

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

### **REGULAR MEETING**

**FEBRUARY 14, 2001**

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, February 14, 2001 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chair Carolyn McGinn; with the following present: Chairman Pro Tem Ben Sciortino; Commissioner Betsy Gwin; Commissioner Tim R. Norton; Commissioner Thomas G. Winters; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Marvin Krout, Director, Metropolitan Area Planning Department (MAPD); Ms. Irene Hart, Director, Division of Community Development; Ms. Jane Moralez, Compensation Specialist, Division of Human Resources; Mr. Gary Steed, Sheriff; Mr. Robert W. Parnacott, Assistant County Counselor; Mr. Jarold D. Harrison, Assistant County Manager; Ms. Jeannette Partridge, Contract Administrator, Comprehensive Community Care (COMCARE); Ms. Annette Graham, Director, Department on Aging; Mr. Marty Hughes, Revenue Manager, Division of Finance; Mr. Richard Vogt, Chief Technology Officer, Division of Information and Operations; Mr. John Nath, Director, Kansas Coliseum; Mr. Mark R. Borst, P.E., Engineer, Bureau of Public Works; Mr. David Spears, Director, Bureau of Public Works; Ms. Iris Baker, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

### **GUESTS**

Mr. John Rolf, Economic Development, Wichita Area Chamber of Commerce.  
Mr. Tim Witsman, President, Wichita Area Chamber of Commerce.  
Mr. Scott Frazier, Plant Controller, Evcon Industries, Incorporated.

### **INVOCATION**

The invocation was led by Reverend David Henion of Harvest Community Church.

### **FLAG SALUTE**

### **ROLL CALL**

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

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**CONSIDERATION OF MINUTES:      Regular Meeting, January 17, 2001**

The Clerk reported that all Commissioner Gwin was absent at the Regular Meeting of January 17, 2001.

**Chair McGinn** said, "Commissioners, you've had a chance to review the Minutes of January 17<sup>th</sup>. Do I have a motion to approve?"

**MOTION**

Commissioner Sciortino moved to approve the Minutes of the Regular Meeting of January 17, 2001.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Abstain
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Next item."

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**PLANNING DEPARTMENT**

- A. CASE NUMBER ZON2000-00062 - ZONE CHANGE FROM "SF-20" SINGLE-FAMILY RESIDENTIAL TO "LI" LIMITED INDUSTRIAL ON 26.4 ACRES OF PROPERTY LOCATED NORTH OF K-96 AND EAST OF GREENWICH ROAD.**

**POWERPOINT PRESENTATION**

**Mr. Marvin Krout**, Director, Metropolitan Area Planning Department (MAPD), greeted the Commissioners and said, "I'm bringing you one case this morning. This is a request to re-zone a wedge shape piece of land that you can see that runs along K-96, around the north side of K-96 east of Greenwich and also one small acreage lot that was an out parcel of a previous zoning request to the north.

"The request is to re-zone the property from the SF-20 which is a suburban classification, a lot of land within three miles of Wichita is in that classification today, to the Limited Industrial category. This is actually a proposed expansion of 160 acres, a whole quarter section, that was approved by the County for re-zoning just to the north of this area, north of K-96 and east side of Greenwich running all the way up to 29th Street, which is off the map in front of you. That was approved in August and this is a request to expand that zoning. I think you're aware that the area on the west side of Greenwich owned by the same applicant is very successful now in the market in attracting some new industrial development. There seems to be a market. The first step in good planning is to identify sufficient industrial land that is properly located for the jobs that stimulate all the rest of the economy, as the Chamber representatives here will tell you this morning.

"The Planning Commission considered this request last month. They voted unanimously to recommend approval, subject to the findings that were in the staff report and subject to the conditions that were recommended, which include platting and a protective overlay. The purpose of the Protective Overlay is to make sure that this continues to develop just as the property to the north and the property to the west of Greenwich in an industrial park type of character. So there are some special screening requirements and sign requirements and there is actually an Industrial Park category but in this case the applicant is looking for a little more flexibility of uses that the Limited Industrial provides. But in terms of the character, we think that it will be a high quality development and some of these conditions will help to ensure that.

"I have slides of the area if you are interested, but you've already seen the slides of the area in the previous request and I think I'd stop here and ask you if you have any questions."

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**Chair McGinn** said, "Thank you, Marvin. I see we don't have a public hearing on this. First off, we don't have any questions from the Commissioners right now, but if there is anybody here from the public who would like to speak to this issue, I'll give you the opportunity now. Seeing none, we'll limit discussion to the Bench. Commissioners, do you have any questions on this item? Commissioner Norton."

**Commissioner Norton** said, "Marvin, what are some of the industrial uses that can fall into that category?"

**Mr. Krout** said, "Well, the Limited Industrial category is a pretty broad category. It allows all kinds of manufacturing, all the airplane manufacturers are actually in that category. It also allows warehousing uses, office showroom type uses, you can have retail uses and commercial uses also in this category. One of the conditions is saying that, based on what we know of this area, we don't think it is going to become another regional mall, but that is why one of the conditions has to do with a cap on traffic, unless the applicant does a traffic study and then suggests additional improvements that would be done to the area. It is primarily office warehouse, office showroom types of uses, not the heaviest of the industrial uses that you would find in the old north industrial area or what we require by Conditional Uses today."

**Commissioner Norton** said, "Is that in the confines of the city limits or is it outside?"

**Mr. Krout** said, "This property?"

**Commissioner Norton** said, "Yes."

**Mr. Krout** said, "This property is coming to you because it is outside of the city limits. It is eligible to be annexed. Typically, what would happen is that at some point in the platting process and before the plat is recorded, the applicant would request annexation, be provided the water and sewer services agreement and would have the property annexed at the same time that he is recording the plat."

**Commissioner Norton** said, "Okay. Would that piece of property be advantageous for a transfer station? Would it fit into that or does the business overlay keep it out of there?"

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**Mr. Krout** said, "Today, you can have a transfer station only by Conditional Use in Limited Industrial zoning or in Rural Residential zoning. It has some of the positive locational criteria, because it is located like the one that was approved at West and K-96, near a freeway. But that is a big land user and that probably doesn't necessarily fit in with the other uses that are planned for this tract, although I'll say that one of the uses to the north that was proposed by the applicant is to have a construction yard/ maintenance yard facility for his construction equipment and materials. So, there probably will be some heavy outdoor uses in this area."

**Commissioner Norton** said, "Thanks, that's all I have."

**Chair McGinn** said, "Commissioner Gwin."

**Commissioner Gwin** said, "I guess before I'll ask questions, do you want to show us the slides real quickly?"

**Mr. Krout** said, "I already have. I can back up and show you again, but there is not much to show."

**Commissioner Gwin** said, "I was going to say, all I can see there is the soccer field but at this point there is not much out there, right?"

**Mr. Krout** said, "No. You can see some of the initial construction. I think you heard or maybe you were even involved in the ground breaking for Culligan on the west side of Greenwich across the street. We're seeing other action. You are looking along a power line that is just north of K-96 and forms the north line of this tract. But basically, what we are expecting is that the two tracts, the quarter section and this 26 acres will be developed all together."

**Commissioner Gwin** said, "Then back to the zoning map that you had earlier. It would seem to me that this would be an appropriate expansion of that type of use based upon the fact that we've approved adjacent to it."

**Mr. Krout** said, "Right. I didn't bring along a pointer. This zoning map is partly out of date. The white area, on the northwest corner of K-96 and Greenwich, is already zoned Industrial. This area, about 100 acres, has been zoned Industrial. This area was zoned Industrial, but now they're thinking more about retail uses because of the proximity to 21st Street."

**Commissioner Gwin** said, "Well and because that off ramp is right there, too."

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**Mr. Krout** said, "Right. This is the area that was previously re-zoned subject to platting. That is why it doesn't show on the map today. This is a request by the same applicant then, to extend that zoning area. The applicant, by the way, the same applicant is platting this property, going all the way to 127th Street, for about 250 single family lots. They are aware that there will need to be a good transition between the Industrial and Residential but basically it is only impacting his own property."

**Commissioner Gwin** said, "Okay. There are a couple of factors. I think the zoning is certainly appropriate at that site, based upon adjacent land use, too and the fact that the Planning Commission unanimously supported it. I don't show anything in my back-up about any protests at all."

**Mr. Krout** said, "No protest petitions were filed. No one showed up at the Planning Commission in opposition."

**Commissioner Gwin** said, "Okay. I could certainly support this. Thank you, Madam Chair."

**Chair McGinn** said, "Thank you. I don't see any other questions."

### MOTION

Commissioner Gwin moved to adopt the findings of fact of the Metropolitan Area Planning Commission and approve the zone change subject to the additional provisions of Protective Overlay #86 district and subject to platting within one year; adopt the Resolution and authorize the Chair to sign; and instruct the MAPD to withhold publication until all conditions have been complied with.

Commissioner Sciortino seconded the Motion.

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

### VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye

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Chair Carolyn McGinn

Aye

**Chair McGinn** said, "Thank you. Thank you, Marvin. Before we go to the next item, I would like to introduce Former Commissioner Don Gragg, who is in the audience today. Welcome to our meeting. Clerk, call the next item please."

### NEW BUSINESS

#### **B. DIVISION OF COMMUNITY DEVELOPMENT.**

##### **1. PRESENTATION REGARDING ANNUAL YEAR-END REPORT OF CHAMBER OF COMMERCE ECONOMIC DEVELOPMENT ACTIVITIES.**

**Ms. Irene Hart**, Director, Division of Community Development greeted the Commissioners and said, "My role right now is to introduce John Rolf and Laurie Usher from the Wichita Area Chamber of Commerce to give you their year end report from the calendar year we just completed."

### POWEPOINT PRESENTATION

**Mr. John Rolf**, Economic Development, Wichita Area Chamber of Commerce, greeted the Commissioners and said, "What we've prepared for you this morning is just a summarized view of the activities and results of the year 2000 in economic development. In case I didn't say it, I am with the Wichita Area Chamber of Commerce.

"I do believe each of you have a copy of this with you. It is a little small here on this screen, but let me point out a few of the highlights. As you can see, in our direct contacts for the year of 2000, there was a grand total of 550. If we were to break that down, in terms of outside recruitment and companies that we were working with, there were 191 total and then on the local contacts, 359. One of the things I would point out on this particular page is that the local contacts are about twice as many as the outside recruitments, which really emphasizes one of the things that we've always said which is the majority of our growth is going to come from our local companies. We certainly place a strong emphasis on working with our local companies, in terms of expansions and their growth.

"The next page just gives you an overview of some of the presentations that we've made. For the year of 2000 there were 68 of those. Some of those include companies and site consultant companies such as

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Price Waterhouse Coopers, which is a large New York firm. Some of the others are Arthur Anderson, Trimmell Crowl Company, based out of Dallas. Those again are just a few of the site selection companies that we work with that often companies do hire to assist them in their expansion as well as their recruitment efforts.

