

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

October 10, 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, October 10, 2001 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chair Carolyn McGinn; with the following present: Vice Chair 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. Tom Pollan, Director, Emergency Medical Services; Ms. Judy Addison, Clinical Director, Operations, COMCARE; Dr. Luella Sanders, Program Director, COMCARE Homeless Program, Center City; Dr. Tim Rohrig, Director, Forensic Science Laboratories and Chief Toxicologist; Mr. Mark Masterson, Director, Department of Corrections; Mr. David Spears, Director/ Engineer, Division 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

Ms. Penny Gilbert, Member, project planning committee, CPR Week.
Ms. Debra Hunter, RN, COMCARE Homeless Program.

INVOCATION

The Invocation was led by Mr. David Kimble of Bahai/ Trees for Life.

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES: Regular Meeting, September 19, 2001
Regular Meeting, September 12, 2001

The Clerk reported that Commissioner Gwin was absent at the Regular Meeting of September 19, 2001 and that Commissioner Winters was absent at the Regular Meeting of September 12, 2001.

Chair McGinn said, "Commissioners, I think September 19th is still floating around yet. But I

Regular Meeting, October 10, 2001

think we've all had an opportunity to view September 12th.”

MOTION

Commissioner Sciortino moved to approve the Minutes of the Regular Meeting of September 12th, 2001.

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	Abstain
Commissioner Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

MOTION

Commissioner Sciortino moved to defer the Minutes of the Regular Meeting of September 19th, 2001 for two weeks.

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, “Before I call the next item, I’d just like to remind the public that we do have an opportunity to come before the Board of County Commissioners if you have any issues or anything that you would like to express. Our process is that you call the Manager’s Office a

Regular Meeting, October 10, 2001

week ahead and submit in writing that you would like to address the Board of County Commissioners. And so, we do allow for that time. So, just wanted to let everyone know, if they do want to address, call the Manager's Office one week prior. Next item."

PROCLAMATION

A. PROCLAMATION DECLARING OCTOBER 8-13, 2001 AS "CPR WEEK."

Chair McGinn said, "Commissioners, I'd like to read this proclamation into the record.

PROCLAMATION

WHEREAS, the American Red Cross Midway-Kansas Chapter is dedicated to saving lives; and

WHEREAS, Sedgwick County EMS dedicates its expertise during CPR Week to serve as a community resource for CPR training; and

WHEREAS, CPR Week has trained over 31,229 individuals over the last twenty years; and

WHEREAS, over 200 volunteers, including Sedgwick County EMS, make CPR Week possible by their dedication and time to plan the event and teach classes; and

WHEREAS, the Red Cross encourages everyone to prepare for cardiac emergencies by learning the lifesaving skill of CPR.

NOW THEREFORE BE IT RESOLVED, that I, Carolyn McGinn, Chair of the Board of Sedgwick County Commissioners, do hereby proclaim October 8-13, 2001 as

"CPR WEEK"

in Sedgwick County and recognize all those who participate in this event which teaches others to save lives in our community."

MOTION

Commissioner Gwin moved to adopt the Proclamation and authorize the Chair to sign.

Regular Meeting, October 10, 2001

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, “And accepting this proclamation is Penny Gilbert from project planning committee, CPR Week and Tom Pollan, the Director of Sedgwick County EMS. Good morning and welcome.”

Ms. Penny Gilbert, Member, project planning committee, CPR Week, greeted the Commissioners and said, “Certainly, on behalf of the American Red Cross and CPR Week, we’d like to thank the Sedgwick County EMS for their 20 years of support in this volunteer project and certainly appreciate being able to team up with them, year after year, to teach these valuable, life-saving skills and make our community a safer place to live.”

Mr. Tom Pollan, Director, Emergency Medical Services, greeted the Commissioners and said, “This is the twentieth year and we’ve been honored to be a participant and sponsor of this particular event. During these troubling times, many people ask ‘What can I do? What do I need to prepare for?’ This is a first step. Don’t miss a beat. Don’t miss this opportunity to help your fellow citizens, help your family, help anybody that happens to collapse from this. This is probably something you will use far before we’ll use other things but it’s a first step and it’s most rewarding, if you ever should have to depend on these skills. So, I would encourage all those who would like to participate, this is the week. Call the Red Cross, you can get times and places, at 268-0844 or this evening at 6:30 at the American Red Cross building, 707 North Main. You can join us in training people in how to do CPR and learn how to do it. We would appreciate their attendance and we ask and urge that they take this first step, and don’t miss a beat.”

