Winters said, "All right, thank you. I see no questions. Now, is that for the first one or is that for both of them?"

Ms. Donaldson said, "This is for the first one."

Chairman Winters said, "I think we can take both of them. Why don't you go ahead and talk about the other one and we'll take them both together."

Ms. Donaldson said, "Okay, the second one is the Adult Attendant Care program, again with the Mental Health Association. This program is for adults with a serious mental illness many of whom have been in institutions and one thing that happens, when people are very ill and in institutions, is that they just don't learn many of the basics that we all take for granted. And so an attendant may work with an individual and perhaps they would go with them to a grocery store and, quite frankly, teach them how to shop and then go back to their apartment and teach them how to make a meal, so they can live independently in our community. The funds involved here would be \$590,000 and these are also State funds. I would recommend your approval."

Chairman Winters said, "All right, Commissioners, are there questions or comments?"

MOTION

Commissioner Gwin moved to Approve the Contracts 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

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

Chairman Winters said, "Next item."

2. AMENDMENT TO CONTRACT WITH MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS TO PROVIDE SECURITY SERVICES AT GROUP HOME RESPITE BED FACILITIES.

Ms. Donaldson said, "Commissioners, this particular amendment evolved because, over time, as we have had more folks move back to our community from institutions there have been times where people are in pretty severe crisis and we have asked the Mental Health Association, in terms of the residential piece of this, to provide services to people who have more and more disturbance. They have approached us and have felt like that to continue to do this they would need some kind of security presence. And this truly is an alternative to using a hospital bed for this purpose and we also maintain security services at our crisis program for that same reason. That would be \$43,000 of State funds to provide this service. I'd be glad to answer any questions."

Chairman Winters said, "All right, thank you. Commissioners, comments, questions? If not, what's the will of the Board?"

MOTION

Chairman Winters moved to Approve the Amendment to Contract and authorize the Chairman to sign.

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Commissioner McGinn seconded the Motion.

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

VOTE

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

Chairman Winters said, "Next item."

- 3. DELETION OF ONE FISCAL ASSOCIATE POSITION, RANGE 16, AND ONE FIELD CASE MANAGER POSITION, RANGE 16, FROM; AND ADDITION OF ONE ADMINISTRATIVE ASSISTANT POSITION, EXECUTIVE LEVEL, RANGE 18, AND ONE DIVERSION/DISCHARGE SPECIALIST POSITION, RANGE 18, TO; THE COMPREHENSIVE COMMUNITY CARE (COMCARE) STAFFING TABLE.**

Ms. Donaldson said, "Commissioners, these deletions and additions are in the Community Developmental Disability Organization program, and as you know that program manages the developmental disability services throughout this community. We have found, with experience and our new director has also assessed what we are doing, and it appears we really need some higher level positions to continue to do the kind of work that we're doing. One of these positions requires some supervisory experience and time and we are not able to get that at a 16. And also to oversee our basis data system, which certainly is a higher level. And we also need, the other position, an individual who is a liason for us to the State hospitals, the intermediate care facilities and representing us at State meetings. I would recommend your approval."

Chairman Winters said, "Thank you. Commissioners, questions, comments?"

MOTION

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Commissioner Gwin moved to Approve the deletions from and additions to the COMCARE Staffing Table.

Commissioner McGinn seconded the Motion.

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

VOTE

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

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

K. ADDITION OF ONE SENIOR JUVENILE COORDINATOR POSITION, RANGE 21, AND ONE LEGAL ASSISTANT POSITION, RANGE 17, BOTH GRANT-FUNDED, TO THE DISTRICT ATTORNEY'S STAFFING TABLE.