"I'll now just turn our focus to the results from this year. On the local side of things, in terms of our expansion and our retention, what we have there are the list of companies that we have directly been involved with. I won't go through those, but I will point out a couple of those, Air Techniques, Protection One and of course York International, which is locally known as Evcon Industries, but were some of the latest ones that we have announced, in terms of expansion. We were pleased with that. But all of those companies there represent a total of 1,232 jobs of which 3,533 were retained, a capital investment of 74.5 million and an annual payroll of 33.1 million. I might just highlight, on the York International, locally known as Evcon Industries. This particular expansion did create an additional 450 jobs. But as we talk about the retention of jobs, certainly as you all are aware, this is one of those companies where it was either going to be here or in another state. We're pleased that the selection was made here and the retention of those 750 existing jobs.

"On that final page, we'll show the new companies there that have relocated here as a result of some of our efforts. I have those four listed there, which represent 930 jobs and a capital investment of 19 million and an annual payroll of 23.4 million. I also have listed two projects there that are still pending that we've been working with since last year. Should those companies decide to do their expansion here, that would represent an additional 330 jobs with a capital investment of 18.2 million and an annual payroll of 11.7 million.

"Just in summarizing, it is always difficult to put a year's worth of activity in four pages, but I've attempted to do that. At this point, that really finalizes my presentation. If there are comments or questions, I'd certainly be happy to respond."

**Chair McGinn** said, "Thank you, John. Thank you for the presentation. We do have a question or comment. Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Madam Chair. John, just recently you and I had an occasion to 'chill out' when they had the ground breaking for the Hays Company. I, for one, and I'm sure my fellow Commissioners share this, are very pleased that the Chamber is also putting a lot of their effort into retaining existing companies and in helping them, whenever possible, to expand. It takes two new jobs to replace one job that leaves the community. I think it is great that we are letting the people who are here

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know that we really appreciate the fact that they are here. We're not taking them for granted. If they have something they would like to do to improve or expand, that we're going to try our best to help them. I just congratulate you on your efforts with that. Thank you."

**Chair McGinn** said, "Commissioner Winters."

**Commissioner Winters** said, "Thank you, Madam Chair. John, I just wanted to say thank you again, to you and Laurie both. Last year, while I was Chairman, I had the opportunity to participate with you and Laurie in presentations and watched you folks in action. Our community is very, very lucky to have you working for us in economic development. You put forward a very professional, entirely up-front, honest presentation. I think when outside folks take a look at the quality of our economic development folks, I think we're very proud. You both have done a very, very good job in that position. Tim Witsman was very fortunate to . . . I am sure he was very skillful, but we are very fortunate to have both of you working in our community and I just wanted you to know that from my perspective."

**Mr. Rolf** said, "Thank you."

**Chair McGinn** said, "Commissioner Gwin."

**Commissioner Gwin** said, "Thank you, Madam Chair. John, are there ongoing conditions or problems in our area that make your job more challenging? If there are, what might we do to help you take on some of those challenges?"

**Mr. Rolf** said, "There are always ongoing challenges for things we are doing. As we continue to work with the local companies, site consultants, there are things that do come up in terms of availability of buildings and space and those types of things. I think, collectively, with our partnership, we're working to address some of those things. I guess, right now, there is nothing specific that I have to request but certainly I think our continued partnership that we have with Sedgwick County, as we continue to move forward and those things come up, certainly would like to address those with you and maybe share those with you, for assistance."

**Commissioner Gwin** said, "I appreciate that too because I think the relationship we have has been very successful and we certainly want the government that creates rules and regulations that are favorable to businesses being here and expansion. If there is anything that you see in your efforts, you or Laurie or Tim, that we need to do better, please let us know."

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**Mr. Rolf** said, "I'll write my note afterwards. Thank you. Appreciate it."

**Commissioner Gwin** said, "Thank you, John. Thank you, Madam Chair."

**Chair McGinn** said, "Commissioner Norton."

**Commissioner Norton** said, "John, what are some of the pitfalls you see for the next couple of years. We've had a pretty good economic . . . everything in the country has been pretty economically sound. There is talk of recession and hard times and what do you see there? Are we going to have to fight harder for companies to come here?"

**Mr. Rolf** said, "I think that, Commissioner Norton, that is definitely one of the cases, I think as we move forward, certainly we'll probably see some slow growth or a little bit of slowing in the growth. I think we've been real fortunate in our area to experience a very large interest in companies interested in expanding, those that are expanding, as well as those that are very interested in coming here. Some of the, I guess maybe, things that we'll have to continue to look forward to is continuing to utilize our marketing efforts and resources, which we're doing some of those things right now with the new CD-rom and things of that nature, but also we'll have to address the availability of additional perhaps industrial parks, additional speculative buildings. That truly is what those site consultants and companies like to see available. Sometimes the turn around, in terms of them wanting to get started, could be any where from 60 days to maybe six months. In most cases, we're finding a lot of companies want to be up and running in between three and six months. Those are some of the quick responses to that and I think those are probably two items that will definitely have to be addressed somehow with others in the community that are a key component to that."

**Commissioner Norton** said, "You've got to have the infrastructure in place for companies when they are ready to hit the ground."

**Mr. Rolf** said, "Definitely, the infrastructure, the building, all of that, that's the key component."

**Commissioner Norton** said, "Thanks, John. That's all I have."

**Chair McGinn** said, "I guess I'd just like to echo what Commissioner Sciortino and Commissioner Winters said. One was the importance that you put on the local existing companies that are already here."

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Two examples that come to mind, one is Evcon who closed a plant and expanded that way. Another is a company that started here in Wichita and that is the Hays Company who continued to grow and needed a bigger and better facility. Quite success stories in both of those. I know you guys were both important factors in keeping them here. I think it is very important to take care of the companies that we have here. The other thing is that I do think that you and Laurie and Tim and all the folks down there that are working at the Chamber are doing a great job to help keep businesses here and bring new ones in. We appreciate your work."

**Mr. Rolf** said, "Thank you and thank you all for your support as well as our partnership."

**MOTION**

Commissioner Winters moved to receive and file.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you. Next item."

**2. AGREEMENT WITH THE WICHITA AREA CHAMBER OF COMMERCE TO PROVIDE ECONOMIC DEVELOPMENT SERVICES.**

**Ms. Hart** said, "Well we've heard what they did last year, we'd like to keep them around and keep them in business for another year. Economic development doesn't just happen. It needs to be organized. We're in major competition with other communities across the country. If we don't have an organized response, or a progressive response, then we fall behind. A strong and professional economic

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development program is essential to maintaining a diverse economic base in our community. Since 1998, Sedgwick County has partnered with Wichita Area Chamber of Commerce to provide comprehensive business retention, expansion and attraction services. The Chamber Economic Development staff are often the very first point of contact the business seeking to expand or move to Sedgwick County and they work at organizing the public and private resources to generate a coordinated comprehensive response to business.

"You heard today about some of the successes we had last year. We were in second place on two different companies that would have brought 1,000 jobs to this community but we were in second place. We lost out, one, because we weren't in the right time zone. That speaks well for our community to be able to deliver a package where it is just the clock that settled that one.

"I have for your consideration today an agreement with the Chamber to continue this service for another year. The total funding is in the amount of \$260,000. We have specific performance measures on job retention and job attraction and Tim Witsman, who is the President of the Wichita Area Chamber of Commerce, is here to speak to you."

**Mr. Tim Witsman**, President, Wichita Area Chamber of Commerce, greeted the Commissioners and said, "Thank you very much. Madam Chair, Commissioners, I don't have a lot to say. I thought based on your questions where you were asking about things or issues that I might make a comment to that because it's a good time with the public able to hear that. The Chairman and the County Manager and myself were involved with some looking at what are top issues. I must say that the group that looked at that came out with the same things our Chamber board did when they had their retreat. The things that matter to us are work force, air fare, education, the community marketing, infrastructure, downtown, and tax structure. It was really consistent across both of those. Some of those are being done outside of this contract but the Chamber gets additional money from some of its members. Mr. Norton, you were on the board and you know that's the case. That's a big focus.

"I must tell you it is a potential limiter of our ability to grow. We have to not only bring people in here, but we have some companies now who are asking us about the ability of our training systems in this State. That is a top priority with the Chamber and working at the legislative level. We need some changes. It is not that we don't have good people, it is that we don't have a great system compared to an Oklahoma, compared to a South Carolina or Wisconsin. This State is pretty decent, it does a good job on basic education. It has good accessibility for adults, in terms of their ability to go back and get additional training, but we're not very well organized to deal with the companies. When a company wants to hire

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and expand a couple of thousand people, we're not as well set up for that. That is something we're focused on.

"Air fare, obviously we're working on that and trying to work with the Mayor's Air Service Task Force. In addition, an external thing, we aren't going to change our focus on internal companies. Obviously, they get the first effort. But we have not, for five years maybe, done a really good job of marketing this community to the outside. So we have developed new written materials and the CD-rom we hope to have ready in May. We think it will be very high quality. We're using some of the same folks we used for the award winning website and we think that will help us. We're being more aggressive now about going out to visit site selectors, et cetera. Laurie was in California last week and she did take flashlights for each one of them. They got it, they understood what that meant. I still can't figure out why anyone wants to manufacture in California when they can manufacture in Sedgwick County.

"Those are the pieces and to say to the public one more time, there simply wouldn't be a united effort in this community if it had not been for the County. It was the County's idea, it wasn't the Chamber's idea. It was the County's idea to try to reunify the efforts. Frankly, it simply couldn't have been done without the County stepping up and doing that. So, we thank you. And I'll answer whatever questions you have."

**Chair McGinn** said, "Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Madam Chair. You know, Tim, I get a little squeaky when it comes to spending tax dollars, but if I did my math right, last year with retained and new jobs, we added 5,695 new jobs, representing \$56,500,000 in payroll and we're talking about spending less than \$45 a job and the impact of \$56,000,000 in new payroll, using the rule of seven or what have you, is definitely money well spent. The return on it would be so quick, that I just compliment you and your staff on what you're doing. I think the County is in this area spending their money very wisely, because it isn't costing us a penny, we're actually investing and we're getting a heck of a return on our investment. I thank you for it."

**Mr. Witsman** said, "I thank you. We really don't waste money. I think our folks are very frugal with what they do. There is one other issue I might mention to. It is kind of a long term issue that is beginning to scare me. Two weeks ago I was in Washington D.C. for the aviation summit. They had Bob Crandall, people from all branches from aviation. The issue is what is going on in the United States. We have got real problems with the air traffic control system, its ability to push things. Fifty percent of the flying public now goes through 17 hubs and they're having trouble ever building a runway. It is a mess. We're down

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to 75% on-time or . . . 75% of the flights are not canceled or delayed. Well, what that means is if you do a two leg trip like I do to Washington, you've got a less than one in three chance of being on time both ways. So it is a real problem.