Chair McGinn said, “I understand then that it’s going to be all around the community, different places. So, when people call that number that I’m going to ask you to repeat, they may be able to find a place that’s close to their home?”

Mr. Pollan said, “There are a number of different places, all through this week, that they are

Regular Meeting, October 10, 2001

training. Ours just happens to be this evening at 707 North Main. But if they want information on those locations they can call the American Red Cross at 268-0844.”

Chair McGinn said, “And Tom, what’s the length of the training? Is it a week class or is it one day or what?”

Mr. Pollan said, “This is a three-hour program to teach laypeople CPR.”

Chair McGinn said, “Okay. Thank you. Commissioner Norton.”

Commissioner Norton said, “In the past, they’ve done outreaches at businesses. I know when I was with Target we had different training sessions on CPR. Is that a continuing program or is that part of this, so businesses can be attached and maybe you have people come out and actually do it in the workplace?”

Ms. Gilbert said, “Primarily we do that through provider-ship agreements in the community throughout the year. For CPR Week we’re targeting just the general community, providing that training free of charge.”

Commissioner Norton said, “Well, I have to applaud you. I’ve got to tell you, it’s one of those services it’s better to have and not need than to need and not have. As someone in business who has had to watch people use CPR and deliver it myself throughout the years, it’s very important to have that protocol and that discipline in your pocket when you need it. I really applaud you for your efforts.”

Chair McGinn said, “Thank you. Thank you for being here today, Penny and Tom. Clerk, call the next item please.”

AWARD

- B. RECOGNITION OF DEBRA HUNTER, RN, COMPREHENSIVE COMMUNITY CARE (COMCARE) HOMELESS PROGRAM, FOR RECEIVING THE 2001 NURSING: THE HEART OF HEALTHCARE AWARD.**

Regular Meeting, October 10, 2001

Dr. Luella Sanders, Program Director, COMCARE Homeless Program, Center City, greeted the Commissioners and said, “This is Debra Hunter RN, our psychiatric nurse at the homeless program and this is the Heart of Healthcare award. I have the pleasure of being Deb’s on-site supervisor at the homeless program. Terry Anderson and Dr. Beber, COMCARE’s Director of Medical Services, are Deb’s medical supervisors. Even before we scheduled today’s meeting, Deb negotiated that her part today would be to show you the award and my part would be to give you a little bit about the background of the award and the award process.

K.U. School of Nursing Heart of Healthcare Award was established in 1989 to annually recognize the contributions of ten nurses whose activities and characteristics are determined by a panel of judges to exemplify the very best standards of the nursing profession. Each year, hundreds of nominees from across the state vie for this honor. Deb Hunter was nominated by her peers and supervisors.

The award application was submitted without her knowledge, because while she’s often the first person consumers and staff call on for help, she’s the last person who would seek recognition for helping. K.U. School of Nursing presented the awards during a banquet held in Kansas City on September 28th. During the banquet, Deb along with the other nine recipients was recognized verbally and through a video presentation of the recipient’s work.

Deb began her nursing career almost 30 years ago, in 1972, as a nurse’s aide in Winfield, Kansas. She’s worked at COMCARE’s homeless program since 1994, following the closure of Heartland Nursing Facility for Mental Health, where she work with persons who had severe and persistent mental illness. She’s continued her work with persons who have a serious mental illness at COMCARE’s homeless program, where she serves more than 160 persons who are receiving psychiatric services through our staff psychiatrist, Dr. Lin Xu and K.U. School of Medicine’s psychiatric residents.

Deb works with the outreach team to educate people about the advances in psychotropic medications and how medications can help them recover their lives. Deb describes her position at COMCARE’s homeless program as being an obligation and an opportunity to help those less fortunate. She finds creative ways to overcome barriers, in order to help people manage the symptoms of their mental illness and transition out of homelessness.

I think you will agree with me that Deb’s work and this award reflects well on COMCARE and on the County overall and would want to join us in congratulating Deb on the award.”

Regular Meeting, October 10, 2001

Chair McGinn said, "Absolutely. Deb, I don't mean to put you on the spot, but I will. You've been at this for a lot of years and I think about our perception of what a homeless person was 20, 25 years ago and today I think that perception has changed. We know, with economics and those types of things, there are people that once had a home, once had a job, those kinds of things and then something happened devastating, either through mental illness that kept them from going to their work or through some economic hardship through their job and that type of thing. Can you just share a little bit about the changes that you've seen and if you've had to make some changes in the way that you serve those people."