Ms. Jane Moralez, Compensation Specialist, Division of Human Resources, greeted the Commissioners and said, "The District Attorney has received notice of funding, through the Juvenile Justice Authority, of a grant award in the amount of \$147,027, part of which will be used to expand their Juvenile Diversion Program by adding one full-time Juvenile Coordinator and one full-time Legal Assistant, who will work with the new justice program, Family Group Conferencing. The District Attorney will work in partnership with Inter-faith Ministries who is responsible to facilitate the conferences. The total project cost is \$147,027. Eighty-one thousand one hundred and eighty-four for use by the District Attorney's Office and \$65,843 for use by Inter-faith Ministries. The funding cycle is May 1st of 2000 through June 30th of 2001. I recommend your additions to the Staffing Table and be happy to answer any questions."

Chairman Winters said, "All right, thank you. Commissioners, you have questions or comments?"

MOTION

Commissioner Sciortino moved to Approve the additions to the District Attorney Staffing Table.

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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, Jane. Next item."

L. WAIVER OF POLICY TO HIRE A SENIOR ZOOKEEPER, HERPETARIUM, AT RANGE 19, STEP 6.

Mr. Mark Reed, Director, Sedgwick County Zoo, greeted the Commissioners and said, "We have had a vacancy in our Herpetarium at the Senior Keeper level, which is a supervisory level, at the Zoo for six months. We looked locally, in-house, and eventually advertised nationally, not once, but twice. As you know, we have one of the most professional, conservation minded, herpetological staff in the country. We're nationally recognized. We've been returning toads to Puerto Rico and iguanas to Jamaica. Our national magazine, we just provided the cover photograph of the Jamaican Iguana and the Nike jacket that our staff is responsible for getting the grant to get these jackets. We found a candidate at the Montgomery Zoo in Alabama that has supervisory experience and has already gone through a tremendous amount of training, through our national organization, in stud book training and conservation based population management work. We think he'll be a tremendous asset for our department and we would like to bring him in at step 6, based on what he's making now at the Montgomery Zoo and footing a little bit of moving expenses there."

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

Commissioner Gwin said, "Just real quickly, could you hold that book back up so the TV camera can take a picture of the vest? Because I love the picture, when I saw the Communique magazine, I knew that was one of our vests, but we didn't get credit for it in the body of the article, did we?"

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Mr. Reed said, "I couldn't find it anywhere either."

Commissioner Gwin said, "I looked really hard and when I saw it I thought, 'that's ours.' That's the one we got the grant for. So, I just wanted folks to see it again and know how important the work of the folks in the Herp, how important their work really is. Thank you."

Mr. Reed said, "Thank you very much."

Chairman Winters said, "Thank you. Commissioners, any other questions or comments regarding Item L?"

MOTION

Commissioner Gwin moved to Approve the policy waiver.

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, "Mark, as we approach the halfway point this year, coming close to mid-point in the year 2000, how are your attendance projections and how are things with the opening of the new exhibit going at the Zoo?"

Mr. Reed said, "I think we're on a projection to set a new record this year. I'm pretty sure we're going to have a record June attendance. It's the best first six months in my 21 years at the Sedgwick County Zoo. So, we're real excited and things are happening."

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Chairman Winters said, “Okay, very good. Well, I’ve just heard a tremendous amount of good comments about the new ‘Pride of the Plains’ exhibit. I haven’t heard anyone come away from that disappointed. So, good job. Next item.”

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M. AMENDMENT TO THE 2000 CAPITAL IMPROVEMENT PROGRAM (CIP) TO REPLACE THE DECK ON THE BRIDGE OVER THE LITTLE ARKANSAS RIVER ON RIDGE ROAD BETWEEN 109TH STREET NORTH AND 117TH STREET NORTH; DESIGNATED AS B-389 IN THE CAPITAL IMPROVEMENT PROGRAM. DISTRICT #4.

Mr. David C. Spears, P.E., Director/County Engineer, Public Works, greeted the Commissioners and said, "Item M is an amendment to the 2000 Capital Improvement Program. For your consideration today is the replacement of the deck on the bridge over the Little Arkansas River on Ridge Road, between 109th and 117th Streets North. The total cost of the deck replacement is estimated to be \$500,000. I recommend that you approve the amendment to the 2000 Capital Improvement Program."