"One of the things that is a problem on that is it is becoming so much more difficult to build infrastructure. In the major cities, a runway ought to cost \$100,000,000 to \$150,000,000. Seattle has been working at it for almost 15 years and their up to close to a billion. This is something that we've really been pushing at the federal level. We have to deal with . . . nobody wants to get rid of things like the environmental requirements, but we've got to make them so that they're not a barrier and so that we run state and federal requirements parallel. If we're more urbanized, as we are here, if we can't build highways, you know, if people can stop you all along the way and turn those into long projects, then I don't know how you run an urbanized society. If you can't build the runways, you can't build the sewers, you can't build the highways. Today, I don't think you could build the Kansas Turnpike because I think the cost, the time, the pay back, the cost benefit wouldn't be there. I doubt if you could build the Big Ditch with the E.P.A. regs. I think that is a huge issue.

"One of the most fundamental things governments do is to provide the infrastructure. If you can't do that for the public, then life gets really unpleasant. As New York, at one point, had three water systems. One was down, they were scared to take the second one down because they thought the third one might break. They finally realized, well we've got to do it. You can see what is going on with California. I think that is an issue that the business community and all the government levels have to work on is to make sure we can continue to provide what the citizens need there. All the economic development is based on those infrastructures."

**Chair McGinn** said, "Thank you, I think, Tim for bringing that to our attention."

**Mr. Witsman** said, "We're in better shape. I think it is a selling point. I think some of the metros are going to have trouble if they get to the point where they can't build those pieces and we will be more attractive."

**Chair McGinn** said, "I agree. Commissioner Winters."

**Commissioner Winters** said, "Thank you. I would just say one more time that I am certainly am going to approve this agreement. I think for a very small economic development department that the Chamber operates, we get a lot of return for just a couple people. I think one of the reasons is they are good quality people. I certainly am going to be supportive of this. Thank you."

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**Chair McGinn** said, "I have to compliment you and Commissioner Gwin because this was very new when we came here and kind of jumped on board on faith. Two years later, I'm seeing that you both made very wise decisions. So, appreciate you taking the lead on that. I don't see any other questions. Commissioners, what's the will of the Board?"

**MOTION**

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

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, Tim. Next item."

**3. LOAN AGREEMENT AND PROMISSORY NOTE WITH EVCON INDUSTRIES, INC.**

**Ms. Hart** said, "This is one of our success stories. York International Unitary Products Group had two manufacturing plants. For business reasons, they needed to consolidate to one. Our partnership, led by the Chamber, the State, the County, the City and our local utilities, worked together to present a proposal to York, which resulted in the retention of Evcon Industries here in Sedgwick County. Over 800 jobs currently and an expansion of up to over 1,200 jobs by July of 2005. As part of the incentives to help them stay here and to acquire land and equipment, make site improvements so that they can expand to

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those jobs, we have provided a forgivable loan, in the amount of \$350,000 for a five year period, subject to certain employment targets being met. They are well on the way to meeting those targets. On your agenda it says that Bob Fowler, who is Vice President would be here to speak with you this morning. He is unable to attend, due to a death in the family, but Scott Frazier, who is the Plant Controller, is here from Evcon Industries and would like to say a few words."

**Mr. Scott Frazier**, Plant Controller, Evcon Industries, Incorporated, greeted the Commissioners and said, "Thanks for having me here today. I wanted to give you a little bit of background about Evcon and York and why it came to the decision that it came to. First off, as a personal note, I'm a long-time resident of Wichita and Sedgwick County and I certainly appreciate the assistance that you are considering here for this plant consolidation. To give you a little background, if I may, as to the company. We are originally Coleman Heating and Air Conditioning Company. The Coleman Company sold the facility to a Canadian investment company in 1990. We grew from about \$100,000,000 of production to close to \$200,000,000 in 1995 and York International purchased us in March of '95.

"At that time, they had a plant similar to ours in Ohio, making air conditioning and furnaces for the residential market place. Most of York's sales, in the past, have been to the northeast, to the east coast. They bought us, at that point, in time because we had more of a southwest market place plus we were very strong with the manufactured housing market. But what happened almost immediately after the purchase was that they had an over-capacity situation. We were, primarily, a first-shift operation. Seasonality, we could go to a second-shift. But for the last three to four years, there has been a lot of debate as to what to do with this over-capacity.

"The H.V.A.C. business is very competitive. Cost is important. Certainly, to get the most out of your assets, you want to use them to the utmost. So, there has been a lot of discussion and I was more in the position of feeding information up the line during this period to the York board and so forth as to what we had to offer here in Wichita. It finally got to a situation where they were going to make a decision this summer to consolidate the residential plant to one location. By the way, if you're familiar with H.V.A.C. products, we market under the brand name of Coleman, York, and LuxAir. Our competitors are Trane, Carrier, Lennex and so forth. So it is a very competitive market. It really doesn't grow a whole lot. Certainly, the decision process there was a lot of things, pros and cons, looked at as far as the two locations. One of the considerations certainly the partnership of the local government was a consideration here. We were very happy that we got to keep this plant open. We're planning an approximately 300,000 square foot addition at our facility. For those who are familiar with Wichita, we are between 37th

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and 29th, and Broadway and Hydraulic. Some people don't know exactly where we are because we are kind of hidden away. We're very appreciative of the assistance that you're considering today to keep our plant here. If I can answer any questions."

**Chair McGinn** said, "I don't see any questions. I do want to say thank you very much for choosing the Sedgwick County area. We really appreciate it. I know it means a lot to the employees that work at Evcon. Appreciate you coming today as well and providing the information to us and the process. Thank you for being here."

**MOTION**

Commissioner Winters moved to approve the Loan Agreement and Promissory Note and authorize the Chair to sign.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you. Next item."

**C. PRESENTATION REGARDING A PAY STUDY OF THE SEDGWICK COUNTY SHERIFF'S DEPARTMENT.**

**Mr. William Buchanan**, County Manager, greeted the Commissioners and said, "Sheriff Steed will do the presentation. I wanted to make two things clear for you and then, after his presentation, I want to talk about the financing a little bit. The first thing I want to make clear is, if you've read the paper this morning, you may have seen some concern about when employees had an opportunity to review this pay study.

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That was made available to employees on November 22<sup>nd</sup>.

"The second issue that I want to talk about is the agenda item indicates we are to receive and file. What we are really asking this morning, and that is my mistake, what we are really asking is that you approve this implementation process. Thank you."

**Chair McGinn** said, "Thank you, Mr. Buchanan. Sheriff Steed."

**Mr. Gary Steed**, Sheriff, greeted the Commissioners and said, "This morning it is my pleasure to present the results of the Sheriff's pay plan and Sheriff's study. This is a result of the effort of several people, Melissa Koehn and Jane Moralez in particular, from the Human Resources department. They actually did most of the work on this so they get to do the work and I get the pleasure of getting up here and presenting the results."

### **POWERPOINT PRESENTATION**

"I have known to be technologically challenged on occasion, but I found that these presentations are pretty easy. They just require hitting one button here. Most of you know that in August of last year then Sheriff, Mike Hill, requested a pay study be conducted of the Sheriff's Department employees and specifically he asked that civil service employees be studied. That is primarily the reason you see on the screen here Detention Deputies through Majors be studied. Not everyone at the Sheriff's Department had a pay study conducted. None of the clerical personnel were studied, as were none of the 12 civil process deputies that we have in our Judicial Service Division who serve civil process papers. The study included only civil service employees of the Sheriff's Department."

"Human Resources Department conducted the study. They did this by doing their normal process which included these steps to reviewing job classifications, interviewing employees, observing employees at work, conducting salary surveys, revising job classifications, applying a point factoring system to those job classifications and then making recommendations as to the results."

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"They reviewed 18 job classifications and I'm going to go through these individually, although we have grouped some of them together. You'll see that there are some classifications, there are 18 of them, you'll find for instance there is a Training Coordinator Lieutenant and there are just Lieutenants. The Sheriff's Department pay plan, all those are paid currently the same. Essentially, though they have different titles, they are the same positions. We move them interchangeably within the department.

"Melissa and Jane worked very hard to conduct this study. They interviewed about 25% of the department's employees. They conducted 10 focus group meetings, which were meetings with the employees, cross sections of the employees, people that wanted to come to the meetings and focus groups and provide their input. They met in the study. They took the information that they found from talking to the employees about what type of work they do and they didn't just take that for granted, they went out and observed the employees actually out on the job and making sure the information that they had received through the interviews was consistent with the work that they actually observed them doing.

"They rode with the road patrol and the reason there are four observations, patrol has three shifts and on one of the shifts it happened to be a little bit of a slow night and they felt they needed to go back for a second time to observe and make sure the information they received was acceptable. Of course in our detention division, we have three shifts that run seven days a week. So, they had to do three observations in our Detention Bureau. They also observed in the judicial and the investigations divisions. They also surveyed thirteen other jurisdictions and talked to them about their salaries. You'll notice that the City of Wichita and the State of Kansas are also included. Where it was appropriate, they compared salaries of, for instance, Detention Deputies to that of Detention Deputies of these other departments. Not all of these other departments have Detention Deputies. The City of Wichita, for instance, doesn't have a detention hiring position. They start strictly with patrol. All 13 of these jurisdictions did return the survey.

"They revised the job classifications as a result of conducting the study. These job classifications will eventually need to be approved by the Sheriff's Civil Service Board. I do not anticipate any difficulty in getting approval for the reclassifications.

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"During the study, Human Resources applied a nine-point factoring system to the information that they had received in order to determine what classification each job would be in. They applied this to all the job classifications. The point-factoring system includes, the nine points include reviewing the knowledge required for the position, the decision-making involved in the position, the complexity of the position, the scope and the effect of the position, the significant purpose of the personal contacts that the employee would have in the position, the physical demands of the position, the work environment of the position, the supervision exercised by the employee in the position and of course the reporting-level of the employee within each classification.

"As a result, the following proposal has been made and I'll go through the non-commissioned Detention Deputy, Detention Bureau side of the department first. The first recommendation was that Detention Deputies be raised one range from a current range of 17 to a proposed range of 18. In general, the salary study found that the Sheriff's Department was about 7.5% below the market. One range, in the current pay plan of Sedgwick County, is 7.5%, so I believe that is the primary recommendation for a one range raise. The study, applying the nine-point factoring system, the interview, the observation and the surveys from the other departments, the study did not find that Detention Deputies should be paid at the same rate of pay as Deputy Sheriffs. So, the recommendation has been made that the current range be raised from a range 17 to a range 18.

"They have a position that is called an Inmate Coordinator position. My slides are a little bit mixed up, but I'll comment a little bit later on the Inmate Coordinator position. I'll come back to that in a little bit. The recommendation is to raise the Inmate Coordinator from a range 18 to a proposed range 19.

"Not all of the positions studied resulted in the recommendation of a salary increase. The Detention Corporal position was studied in detail. The recommendation was to have it remain at the current level of pay. The Corporal title on this position implies that it is a supervisory type position, but the Corporal position is not supervisory within the Sheriff's Department. It is not within the chain of command. It has actually become, over the years, more of a specialized technical-type position. I believe that is probably the primary reason that it wasn't recommend for a salary increase.