Ms. Hunter said, "I think poverty is the number one factor in homelessness and I think job education, job training, job opportunities would be of great help. Another factor I see in the change is the medications we now give. They have a lot less side-effects, a lot better efficacy. Those are the two major things, I think, that have changed. Medications being number one, since that's my focus."

Chair McGinn said, "Well, since you brought that up, I have to ask. What's a psychotropic medication? I've never heard that before."

Ms. Hunter said, "Psychotropic medications, which is a big umbrella term for anything that we use to treat mental illness."

Chair McGinn said, "Okay, thank you. Commissioner Gwin."

Commissioner Gwin said, "Just real quickly, isn't it amazing about how often we see recipient's of awards who are so hesitant to toot their own horns. Thank you, then, to your peers and to your supervisors for kind of forcing the issue forward and on behalf of the community, congratulations again to you for this. I'm sure it's well deserved."

Ms. Hunter said, "Thank you."

Chair McGinn said, "Thank you for being here. Next item."

NEW BUSINESS

C. MEMORANDUM OF AGREEMENT WITH CITY OF WICHITA, KANSAS PROVIDING CONSOLIDATION OF CRIME LABORATORY OPERATION, CONTROL AND FUNDING.

Dr. Tim Rohrig, Director, Forensic Science Laboratories and Chief Toxicologist, greeted the

Regular Meeting, October 10, 2001

Commissioners and said, "Before you today, you have a proposed agreement between the City of Wichita and our county to consolidate a portion of the Wichita Police Department Crime Laboratory, specifically their drug identification unit and serology unit, with the Forensic Science laboratories of the Center.

This is kind of a natural merger. Currently, we are providing forensic services for the City of Wichita in the areas of toxicology, firearms identification, DNA analysis, arson, trace evidence. So, the last component that we provide for the rest of the county but not the city is in the area of drug identification.

Over the last year, our center has been working closely with the City of Wichita, the Police Department, to hammer out the details of how we could consolidate these two functions to improve quality, efficiency and actually see some cost savings for both entities over the long run. To that effect, we've come about with this agreement.

The proposed agreement will be beginning January of 2002. The city will transfer two of their forensic chemists to the Center for drug identification. They will work under the Center's direct control and supervision. Now, when we bring them over, we'll be bringing over a tremendous amount of drug identification work. This is the illicit drugs that are seized off the streets. To help handle that transition, the city has proposed to transfer about \$78,000 from their operational funds to our operational funds for the next fiscal year, so we don't take a big hit on our budget. In addition to that, they're proposing to transfer over some pieces of equipment to aid in the analysis.

In 2003, the city employees, the two employees, will be transitioned to county employees and become permanent members of the Regional Forensic Science Center. Along with that, because we've bringing over a lot more evidence, we're going to have to expand our evidence storage room. To help us facilitate this process, the city will earmark \$125,000 to be used for capital improvements, if we choose to expand evidence storage.

The agreement that you have before you has been reviewed by both legal council of the city and the county and they approve it as to form. And I would like to take a moment to personally thank Ray Trail, Chief Williams and Deputy Chief Moses with the City. We worked very closely with them over this last year and I can say, personally, it was a pleasure working with these individuals and it's always nice to see how we can bring different governmental functions together to consolidate, to improve efficiency and quality. With that, I would like to recommend that you approve the agreement and authorize the Chair to sign."

Chair McGinn said, "Commissioner Sciortino."

Commissioner Sciortino said, "Thank you, Madam Chair. Doctor, just to make sure I understand

Regular Meeting, October 10, 2001

what you said and what I'm reading in the contract. In 2002, they're going to . . . Excuse me, I guess it's 2003, when those two employees become county employees, the city will underwrite the cost of that employment to the amount of \$125,000."

Dr. Rohrig said, "No, sir, not in 2003. The city will pick up the cost of employment for the year 2002. In 2003 and beyond they will be county employees. The county will cover the cost of their employment. That \$125,000 figure that I believe is in your agenda item actually refers to the \$125,000 that they will transfer to the county for capital improvements and that's how we came about that figure is one year annualized cost of salaries and benefits."

Commissioner Sciortino said, "I see where I'm reading now. You were just letting us know what the cost would be for those two employees. That would be \$125,000 and that would be just totally our expense?"

Dr. Rohrig said, "Yes, in 2003."

Commissioner Sciortino said, "Do we have any agreement with the city, that since we're doing this they're paying us for this service?"