MOTION

Commissioner McGinn moved to Approve the CIP amendment.

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, "Thanks, David. Next item."

N. REPORT OF THE BOARD OF BIDS AND CONTRACTS' JUNE 15, 2000 REGULAR MEETING.

Mr. Darren Muci, Director, Purchasing Department, greeted the Commissioners and said, "You have Minutes from the June 14th meeting of the Board of Bids and Contracts. There are three items for consideration."

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(1) ELECTRIC SERVICE AMENDMENT- DIVISION OF INFORMATION & OPERATIONS

FUNDING: DIVISION OF INFORMATION & OPERATIONS

“Item one is an electric service amendment, contractual agreement for the Division of Information and Operations. It was recommended to accept the proposal of Western Resources. This essentially changes us from a large, general service customer to a time of day rate customer and there is a memo attached, I’m sorry, a spreadsheet attached identifying the changes in the rates. This will be a substantial reduction in our costs.

(2) ELEVATOR MAINTENANCE AGREEMENT- DIVISION OF INFORMATION & OPERATIONS

FUNDING: DIVISION OF INFORMATION & OPERATIONS

“Item two is an agreement for elevator maintenance, again for the Division of Information and Operations. This agreement is with Dover Elevator who’s the manufacturer of the elevators. This is an annual agreement for Dover Elevator in the amount of \$23,644.08. Actually, this is a two year agreement.

(3) FIRE & SECURITY SYSTEM ANNUAL TESTING- DIVISION OF INFORMATION & OPERATIONS

FUNDING: DIVISION OF INFORMATION & OPERATIONS

“Item three is the fire and security system annual testing for the Division of Information and Operations. This is for the Adult Detention Facility. It was recommended to accept the proposal of Simplex Time Recorder. That amount was \$30,240.

ITEMS NOT REQUIRING BOCC APPROVAL

(4) CONSULTANT SERVICES WEAPONS OF MASS DESTRUCTION/ HAZARD VULNERABILITY- EMERGENCY MANAGEMENT

FUNDING: EMERGENCY MANAGEMENT GRANT

“There was one item that was tabled for review. Those were proposals for the consultant services Weapons of Mass Destruction and Hazard Vulnerability for Emergency Management. Again, those proposals are being reviewed.

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

Chairman Winters said, “All right, thank you, Darren. Are there questions or comments? If not, what’s the will of the Board?”

MOTION

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

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, Darren. Next item.”

CONSENT AGENDA

O. CONSENT AGENDA.

1. Right-of-Way Agreements.

- a. Three Temporary Construction Easements for Sedgwick County Project-Brookhaven Sanitary Sewer – Phase I; Minneha Township. District #1.
- b. Two Easements for Right-of-Way for Sedgwick County Project No. 833-I, J, N½ K; Webb Road: North Wichita City Limits to K-254; Payne Township.

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CIP #R-238. District 1.

2. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V2038	\$154.00		Towanda Gables
V2041	\$275.00	1	Steffen's 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.

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
C99042	\$513.00	\$554.00
C94049	\$165.00	\$161.00
V2024	\$398.00	\$255.00
V7021	\$299.00	\$478.00

4. General Bills Check Register of June 16, 2000.

5. Payroll Check Registers of June 9 and June 15, 2000.

6. Budget Adjustment Requests.

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

MOTION

Commissioner Hancock moved to Approve the Consent Agenda as presented.

Commissioner Gwin seconded the Motion.

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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, "Is there other business to come before this Board? It's my understanding we do not need to have an Executive Session in the Regular Meeting. Is there any other business to come before the Regular Meeting of the Board of County Commissioners? At this time, I'll adjourn the Regular Meeting of June 21st."

P. OTHER

Q. ADJOURNMENT

Regular Meeting, June 21, 2000

There being no other business to come before the Board, the Meeting was adjourned at 10:20 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

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