"There are six other positions within the Detention Bureau that we have recommended that they be raised to the Corporal level. Those are the positions of our Population Control Deputies, the Commissary Deputies and our Inmate Coordinator. In the master plan, in the big plan, the big vision for the Sheriff's

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Department, I would envision that at some point in the near future we would change this title from a Detention Corporal to become more of a Master Detention Deputy type title position, a specialized position. Adding the other six positions to it would provide some flexibility and some other opportunities for employees that are within those positions.

"The study recommended that Detention Sergeants be raised from a range 21 to a proposed range of 22. That Detention Lieutenants be raised a current range of 23 to a proposed range of 25 plus one step. I think this requires a little bit of an explanation. Lieutenants and above, on the Sheriff's Department, are classified exempt employees. They do not receive overtime for the extra work that they do. In an effort to keep employees willing to promote to those higher ranks, we need to compensate them for that so that employees below them would be making overtime and actually receiving more pay than their supervisors who are there, essentially, for the same amount of hours. To remain competitive, we need to increase their salaries in that manner.

"The study also recommended that Deputy Sheriff's be raised from a pay range of 19 to a pay range of 20. Some of these pay raises are the ripple effect, that includes when you raise the salary of a Deputy you have to raise the salary of the Sergeant above them to keep them ahead of them and the Lieutenant above them. The Detectives are a result of the ripple effect. Also, the study recommended that they be raised from range 21 to a range 22. Forensic Investigators be raised from a range 22 to a range 23.

"This is the slide that I mentioned that is a little bit out of order. This is actually a position that is in the Detention Bureau, the Assistant Work Release Officer. It is a little bit out of order. The recommendation was to raise the Assistant Work Release Officer's pay from a range 18 to a pay range of 20. Recommended that the Sergeant's position also be raised from a range 22 to a range 23. The Lieutenants raised from a range 24 to a proposed range of 25 plus one step.

"I believe that EMS and County Fire was faced with a similar situation with their classified exempt employees of needing to keep them above or ahead of the employees who were receiving overtime. That is the reason for the one range plus one step increase. It is consistent with what the County has done to address that problem in that situation in the past.

"Also recommended that the Captain's position be raised from a range 26 to a range 27 plus one step. That our Major's position be raised one range from a 27 to a range 28 plus one step. The Undersheriff's position, of course this is still the ripple effect, current range 29 to a proposed range of 30 plus one step

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and that the Executive Officer's position also be raised from a current range of 26 to a proposed range of 27 plus one step.

"We worked with the Finance Department and met with them to determine money available to pay for the study. They were able to identify \$752,000 that was available to pay for the necessary increase. As you can see, using that money, we could institute the results of the pay recommendation on June 17<sup>th</sup> and be able to finance it in its entirety. That is essentially the information that I have available for you today. We have Jane and Melissa here, in case you have any questions of them or additional questions of me. I would concur with the Manager when he recommended that you not receive and file the report. I would request that the pay study be approved today also."

**Chair McGinn** said, "Okay, Gary. We do have some questions but I guess before we begin, I was looking at the sheet that you gave us here. I just want to know in my mind, you have a comparison to the City of Wichita and I think even though we both fight crime and those kinds of things, we do play different roles. I don't know that we should totally compare ourselves to them and their salary structure. You showed some similar jurisdictions that you surveyed. We are comparable to those who do like-kinds of work that we do, detention, County patrol, those kinds of things. Is that correct?"

**Sheriff Steed** said, "That's correct. The term that I keep hearing discussed about that is we're within the market. I would also say that I think this will help us in our recruiting, which is one of the areas that we are having difficulties with. Perhaps it is going to help us some in the retention of some of the employees, also."

**Chair McGinn** said, "Okay. Thank you. Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Madam Chair. Excuse me, go ahead."

**Mr. Buchanan** said, "If it would suit the Commission, I would like to talk about the finances a little bit and maybe that will answer some of the questions, as I suggested earlier."

**Chair McGinn** said, "Go ahead."

**Mr. Buchanan** said, "As Sheriff Steed indicated, this is going to cost, this year, somewhere around \$750,000. That is a large number. That is a lot of dollars. The Sheriff's budget is around \$32,000,000, so it is 2.3% of his entire budget. Which, taking in that consideration, kind of puts it in perspective. We have reserve funds that we set aside, on an annual basis, reserves for rainy days, reserves for health

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insurance, reserves from other funds and other purposes, economic development and other things, equipment purchases, that we can transfer this \$750,000, adjust the budget, transfer it so the Sheriff's Department.

"What we worked out with the Sheriff is that during the year there will be savings put into place that we think we can recoup that money without much difficulty and replace it into the reserves from whence it came. The Sheriff has 516 authorized positions. If we had a turnover rate of only 6%, of only 6% continually, and we have it a little higher than that, that would produce somewhere around the neighborhood of \$900,000 on an annualized basis. I believe that there is plenty of opportunity for savings because of the turnover rate, because of other things that the Sheriff will do to institute some cost savings measures and other things we'll do organizational that will not have an impact on this year's budget. It is a cost of doing business and we will address it.

"In terms of the 2002 budget, that kind of an increase, although it is significant, also will be built into the process. As we proceed to develop that budget, we believe we are still in very strong financial shape and we'll be able to bring you a budget that will suit you and please you."

**Chair McGinn** said, "Commissioner Sciortino, did you have some questions?"

**Commissioner Sciortino** said, "I don't have a question on the finances. The financial end of it was explained quite well to me from Mr. Chronis. Gary, the one thing I think, and I'm not going to speak for the Board, but I think all of us would really like to understand, there's been a lot of contentious talk, back and forth, prior to you becoming Sheriff of disgruntlement and low morale. You and I have talked about it. Could you share publicly what other things you are implementing in your department because we're not just throwing money at something and hoping, by throwing money at something, that everybody gets happy. Share a little bit."

**Sheriff Steed** said, "There are many things that we are doing. One of the issues that I'm addressing in particular is a little bit of a modification of the department. I'm trying to establish a separate and distinct chain of command for the Detention Bureau through the rank of Captain. I have an opportunity to do that,

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at this point, relatively quickly and conveniently and I want to take advantage of that. As these studies showed, the two jobs are different. They are a different attitude, different responsibilities. I would like to address that by making these distinctive chains of command within the department. It is not an issue of equal or same or anything like that, it is just a way to address the chains of command and make them separate and distinct.

"There are a number of other issues that we're looking at. One of the things that I think it most important to us is providing some leadership training for our supervision. I think we've had a tendency, in the past, to promote supervisors and throw them to the wolves to do the job. We are working on some leadership programs that we are going to present, hopefully, in about March or April for some of our leadership.

"Of course, one of the first things we did was to meet with the employees and start talking about some core values and about some issues in that area. We have changed our mission statement for our department. Previously, in the past, the mission statement occurred only in our budget books. We now have personal mission statements for individual deputies that indicate the deputy's mission of being community service minded and serving the public. On the reverse of the mission statement cards that we've issued to all the deputies, we have now included a statement regarding the core values of the department. Because of the success of the department, the ability of the department to perform our jobs and perform them well, it is basically community service and it starts with each individual deputy. Those are some of the areas that we are looking at and addressing at the Sheriff's Department."

**Commissioner Sciortino** said, "I did notice that you have eliminated, if I read this right, the disparity between a Detention Lieutenant and a Patrol Lieutenant. Now they are equal and you told me that was some kind of a little . . ."

**Sheriff Steed** said, "I hate to keep using the term equal. I don't think it is a function of being equal. The study showed that the responsibilities, when you are looking at the level of a Lieutenant, a Lieutenant in the Detention Bureau supervises perhaps 50 to 55 employees on a shift in a facility that hold 1,100 inmates in a facility building that he is responsible for. So, as you rise through the levels of the ranks in the Detention Bureau, the responsibilities tend to increase and become larger. I think this study recognized that and showed that."

**Commissioner Sciortino** said, "Just one final comment or question. In your discussion with the employees, overall with all these other changes plus the proposed changes in the pay, is it your sense that this is being received satisfactorily and favorably with your employees?"

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**Sheriff Steed** said, "Yeah, that's my sense. I think the employees recognize that this is a study that was conducted not in the normal channels, outside the budget cycles. That they are satisfied that the study was thorough, that it was fair and that overall it puts us back in the market."

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

**Chair McGinn** said, "Commissioner Winters."

**Commissioner Winters** said, "Thank you. I have just a couple of questions for Jane, I think. Jane, I'm interested, the Sheriff referred to this nine-point factoring system. Is that something you created for this project or is that what we used throughout the County?"

**Ms. Jane Moralez**, Compensation Specialist, Division of Human Resources, said, "That is our position management plan. It has been in place for about 8 years and we use it on all positions."

**Commissioner Winters** said, "So you look at things like the knowledge required, decision-making skills?"

**Ms. Moralez** said, "Correct."

**Commissioner Winters** said, "You didn't start out here to make the Detention Deputies equal with the Road Patrol Deputies and others. You just took a fresh look at every position over there?"

**Ms. Moralez** said, "Right, fresh look at everything. Actually, the point factoring is done at the end. That ensures internal equity within the County. That is the last piece that we do."

**Commissioner Winters** said, "All right. And so, from your viewpoint then, the fact that you had these on different ranges has been acceptable but then we were just out of place with what the market was. We continually hear these radio advertisements for the correctional facility at El Dorado and I suppose if we get out of line with that, then we're not going to be able to secure employees."

**Ms. Moralez** said, "That would be correct."

**Commissioner Winters** said, "The last thing for you, Jane. I don't want to know the specifics, but would assume that if you were involved in ten focus groups, you probably came across a lot of pretty valuable

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information. What are you doing with the information that you accumulated during those focus group meetings?"

**Ms. Moralez** said, "That information was passed on to the Sheriff. We got a lot of really good information. We had a lot of good input from all of the people. What we did is a focus group for the classification, like we used Detention Deputies, all three shifts with focus groups of two for each area. We got some great information. That has been passed on to management."

**Commissioner Winters** said, "Thank you, Jane. We appreciate the work you've done. Sheriff, in gaining the information, this is a follow-up on Commissioner Sciortino and I think from what I see, you're going to take a lot of this information and hopefully do some positive things with it, information that came out of the focus groups and that kind of thing. Do you intend on using that to improve whatever it is that needs to be improved?"

**Sheriff Steed** said, "Certainly. A lot of the information did apply to the Sheriff's Department. The training was one of the areas that I was talking about specifically, the management and supervisor training. I think that the comments I made about us changing the command structure and the separate rank structure has to do with many of the things that were brought out in that study. Some of the things were County issues that had to do with the amount of shift differential pay and things like that that I think, overall, the County is going to have to look at also."

"I would like to point out one other thing that I'm not sure everybody is aware of because most people, I think, assume that on our department that when a person applies for the department that they begin in the Detention Division and go on to become Deputy Sheriffs and that is not at all the case. When you apply for the Sheriff's Department, there are two applications. You can apply either as a Detention Deputy or as a Deputy Sheriff, or you can apply as both and you are hired as one or the other. If you are hired as a Detention Deputy, you can remain on the list to be hired as a Deputy Sheriff and certainly will be, if you are on the list high enough to be considered for employment. I'm not sure that is always clear, but there are two different application processes for those jobs."