Dr. Rohrig said, "No, sir. We're going to handle the City of Wichita like all the other municipalities within the county that we will provide forensic services at no cost."

Commissioner Sciortino said, "Okay. All right, thank you. That's all I have."

Chair McGinn said, "All right, are there any other questions for Tim? If not, what's the will of the Board on this item?"

MOTION

Commissioner Gwin moved to approve the Memorandum of 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

Regular Meeting, October 10, 2001

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

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

D. APPLICATION TO KANSAS DEPARTMENT OF CORRECTIONS FOR FISCAL YEAR 2001 UNEXPENDED COMMUNITY CORRECTIONS GRANT FUNDS.

Mr. Mark Masterson, Director, Department of Corrections, greeted the Commissioners and said, "The State Department of Corrections has announced availability of unexpended Community Corrections funds from State Fiscal Year 2001. Before you is our application to compete for those funds. A total of \$580,000 is available. We are submitting four items for consideration that fit the established priorities.

These include \$170,000 for operations of the Adult Residential Center, \$24,000 for a 15-passenger van for client transportation, \$149,000 for fiber-optic lines between the Data Center and the Residential Center to speed up communications and increase reliability of voice and data traffic for employees using the State Client Information System and internal county communications and, finally, \$99,577 for a joint project with COMCARE to better link criminal justice clients with mental health services.

This final item, the State is very interested in. They previously reviewed it and couldn't fund it at the time with that source of funds and they've asked us to submit this as a pilot project in our application for this pool of funds. Judy Addison is here this morning from COMCARE to briefly explain that program to you, if you would like."

Ms. Judy Addison, Clinical Director, Operations, COMCARE, greeted the Commissioners and said, "I'm really excited about this program because we worked hard on the application process, including about 17 different groups within the community. So it's really a collaborative effort. So, when we got the call that the Department of Corrections was looking at it again we felt very fortunate, because I think the community can benefit from this. There's a very good discharge plan for folks who come out of the hospital with mental health or substance abuse. There's absolutely none for folks who are coming out of jail or community corrections. What we've found and research supports is that it's not the exception, it's the expectation that folks who have mental

Regular Meeting, October 10, 2001

health often have co-occurring substance abuse disorders. And although they are treated at the time for mental health and substance abuse, working together is really the best way to do it.

So, our proposal is to actually have a qualified mental health professional in the jail, as well as a case manager who can, not only do the assessment, but can follow them into the community. We're looking at this as a 'no wrong door' access into treatment. COMCARE can provide part of it, depending on what the client needs. We would go out into the community to work with other service providers, as well as working very close with the Department of Corrections, with the D.A.'s office, with NAMI, anyone who has an interest in being with the coalition has already been identified to work on this, as well as we don't want to leave the Sheriff out because they are offering to even house us and without that we wouldn't be able to even apply for this. Any questions?"

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

Commissioner Winters said, "Hello, Judy. It's been awhile since I've had an opportunity to visit with you. How long is this, these funds, what's the time period and then, will there be a system that you'll be able to measure your success or is this a measurable project that we're starting on?"

Ms. Addison said, "It would be a one year funding and what our goal would be is to get the person back into community. It kind of piggybacks on what Deb Hunter is saying. It's not a one-dimension thing. We'd be looking at providing group support for the families, while someone is incarcerated or when they are out. Helping them with job placement, if they need social supports from the community and we'd be looking at recidivism. According to Mark with Community Corrections, at any given time there's up to 45 folks in the jail that are waiting for placements with them and of them, of the 45, a third of them, which would be 15, would need these types of services who just don't get them. So, we'd look at recidivism, how many of these folks, and we're looking at serving, as a pilot, 100 in that first year and how many can we keep from a more . . . you know, going back into the system in a more restrictive area."

Commissioner Winters said, "Okay, thank you."

Regular Meeting, October 10, 2001

Chair McGinn said, "Okay. Commissioner Sciortino."

Commissioner Sciortino said, "Thank you. To kind of piggyback on Tom's question, what will be the outcomes to know if we've been successful or not? Have you established outcomes like if the 15 people or the 100 people that you serve, you're hoping to reclaim 50 of them or 5 of them. Is there any goals that you have?"

Ms. Addison said, "Well the goal would be all of them. But if we were to get even 50%, I think we'd be lucky and then we have ASI, which is the severity index for the substance abuse for the KCPC, the various mental health . . ."