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**Commissioner Winters** said, "All right. Just one final comment. I do appreciate and I would encourage you to continue to use Doug Russell and his group over there in Human Resources. I think they can be very helpful. I think you've got a good handle here and you're on the right road."

**Sheriff Steed** said, "Along those lines, I've enjoyed working with Doug Russell and also his employees here. They did an exceptional job and did a very thorough and good pay study."

**Commissioner Winters** said, "Right. Thank you, Madam Chair."

**Chair McGinn** said, "Commissioner Norton."

**Commissioner Norton** said, "Thank you. Maybe Jane can answer this. When was the last pay study done?"

**Ms. Moralez** said, "It was done in 1991 and implemented in 1992."

**Commissioner Norton** said, "That was for Detention and Deputy Sheriff?"

**Ms. Moralez** said, "for the entire County."

**Commissioner Norton** said, "The entire County. So this was less comprehensive than the last pay study done, although as comprehensive, within the confines of the Sheriff's Department and Detention, it was not as comprehensive, globally."

**Ms. Moralez** said, "Right."

**Commissioner Norton** said, "Okay. On that issue, where are we going on career-pathing? One of the things I see here is that Detention wants to move over to Deputy Sheriffs and Deputy Sheriffs, I don't know would ever want to cross back over. Are there distinct career-pathings for all those individuals?"

**Ms. Moralez** said, "Oh, yes. They have the option, if they wanted to go through a route of going out on the road patrol. There is a career path there. There is also the career path within detention."

**Commissioner Norton** said, "Okay, thanks. That's all I have."

**Chair McGinn** said, "Commissioner Gwin."

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**Sheriff Steed** said, "Could I comment on Commissioner Norton's question a little bit? Commissioners, there has been a lot of comment that was made about Detention Deputies wanting to be Deputy Sheriffs. I believe it is an accurate statement to say that many of them do want to be Deputy Sheriffs and they have that opportunity to apply to do that. Many of them don't want to be Deputy Sheriffs. Many of them want to continue in their current careers. They want to continue as Detention Deputies. They don't necessarily want to be Deputy Sheriffs in the form that we think of them, in the terms of patrolmen. Many of them want to be warrant servers, warrant officers, transportation officers, jobs of that nature there. In a survey that we did some years ago, we found just that. That not all the Detention Deputies want to be Deputy Sheriffs. Many of them are perfectly satisfied where they are at. They don't want to go through additional training and things of that nature."

**Commissioner Norton** said, "Thanks."

**Commissioner Gwin** said, "Then the follow to that would be, with your implementation of a separate range of command for the detention facility, then those people who are hired as detention officers do have the ability to move up through the rank structure higher than they have been in the past, is that correct?"

**Sheriff Steed** said, "That's true. We're really only talking about two positions, but that's true. It provides opportunities and it provides those Detention Deputies with an opportunity to have persons that have come through the ranks that they identify with to be their commander."

**Commissioner Gwin** said, "My comment has to do with the strengths of departments and bureaus within the County structure. It seems to me the strength of a department or bureau is not the money or the budget it has to spend. The strength of that department, I think, has to do with the morale or the sense of comradery that the employees in that department have. They recognize they have a unity of purpose. They have a commitment to the cause, whatever their mission is. They have a recognition of their responsibility to the public and how they fulfill the needs that the community has of them and then they do have shared values. Those parts of an organization or department structure, I think, are the things that give it the strength, the areas that make it excel. I want to thank you, personally, for looking at some of those areas that I think may strengthen the Sheriff's Department now and in the future. I encourage you to continue to work on that."

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**Sheriff Steed** said, "Thank you. That was well said. I wish I could have said it that well myself. That is exactly right. The core values lay the foundation for just what you're talking about."

**Commissioner Gwin** said, "I encourage you to continue to work on those kinds of things. The department is a wonderful department and we as taxpayers are very proud of it. But there is every opportunity to make ourselves better and I appreciate your work in that regard. Thank you, Madam Chair."

**Chair McGinn** said, "Thank you, Commissioner Gwin. I don't see any other questions. I know the Manager has asked us to approve the recommendations so I guess I need to know what the will of the Board is?"

**MOTION**

Commissioner Gwin moved to approve the implementation process of the pay study.

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, Sheriff Steed, Jane. Appreciate it. Next item."

**D. RESOLUTION DISSOLVING THE SOLID WASTE COMMITTEE.**

**Mr. Robert W. Parnacott**, Assistant County Counselor, greeted the Commissioners and said, "This is kind of a housekeeping matter. As the back-up material shows, there was a committee originally formed in 1976, consisting of certain designated individuals for solid waste purposes. Later on, '96, we had the new committee formed, so we had two competing committees on the books, technically, although this

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older committee has not met for a number of years, as I understand it. So this is just a way to formally dissolve that committee and make sure there is no confusion in terms of the solid waste planning responsibility in this County. I would make an amendment to my recommendation that it would be to adopt the Resolution and authorize the Chair to sign. Any questions?"

**Chair McGinn** said, "Yes, we do. Commissioner Winters."

**Commissioner Winters** said, "Bob, I just want everyone to be clear that this is not dissolving the Solid Waste Committee, that is statutorily required, that was put in place in 1996. This is an older committee that was made up of very few folks, that was formed in 1976. That is the one we are dissolving."

**Mr. Parnacott** said, "That is correct and the Resolution recognizes this has no effect on the current committee."

**Commissioner Winters** said, "The current committee in place is going to continue to be there and continue to be in place."

**Mr. Parnacott** said, "Yes."

**Commissioner Winters** said, "Thank you. That's all."

**Chair McGinn** said, "Any further questions?"

### **MOTION**

Commissioner Sciortino moved to adopt the Resolution and authorize the Chair to sign.

Commissioner Norton seconded the Motion.

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

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**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, Bob. Next item."

**E. AGREEMENTS (TWO) FOR USE OF SEDGWICK COUNTY PARK.**

**1. AMERICAN DIABETES ASSOCIATION FOR BICYCLE TOUR-DE-CURE  
JUNE 3, 2001**

**Mr. Jarold D. Harrison**, Assistant County Manager, greeted the Commissioners and said, "The first agreement we have is with the American Diabetes Association for the Bicycle Tour-De-Cure to be held June 3<sup>rd</sup> at Sedgwick County Park. This is a standard agreement and we have received the certificate of insurance. They have been holding this event in Sedgwick County Park since 1992. I would note for your information, this event covers two different courses, one of 31.4 miles and the other of 60.4 miles and it is not all conducted in Sedgwick County Park. We are the start and finish line for this event and it encompasses a great deal of Northern Sedgwick County over to and including Reno County. We have received their certificate of insurance and would recommend your approval of this agreement.

**2. PREGNANCY CRISIS CENTER OF WICHITA, INC. FOR FUND RAISING  
WALK JUNE 2, 2001**

"The Pregnancy Crisis Center is also requesting use of the park for a walk to be held on June 2<sup>nd</sup>. They have had this walk in the park for five years. They anticipate 300 to 350 participants for this walk and they have signed the agreement. The dates have been coordinated with the Park Superintendent and it will be subject to receipt of certificate of insurance. With that, I would recommend the approval of both

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of these contracts."

**MOTION**

Commissioner Gwin moved to approve the Agreements and authorize the Chair to sign.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Next item."

**F. MEMORANDUM OF AGREEMENT AND AGREEMENTS (NINE) FOR A CHRISTMAS TREE DISPOSAL PROGRAM.**

**1. MEMORANDUM OF AGREEMENT WITH CITY OF WICHITA, KANSAS.**

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**2. AGREEMENTS WITH CITIES OF:**

- ! CHENEY
- ! CLEARWATER
- ! COLWICH
- ! GARDEN PLAIN
- ! KECHI
- ! MAIZE
- ! MT. HOPE
- ! MULVANE
- ! PARK CITY

**POWERPOINT PRESENTATION**

**Mr. Harrison** said, "As part of the solid waste planning process for Sedgwick County, the Christmas Tree Recycling Program, which has been conducted by the City of Wichita Park Department, will now be conducted by Lake Afton and Sedgwick County Park beginning in December of this year. The current number of locations are seven, arranged around the City of Wichita, with one of those being at the Extension Office, which is technically outside the City of Wichita.

"When we looked at this program and talked about the County conducting it, we decided that in addition to the locations in the City, we ought to approach the other cities in the County and see if they were interested in participating. So, we have discussed with the City of Wichita the addition of one location, which would give us eight in the City, that being the Great Plains Nature Center at 29th and Woodlawn. That is kind of a whole in that ring, if you look at it. In addition, we've added the cities of Cheney, Clearwater, Colwich, Garden Plain, Kechi, Maize, Mount Hope, Mulvane, and Park City. So, we will have eight locations in the City of Wichita, plus nine cities of the second and third class, which will give us a total of 17 locations for Christmas tree recycling.

"The agreement with the City of Wichita is based upon their current vendor agreement that they have, which is a 'full meal deal' if you will on the recycling. We go in and actually set up the locations, provide the trash containers, mulch the trees and relocate mulch, as necessary, from locations that don't have any

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to locations that have too much and vice versa. The agreements with the second and third class cities are they will set up the locations. They will provide all of the amenities for the site and what we will do is set up a route, where we come by and grind the trees once a week. We received, as I said, the agreement from the City of Wichita and nine from the second and third class cities as enumerated. We would recommend your approval."

**Chair McGinn** said, "Sorry, if I make you repeat yourself here. I was reading something else at the time, too. In parts of the County this is a new and expanded service, correct?"

**Mr. Harrison** said, "All of the red dots."

**Chair McGinn** said, "I've seen Valley Center do this, but they did that on their own. So now the County is providing the service to the other smaller communities."

**Mr. Harrison** said, "We've offered that to all of the cities of the second and third class. Some of them have programs they'd rather maintain themselves."

**Chair McGinn** said, "Okay. On the Wichita area, you said that you added one other."

**Mr. Harrison** said, "We added one location at the Great Plains Nature Center."

**Chair McGinn** said, "Okay, all right. Very good. We have another question and I don't know who was first. I think it was Commissioner Sciortino."

**Commissioner Sciortino** said, "Jerry just answered my question. I just wanted to make sure that all of the communities were offered this service and they were. Some of them, like Jerry just mentioned, already have something in place and were more comfortable with keeping their own program. I just wanted to make sure that everybody got offered this service."

**Chair McGinn** said, "Commissioner Winters."

**Commissioner Winters** said, "Thank you. Jerry, you mentioned our Parks Department is going to be in charge of this operation."

**Mr. Harrison** said, "Yes sir."

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**Commissioner Winters** said, "Are we going to grind this ourselves, with our own grinder, or are we going to hire outside an outside contractor?"

**Mr. Harrison** said, "We'll do this with our staff and our chippers."

**Commissioner Winters** said, "Good. If we're going to do this long term I think that would be more economical. That's all. Thank you, Madam Chair."

**Chair McGinn** said, "I don't see any other questions. What's the will of the Board?"

**MOTION**

Commissioner Sciortino moved to approve the Memorandum of Agreement and Agreements and authorize the Chair to sign.

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Next item."

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**G. AGREEMENT WITH SEDGWICK COUNTY ZOOLOGICAL SOCIETY, INC. (SOCIETY) DEFINING THE FINANCIAL RELATIONSHIP OF THE COUNTY AND SOCIETY AS IT RELATES TO FUNDING OF ZOO OPERATIONS BY THE COUNTY.**

**Mr. Harrison** said, "In May of 2000, we entered into a five year funding agreement with the Sedgwick County Zoological Society, which is similar to the agreement that we had for the previous five year period of time. In that agreement, it was somewhat unclear as to how funds would be distributed to the Society. In addition to paying salaries, we also provide a block grant of funding for capital items at the zoo. In order to clarify that and when that funding would be distributed, we have reworked the language and a couple of articles in the agreement and it very clearly sets out that those funds will be available at the first of each fiscal year, as opposed to the end of each fiscal year. That is the substantive change in the agreement. We have reviewed this with the Sedgwick County Zoological Society. The Zoo President has signed the agreement and we would recommend your approval."

**Chair McGinn** said, "Commissioner Gwin."

**Commissioner Gwin** said, "Thank you, Madam Chair. So Jerry, this is to clarify the contract. We had some difficulty with the interpretation of the language of the contract?"

**Mr. Harrison** said, "Exactly. This, we hope, clarifies it for everyone so they can understand the intent."

**Commissioner Gwin** said, "The contract is important and certainly the way we carry it out is important. If this is just word-smithing or technical changes to make sure that everyone understands, then we certainly ought to be able to support it."

**Mr. Harrison** said, "That's all we've done is clarify how and when the funds will be distributed."

**Commissioner Gwin** said, "Thank you. Thank you, Madam Chair."

**Chair McGinn** said, "I don't see any other questions. What's the will of the Board on this?"

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**MOTION**

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

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, Jerry. Next item."

**H. DIVISION OF HUMAN SERVICES.**

**1. AGREEMENTS (SIX) FOR 2001 PREVENTION FUNDING.**

- ! **WICHITA YMCA**
- ! **EPISCOPAL SOCIAL SERVICES**
- ! **COMMUNITIES IN SCHOOLS OF WICHITA/SEDGWICK COUNTY, INC.**
- ! **TIYOSPAYE, DBA HIGHER GROUND**
- ! **BOYS AND GIRLS CLUB OF SOUTH CENTRAL KANSAS**
- ! **WICHITA A.C.T.S. ON TRUANCY**

**Ms. Jeannette Partridge**, Contract Administrator, Comprehensive Community Care (COMCARE), greeted the Commissioners and said, "Every year, since 1998, Sedgwick County has invested approximately \$1,000,000 in community crime prevention efforts. Funding is awarded on a competitive annual basis. The allocations for 2001 were approved by the County Commission at the November 22<sup>nd</sup> meeting. The contracts are the last step in that process. They set out the goals and objectives for each agency, as well as the line item budget.

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"The six that you have before you are the ones that are finalized for today. The Wichita YMCA Achiever's Program will receive a \$120,000 grant for 2001. This program includes a summer internship program, as well as a summer camp and multi-cultural resource center and a year round career-focused lecture series. The Episcopal Social Services received \$44,308 for their Teen Intervention program. It is a program that serves youth for first time offenders for misdemeanor charges. It includes a restorative justice wells a mentorship component. Communities in Schools received \$139,000, the County grant fund services at Cooper and Oaklawn Elementary Schools as well as the Derby Sixth Grade Center. They connect needed community services with youth inside the schools. Tiyospaye, which is now doing business as Higher Ground, provides a drug and alcohol substance abuse prevention and intervention program for at risk youth that includes unconventional treatment methods including a rope challenge course and an Indian sweat lodge component. The Boys and Girls Club of Sedgwick County received \$98,940 for their targeted outreach program, which is an alternative education program for youth who have been suspended or expelled from school. Wichita ACTS on Truancy is a truancy prevention and intervention service and the County grant serves youth at both West and North High. The 2001 grant will expand services to target Asian students. I'm available for questions if you have any. The recommended action is to approve the contracts and authorize the Chair to sign."

**Chair McGinn** said, "Jeannette, the committee that selects these, they are a diverse group of people throughout the County, correct?"

**Ms. Partridge** said, "Correct. We have both County employees, someone from Finance, someone from Human Services, we have outside agencies including United Way and the school district."

**Chair McGinn** said, "So these aren't just employees from COMCARE. It sounds like it is very diverse."

**Ms. Partridge** said, "Correct."

**Chair McGinn** said, "The other question I had was, prior to 1998 when we started this \$1,000,000 prevention fund, what did some of these organizations do? I guess they didn't have this money and now they have it. Are they serving more children? Have they expanded their programs? What's happened?"

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**Ms. Partridge** said, "The County money cannot be used to supplant existing funds. This is either an expansion of a current program, such as the teen intervention program has been able to expand and include two nights and segregate older students from younger students. The target outreach program was new. It was started with the County prevention grant. It did not exist prior to the County funding. Tiyospaye also, it had a matching grant with Robert Wood Johnson so it was a new program when the County funds began."

**Commissioner Gwin** said, "The biggest change, I think, is that some of these programs did get funding from the County, but they got it without the outcomes or measurements or those kinds of things that we now enforce. Prior to 1998, some of them got quite a bit of money and we just handed a check and didn't ask for performance evaluations or that it was really doing what we thought it would do. So, now the biggest change I can see is that we have the accountability piece attached to those fundings."

**Chair McGinn** said, "Did we raise the level that we are giving from before '98?"

**Mr. Buchanan** said, "Commissioners, a little history is that we contributed about, if I recall, somewhere close to \$600,000 to various agencies. That would have included some agencies that are no longer funded. For instance, the Indian Center was one of the agencies that came to us. There was a pretty high level of dissatisfaction about who would get funds and why they would get them and it was certainly a conflict, inside the organization and outside, about how the process would work. The staff continued to look at those groups for the ways to cut our budget. So we would routinely come in with zero recommendation or something less than that. It was a system that, those who remember, didn't work very well. Some will tell you it worked very well and those clearly were the political winners, without much accountability. It was clear that at the time we were faced with completing the addition to the jail and there was a number of Commissioners and staff who said 'we've got to find an alternative way to continue to stop building \$35,000,000 additions to the jail' and is there a way to invest in the future for 20 to 30 years that may have a way to pay off.

"We looked at a couple of hundred thousand dollars of what we were spending and realized that there could clearly be some savings if we got out of businesses we no longer needed to be in and gathered up some other dollars and presented a proposal to the Commission for a million dollars to be use to prevent youth from getting into the system, so that we can prevent them from ultimately going to jail. That's the bottom line criteria. There were programs funded last year that aren't funded this year from the prevention funds. They don't meet the criteria of keeping folks out of the jail. Now, we may end up funding them some other way, but it ain't fittin' the mission."

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**Chair McGinn** said, "What I've heard, then, is it is much more equitable today because we have a very diverse panel that chooses. It is more accountable because we have outcomes and also I'm hearing that more money has been put into this prevention. So, it has given our existing and new programs opportunities to serve our community. The last time I looked down it was just Commissioner Gwin so I'll start with her and the rest of you are pot luck."

**Commissioner Gwin** said, "Just when I learned to say Tiyospaye they're changing their name, but I missed how much we are funding them?"

**Ms. Partridge** said, "\$81,600."

**Commissioner Gwin** said, "Okay. Did you give us Acts on Truancy and their amount?"

**Ms. Partridge** said, "\$183,300, and that includes \$20,000 specifically for Asian services."

**Commissioner Gwin** said, "Thank you. Thank you, Madam Chair."

**Chair McGinn** said, "Commissioner Norton."

**Commissioner Norton** said, "Thank you. There are contingency monies that aren't allocated right now that can be used later for other projects that may bubble up, is that correct?"

**Ms. Partridge** said, "Correct."

**Commissioner Norton** said, "About how much is that?"

**Ms. Partridge** said, "About \$23,000."

**Commissioner Norton** said, "So it is not much but there is some. Okay, thank you. That's all I had."

**Chair McGinn** said, "Commissioner Winters."

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**Commissioner Winters** said, "Thank you. On the Boys and Girls Club, part of our commitment there, almost \$100,000, is in an educational program for young folks who have been expelled from school. Commissioner McGinn and I had an opportunity to visit with Winston Brooks and Teresa Carter about that. I'm pleased that we are able to partner with them as they have an investment up there. There are some kids who need to be out of the schools for a period of time but yet if someone gets too far behind in school they just lose opportunities galore. If they don't get that diploma, their options are much fewer. I think that is a good program and I hope we can help make that better.

"The other things is, Jeanette, I know you evaluate these programs, do you evaluate the programs where we invest with our State Juvenile Justice dollars that really come through the Team Justice Program? Who looks at those programs?"

**Ms. Partridge** said, "I am involved in that processes, as being part of the Prevention Committee and we do review and make recommendations but it is at a much higher level. The person comparable to me on the juvenile justice side would be Kris Coucher and she does the on site visits and develops those reports. As a member of the committee, I help review those."

**Commissioner Winters** said, "Okay, thank you. Thank you, Madam Chair."

**Chair McGinn** said, "Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Madam Chair. Two comments and then a question. The one comment I have that I am very comfortable with is that we have a separate review committee reviewing all of the applications to this prevention fund program, taking the politics out of it. I like that very much. The other thing and there was some discussion when we were first reviewing some of these, these individuals who are receiving prevention funding know that it is just on a year to year basis, so that no one starts feeling they are entitled to the money, ad infinitum, because they got picked this year and I think that's important to make that clear to them. Every year they have to reapply and, based on past performance or whatever other criteria the review committee has, they may or may not be selected. I think it is important that these entities know that and that there is no misunderstanding so that they can't, if they don't get picked in any given year, they are lamenting that they are going to have to go close their doors, or what have you, because they were led to believe that this would be ongoing. I think that is very important. I also am very comfortable now, and I can't take any of the credit for this, but the Commission before, of which there are two Commissioners still on board, had the foresight to start looking at how could we improve the efficiency and the effectiveness of tax dollars being spent. I compliment both

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Commissioner Winters and Commissioner Gwin on that. Thank you. That's all I have."

**Chair McGinn** said, "Thank you, Commissioner Sciortino. I will echo what Commissioner Sciortino said. I think the two Commissioners who are still here were tired of building jails and they had the vision to say let's figure out how we can turn that around. I appreciate that. Then one other thing. I just want to make a comment, since Commissioner Winters brought this up. The Boys and Girls Club that is taking in kids who have been thrown out of school. What was interesting to me, just a month ago, the school board was about to make a decision and we started thinking about it and decisions that other governing bodies make effect us. I want to commend the school board for making the amendment that they did to allow these kids to go to an alternative school, instead of being on the street. Thank you for bringing that up, Commissioner Winters. I don't see another questions. Commissioners, what's the will of the Board?"

### MOTION

Commissioner Norton moved to approve the Agreements and authorize the Chair to sign.

Commissioner Winters seconded the Motion.

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

### VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, Jeanette. Next item."

**Commissioner Gwin stepped out 10:43.**

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**2. AGREEMENT WITH CITY OF VALLEY CENTER, KANSAS PROVIDING DISTRIBUTION OF USDA COMMODITIES.**

**Ms. Annette Graham**, Department on Aging, greeted the Commissioners and said, "I bring before you today a contract with the City of Valley Center that allows for the distribution of United States Department of Agriculture donated commodities to this rural area of Sedgwick County. This is an income-based program that allows eligible consumers to receive food product. We utilize a volunteer system to deliver the commodities. The department's role is to coordinate the volunteer pickup of the commodities monthly. No additional funds are requested. Mileage is granted to the volunteers and is reimbursed through SRS. We recommend the approval of the Agreement and authorize the Chair to sign."

**Chair McGinn** said, "I don't see any questions. What's the will of the Board?"

**MOTION**

Commissioner Winters moved to approve the Agreement and authorize the Chair to sign.  
Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Absent
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Next item."

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**3. CONTRACT WITH E.C. TYREE HEALTH CLINIC TO PROVIDE HEALTH SCREENING SERVICES.**

**Ms. Graham** said, "This Contract is for a health evaluation and education program provide by the E.C. Tyree Health Clinic for 2001 mill levy funding. The goal of this program is to improve the management of hypertension and diabetes control through the evaluation and education services. This item is within the 2001 budget, as approved by the Board of Sedgwick County Commissioners. The total amount of the contract is \$3,000. We would recommend that the Contract be approved and that the Chair be authorized to sign."

**Chair McGinn** said, "I don't see any questions. What's the will of the Board?"

**MOTION**

Commissioner Winters moved to approve the Contract and authorize the Chair to sign.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Absent
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, Annette. Next item."

**Commissioner Gwin returned at 10:46.**

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**I. AGREEMENT WITH JUSTICE BENEFITS, INC. TO PROVIDE FEDERAL REIMBURSEMENT MAXIMIZATION SERVICES.**

**Mr. Marty Hughes**, Revenue Manager, Division of Finance, greeted the Commissioners and said, "This morning I'd like to report back to you on our progress with our agreement with Justice Benefits. We had a very successful year last year. They helped us with our State Alien Assistance program application to the Justice Department. With their help and with out Detention Facility staff's assistance, we were able to get, from the Justice Department, an additional \$114,501 over our 1999 award. We're real pleased with the arrangement that we've had with Justice Benefits so far to date. We'd like to recommend approval of an Agreement to work with Justice Benefits again this year. This year they're looking at some of the other programs Sedgwick County operates, including the Corrections Department and the juvenile division of the Corrections Department and some of the programs they operate to see if we can maximize some reimbursements there, too. My recommendation is, I guess, is to approve the agreement and let us work with Justice Benefits for another year and see how much help they can help us and bring more federal funds into the County's programs."

**Chair McGinn** said, "Thank you, Marty. We do have a question or comment. Commissioner Sciortino."

**Commissioner Sciortino** said, "Thank you, Madam Chair. Marty, what is Alien Assistance? What does that mean? What are we doing?"

**Mr. Hughes** said, "It is a federal program that the County has applied for over the past several years. It has been available for four or five years. What it is is it is a pot of money that the Congress sets aside to assist local governments with the cost of incarceration of aliens from other countries. They are arrested and placed in local jails and so there are some costs of course associated with housing those aliens until the I.N.S. or of Bureau of Prisons or whatever federal agency comes and gets them and takes them to wherever."

**Commissioner Sciortino** said, "So, these are illegal aliens."

**Mr. Hughes** said, "Not necessarily, no. They can be legal or illegal, they are just aliens."

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

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**Chair McGinn** said, "Are there any other questions for Marty? If not, what's the will of the Board?"

**MOTION**

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

Commissioner Sciortino seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, Marty. Next item."

**J. WAIVER OF POLICY TO HIRE A SYSTEMS ANALYST AT RANGE 25, STEP 5.**

**Mr. Richard Vogt**, Chief Technology Officer, Division of Information and Operations, greeted the Commissioners and said, "Commissioners, a qualified candidate for the positions of Systems Analyst for the project to replace the District Court Case Management system has been identified. This request is to hire at step 5, range 25, due to market competition for this type of talent. The purpose of this position is to provide programming support for the project. Funding is provided for in the District Court Case Management Project and sufficient funding exists in the project, as this was planned as part of the project. I'll be available for any questions and the recommendation action is to approve the request."

**MOTION**

Commissioner Winters moved to approve the policy waiver.

Commissioner Gwin seconded the Motion.

**Chair McGinn** said, "Is there any discussion?"

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**Commissioner Sciortino** said, "Just one real quick question. On my backup here I noticed there are two positions, range step 25 one and 25 five, are there two positions we are filling or one?"

**Mr. Vogt** said, "No, just one position. Those two were listed as comparative of what a step one and range 25 would have been and what a step five on range 25 would be."

**Commissioner Sciortino** said, "But we're approving the range 25, step 5. That's all I have, thank you."

**Chair McGinn** said, "I have a motion and a second, is there any other discussion? Seeing none, Clerk call the vote please."

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "We are going to have one more item, which is the Kansas Coliseum monthly report and then we will be taking a five minute break and then taking the sewer district item. Welcome, John."

**K. KANSAS COLISEUM MONTHLY REPORT.**

**POWERPOINT PRESENTATION**

**Mr. John Nath**, Director, Kansas Coliseum, greeted the Commissioners and said, "I'm reporting on January, 2001. We had over 60,000 people attend our events this month. We had net revenues in excess of \$176,000. This time of the year we start getting a lot of our reoccurring events. These are annual events that are on long-term agreements. They happen right at the same time every year. The U.S. Weapons Gun and Knife Show, we do five or six gun and knife shows a year. This is a collector show. We had just about 5,500 people come to the show this year. Another reoccurring show is the Wichita Are Recreational Vehicle Show. The RV dealers put on a really nice program. Over 6,500 people came and they sold some R.V.'s, which makes the dealers very, very happy.

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"We've seen a new event come over in our livestock area and we had a premium elk auction. You understand that this is a new venture in this country. Not only is this looked at as an alternative protein source, but the renewable resource here is the antlers. They are harvested and sent to Canada for initial processing. It is truly a global economy situation. After the initial processing, they are sent to Hong Kong, where they are refined into traditional Chinese medicine, of which San Francisco is the biggest market. So it really takes a turn around. We really need to make a distinction between the premium elk and maybe the non-premium elk.

"Then we go right into the U.S. Hot Rod Thunder Nationals. Over 15,000 people, we're now doing that three days rather than the normal two. Monster truck shows are very popular. Kids love them. People love them. Of course I understand that vehicles like this are legal on the highways in Missouri.

"On Superbowl Sunday, the A.F.II the Wichita Stealth also had some tryouts. Now if you recall, we had an ice storm that morning. We had 110 guys come out to try out. I think they signed five candidates for the team, out of the 110, so we're really happy with that.

"Rounding out the month is the Coliseum Sports Zone. We had almost 21,000 people attend five hockey games and 7,000 people attend two soccer games for the month of January. That concludes my report for January. If there are any questions, I'd be happy to answer them at this time."

**Chair McGinn** said, "John, did you happen to mention when is the first football game?"

**Mr. Nath** said, "The first football game is Friday, April 6<sup>th</sup>. They play Louisville."

**Chair McGinn** said, "It appears that the elk business is doing better than the ostrich business."

**Mr. Nath** said, "It would appear that way, yes."

**Chair McGinn** said, "Are there any other questions for John? Seeing none, what's the will of the Board?"

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**MOTION**

Commissioner Sciortino moved to receive and file.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, John. We will have a five minute break."

**The Board of Sedgwick County Commissioners recessed at 10:55 a.m. and returned at 11:00 a.m.**

**Chair McGinn** said, "Commissioners, I'll call back to order the meeting of February 14<sup>th</sup>. I'll recess the meeting."

**The Board of Sedgwick County Commissioners recessed to the Sewer District Meeting at 11:01 a.m. and returned at 11:59 a.m.**

**Chair McGinn** said, "I'll call back to order the Regular Meeting of the Board of County Commissioners beginning with Item L."

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**L. PUBLIC WORKS.**

- 1. RESOLUTION ESTABLISHING TRAFFIC CONTROL DEVICES AT INTERSECTIONS OF SECTION LINE ROADS WITHIN OR ABUTTING GREELEY TOWNSHIP, SEDGWICK COUNTY, KANSAS, AND PROVIDING FOR ENFORCEMENT THEREOF. DISTRICT #3.**

**Mr. Mark R. Borst**, P.E., Public Works, greeted the Commissioners and said, "Items L-1 through L-3 are resolutions for Greeley Township, Eagle Township and Valley Center Township respectively. These three Resolutions are being brought to you as a group because all three townships boarder each other from west to east. Therefore, we need an agreement between the neighboring townships on common boarder intersections prior to drafting any of the resolutions.

"Item L-1 is for Greeley Township. Greeley did request the study of the intersections within and abutting their township to determine the appropriate traffic control. We preformed a study and sent recommendations. The township concurred with all those recommendations and this Resolution was drafted for your consideration and I recommend you adopt it."

**Commissioner Winters** said, "Can we take all three of these together?"

**Mr. Richard Euson**, County Counselor, said, "You can take them all together."

**Commissioner Winters** said, "Go ahead and explain the others then."

- 2. RESOLUTION ESTABLISHING TRAFFIC CONTROL DEVICES AT INTERSECTIONS OF SECTION LINE ROADS WITHIN OR ABUTTING EAGLE TOWNSHIP, SEDGWICK COUNTY, KANSAS, AND PROVIDING FOR ENFORCEMENT THEREOF. DISTRICT #3.**

**Mr. Borst** said, "Item two is a similar Resolution for Eagle Township, Greeley's neighbor immediately to the east. This is an update of a previous Resolution we have for Eagle. This is due to some changes in the recommendations for the boundary intersections between both Greeley and Valley Center Townships.

**Regular Meeting, February 14, 2001**

**3. RESOLUTION ESTABLISHING TRAFFIC CONTROL DEVICES AT INTERSECTIONS OF SECTION LINE ROADS WITHIN OR ABUTTING VALLEY CENTER TOWNSHIP, SEDGWICK COUNTY, KANSAS AND PROVIDING FOR ENFORCEMENT THEREOF. DISTRICT #4.**

"Item L-3 is, once again, the same type of Resolution for Valley Center Township. Valley Center requested some input on some intersections. They did request two modifications from our original recommendations. One was it dealt with a private road so we eliminated that intersection from the list of intersections. The other dealt with adding yield control to one that we had recommended open. We incorporated those into the Resolution and, with that, I recommend you adopt all three Resolutions."

**MOTION**

Commissioner Winters moved to adopt the Resolutions for L-1, L-2, and L-3.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Next item."

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- 4. AGREEMENT WITH RURAL WATER DISTRICT NO. 1, SEDGWICK COUNTY, KANSAS TO RELOCATE A WATERLINE IN CONNECTION WITH SEDGWICK COUNTY ROAD PROJECT 833-I, J, N1/2 K; WEBB ROAD BETWEEN THE NORTH CITY LIMITS OF WICHITA AND K-254. R-238. DISTRICT #1.**

**Mr. David C. Spears**, P.E., Director/County Engineer, Public Works, greeted the Commissioners and said, "Item L-4 is the approval of an agreement with the rural water district number one for the relocation of a water line in connection with the road project on Webb Road, between the north city limits of Wichita and K-254, at an estimated cost of \$135,000. Their line is in a private easement. I recommend that you approve the agreement and authorize the Chair to sign."

**MOTION**

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

Commissioner Winters seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you. Next item."

- M. REPORT OF THE BOARD OF BIDS AND CONTRACTS' FEBRUARY 1 AND FEBRUARY 8, 2001 REGULAR MEETINGS.**

**Ms. Iris Baker**, Director, Purchasing Department, greeted the Commissioners and said, "The Board of

## **Regular Meeting, February 14, 2001**

Bids and Contracts held a regular meeting on February 1<sup>st</sup>. As a result, the following items are being presented for your consideration of approval today.

**(1) BM-1 OVERLAYS (BRIDGES 329 & 347)**  
**FUNDING: PUBLIC WORKS**

"First item is bituminous overlays for bridges 329 and 347 for Public Works. The recommendation is to accept the low bid of \$1,033,987.57 for Central Paving, Incorporated.

**(2) MOTOR GRADERS**  
**FUNDING: FLEET MANAGEMENT PUBLIC WORKS**

"Second item, motor graders for Fleet Management. The recommendation is to accept the single source bid from Foley Tractor for \$261,630. This includes the trade-ins.

**(3) TRANSPORT VOTING MACHINES**  
**FUNDING: ELECTION COMMISSION**

"Third item is transportation of voting machines for Elections. The recommendation is that all proposals be rejected and re-solicited.

### **ITEMS NOT REQUIRING BOCC APPROVAL**

**(4) AUDITING SERVICE FOR UTILITIES**  
**FUNDING: DIVISION OF FINANCE**

"There was an item tabled for further review and this is auditing service for utilities.

"The second meeting held on February 8<sup>th</sup>. As a result of this meeting, the following items are presented.

**(1) ROAD IMPROVEMENTS - PUBLIC WORKS**  
**FUNDING: SALES TAX**

"Item one, road improvements for Public Works. Recommending the low bid of Central Paving for \$467,695.43.

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**(2) CAD SOFTWARE MAINTENANCE - EMERGENCY COMMUNICATIONS  
FUNDING: EMERGENCY COMMUNICATIONS**

"Second item is cad software maintenance for Emergency Communications. The recommendation is to accept the sole source bid of PRC Public Management Services for \$31,025.

**(3) CHANGE ORDER TO CIVIL WAR MONUMENT - FACILITY PROJECT SERVICES  
FUNDING: FACILITY PROJECT SERVICES**

"Third item, change order to Civil War monument for Facility Project. Like to recommend that we accept the amount of \$15,000 for Russell Marti Conservation. We are adding two sets of bronze doors as additional scope of work on that project.

**(4) 4 EA. AMBULANCES - FLEET MANAGEMENT  
FUNDING: FLEET MANAGEMENT**

"Fourth item is ambulances for Fleet Management. The recommendation is a single source quote from Wheeled Coach Industries for \$251,848. This does includes trades as well.

**ITEMS NOT REQUIRING BOCC APPROVAL**

**(5) CONSULTANT SERVICES FOR COMPENSATION PAY PLAN - HUMAN RESOURCES  
FUNDING: HUMAN RESOURCES**

**(6) PATIENT BILLING/CLINICAL RECORDS SOFTWARE - COMCARE  
FUNDING: COMCARE**

**(7) BURIAL OF DECEASED INDIGENTS - CORONER  
FUNDING: CORONER**

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"Items not requiring any type of approval, these were tabled items. The first one is consulting services for the compensation pay plan for Human Resources. Patient billing/clinical records software for COMCARE, and the burial of deceased indigents for the Coroner's Office. All of these were tabled for further review. Would recommend approval of these items as presented by the Board of Bids and Contracts."

**Chair McGinn** said, "When you come back, let me know why it costs less to bury someone outside of Sedgwick County than it does somebody inside. Just curious. Commissioners, are there any questions for Iris? I don't see any other questions. What's the will of the Board?"

**MOTION**

Commissioner Gwin moved to approve the recommendations of the Board of Bids and Contracts for the February 1 and February 8, 2001 regular meetings.

Commissioner Norton seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Thank you, Iris. Next item."

**CONSENT AGENDA**

**N. CONSENT AGENDA.**

**1. Right-of-Way Agreements.**

- a. Two Easements for Right-of-Way for Sedgwick County Project 831-AA, BB,

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COUNTY COMMISSIONERS; Rock Road between 87th Street South and K-15 in Mulvane. R-243. Districts #2 and 5.

- b. Two Easements for Right-of-Way and two Temporary Construction Easements for Sedgwick County Bridge Project 817-B-1236; Meridian between 109th and 117th Streets North. B-424. District #4.
- c. One Easement for Right-of-Way for Sedgwick County Project 618-36; Central between 143rd Street East and 159th Street East. R-243. District #1.
- d. One Temporary Construction Easement for Sedgwick County Bridge Project 819-A-3276; Seneca between 117th Street and 125th Streets North. B-349. District #4.

**2. Section 8 Housing Assistance Payment Contracts.**

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V01025	\$256.00	2	Helms Rental Properties
V01026	\$400.00	5	William Favreau
V200116	\$263.00	4	Louise Majors
V200113	\$328.00	5	Helms Rental Properties
V200120	\$198.00		Andover Crossing Apts.
V200122	\$308.00	1	Floyd A. Goerzen
V200114	\$256.00	5	Cottage Grove Apts.
V01024	\$450.00		Simmons Property Management
V200100	\$268.00	2	Greg Akers

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- 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>
V92012	\$407.00	\$307.00
V2018	\$241.00	\$338.00
V95088	\$53.00	\$549.00
V2082	\$191.00	\$53.00
V2300108	\$29.00	\$273.00
V99022	\$75.00	\$109.00
V99021	\$93.00	\$223.00
V2020	\$540.00	\$549.00
V93016	\$335.00	\$360.00
V97069	\$291.00	\$285.00

- 4. Donation of \$42.72, to be used for COMCARE Addiction Treatment Services.**
- 5. Contract extension with City of Wichita, Kansas for drug and alcohol evaluation and counseling services for the Neighborhood Drug Court Program.**
- 6. Plats.**

Approved by Public Works. The County Treasurer has certified that taxes for the year 2000 and prior years are paid for the following plats:

Allen Estates Addition

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Branch Addition  
North Valley Farms Addition

7. **Agreement with Douglass Miller to provide on-line access to Sedgwick County's electronic data.**
8. **Orders dated January 31 and February 7, 2001 to correct tax roll for change of assessment.**
9. **Payroll Check Registers of January 31 and February 2, 2001.**
10. **General Bills Check Registers of February 2 and February 9, 2001.**
11. **Budget Adjustment Requests.**

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

**MOTION**

Commissioner Gwin moved to approve the Consent Agenda as presented.

Commissioner Winters seconded the Motion.

**Chair McGinn** said, "I have a question. On Item D on the consent agenda, Item 1-D, if you approve a temporary construction easement and you don't do it within the time frame you are thinking, do you have to approve it again later?"

**Mr. Euson** said, "It depends upon how it is written."

**Chair McGinn** said, "Is that open if you change the schedule? Can it continue on? On Item 1-D on the Consent Agenda. If we allow a temporary construction easement for the bridge and then change the schedule on that, do we have to come back and allow that again or is it open ended."

**Mr. Spears** said, "We would have to check on the exact agreement to see. Most of them we set up for

**Regular Meeting, February 14, 2001**

about one year, which covers us. It is probably okay."

**Chair McGinn** said, "Okay. Thank you. I have a motion and a second, is there any other discussion? Clerk, call the vote please."

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "I'll recess the meeting of the Board of County Commissioners."

**The Board of Sedgwick County Commissioners recessed to the Fire District meeting at 12:09 p.m. and returned at 12:14 p.m.**

**Chair McGinn** said, "I'll call back to order the Regular Meeting of February 14, 2001. Commissioners, is there any other business to come before this Board?"

**O. OTHER**

**MOTION**

Commissioner Sciortino moved that the Board of County Commissioners recess into Executive Session for 20 minutes to consider consultation with Legal Counsel on matters privileged in the Attorney Client relationship relating to pending claims, litigation, and legal advice, and that the Board of County Commissioners return from Executive Session no sooner than 12:35 p.m.

Commissioner Winters seconded the Motion.

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

**VOTE**

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Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "We're in Executive Session."

**The Board of Sedgwick County Commissioners recessed into Executive Session at 12:15 p.m. and returned at 12:38 p.m.**

**Chair McGinn** said, "I'll call the meeting back to order. Let the record show there was no binding action taken while in Executive Session. Is there any other business, Mr. Euson?"

**Mr. Euson** said, "Yes. Madam Chair, while in Executive Session, we discussed two cases with the possibility of settlement and the first of those cases I'd like you to vote on those separately if you could. We recommended a settlement in the matter of the Board of County Commissioners versus Forest Siding. This is a condemnation case wherein the Board of County Commissioners had paid \$640,000 into court. We appealed it and the settlement would be for \$600,000, which would allow the County to recoup \$40,000. We recommend that settlement to you."

**MOTION**

Commissioner Winters moved to settle the matter with Forest Siding in the amount of \$600,000.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

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**Mr. Euson** said, "Commissioners, the second case we discussed was a K.H.R.C. matter, Kansas Human Rights Commission matter, involving Gene Weatherford. We would ask your authority to settle that case in the amount of \$35,000."

**MOTION**

Commissioner Gwin moved to authorize settlement of the case involving Gene Wetherford in an amount of \$35,000.

Commissioner Winters seconded the Motion.

**Commissioner Winters** said, "It is your recommendation that we settle this in that amount?"

**Mr. Euson** said, "Yes, it is."

**Commissioner Winters** said, "Thank you. No other questions."

**Chair McGinn** said, "Thank you. Seeing no other discussion, Clerk call the vote please."

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

**Chair McGinn** said, "Is there any other business to come before this Board? Seeing none, the meeting is adjourned."

**P. ADJOURNMENT**

**Regular Meeting, February 14, 2001**

There being no other business to come before the Board, the Meeting was adjourned at 12:40 p.m.

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

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**CAROLYN McGINN**, Chair  
Fourth District

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**BEN SCIORTINO**, Chairman Pro Tem  
Fifth District

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**BETSY GWIN**, Commissioner  
First District

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**TIM R. NORTON**, Commissioner  
Second District

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

ATTEST:

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**Don Brace**, County Clerk

APPROVED:

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, 2001