Commissioner Sciortino said, "I'm not trying to put you on the spot, but when we're investing taxpayers' dollars and if we want to do it again another time we have to show them that there was definite outcomes, that that was a wise investment instead of investing it in other areas. And have you established a goal that you feel would justify asking for the grant again or for the monies again?"

Ms. Addison said, "It's actually kind of an aggressive goal, because about 40% of folks who enter treatment complete treatment and we're hoping for 50% to complete treatment and not reenter the justice system."

Commissioner Sciortino said, "Okay. Do you want to follow up on that?"

Commissioner Winters said, "Yes. I'd just ask, I guess, another question. When you talk about recidivism though, we know you've got a group of folks out there that are in jail and are in some kind of incarceration. You know what the average recidivism rate for those folks is. You know how many of them are going to be back in jail. I would assume that's where you start and with this population, you're going to work to make that number a better number. So, you know where the starting place is, is that correct?"

Ms. Addison said, "Actually, there's not been much research done on folks who have a co-occurring disorder. So, all of these folks will be identified as having both a mental health and a substance abuse. They're often in all of our systems and we don't have a good tracking system, which will be one of the things we hope to get out of this is some good data."

Commissioner Winters said, "Okay, thank you."

Regular Meeting, October 10, 2001

Chair McGinn said, “All right. Any other questions for Judy or Mark? Sounds like a great program. Thank you for sharing about it. If there’s aren’t any other questions, what’s the will of the Board?”

MOTION

Commissioner Winters moved to approve the Application 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.”

E. PUBLIC WORKS.

- 1. AGREEMENT WITH CITY OF MULVANE, KANSAS FOR SEDGWICK COUNTY PROJECT NO. 833-AA, BB, CC ON ROCK ROAD FROM DERBY TO MULVANE. CIP# R-243. DISTRICTS #2 AND #5.**

Mr. David Spears, Director/ County Engineer, Division of Public Works, greeted the Commissioners and said “Item E-1 is an agreement between Sedgwick County and the City of Mulvane for the project on Rock Road between 87th Street South and K-15. It’s designated as R-243 in the Capital Improvement Program. This is a joint project in which the cost will be shared by Sedgwick County and the City of Mulvane. The total estimated cost of the project is 6.2 million dollars, with the City of Mulvane contributing 1.6 million. I recommend that you approve the agreement and authorize the Chair to sign.”

Chair McGinn said, “Commissioner Norton.”

Regular Meeting, October 10, 2001

Commissioner Norton said, "Well, this is a project that's been a couple of years in the making and I got pretty involved with it, early on, as I became a commissioner and I think it's a wonderful project. It really links Mulvane and Derby and that is a corridor that has a huge amount of growth. I think their idea was to be very involved in it so that it took on some city standards, as opposed to all county standards, as it starts to move into Mulvane and I'll be very supportive of this. I think it really creates a wonderful corridor and, in fact, there was a pretty nice article in the paper today describing this project and what the city manager and the mayor in Mulvane believes it will do for Mulvane. So, I'll be very supportive of this and I think you've done a wonderful job collaborating with the people along that corridor, both in Mulvane and Derby, Dave. I appreciate that."

Mr. Spears said, "Thank you, sir. We've had several meetings with the city, the school board, the chamber of commerce and many others down there."

Commissioner Norton said, "Thanks."

Chair McGinn said, "Commissioner Sciortino."

Commissioner Sciortino said, "Thank you, Madam Chair. I also am going to be fully supportive of this. This is an example of where a community can kind of piggyback on a project that we're doing and there's some tremendous economies of scale, if I understood it, when we interviewed with the Eagle yesterday on this. It's my understanding that the City of Mulvane is very pleased and this will actually make now a four-lane corridor all the way from Mulvane up to Wichita and they're hoping and I think past history indicates that whenever you get a major four-lane highway going you're going to see some economic growth commercially at the intersections and this is just a situation where, with Mulvane coming with us on this, it's going to be a win/ win situation for everybody and I'm just real pleased that we're going to finally bring it to completion. Thank you."

Chair McGinn said, "Are there any other questions or comments?"

MOTION

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

Regular Meeting, October 10, 2001

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."

- 2. FORCE ACCOUNT AGREEMENT WITH KANSAS DEPARTMENT OF TRANSPORTATION FOR THE SEDGWICK COUNTY BRIDGE REPLACEMENT PROJECT ON 85TH STREET NORTH BETWEEN RIDGE ROAD AND HOOVER ROAD OVER THE WICHITA-VALLEY CENTER FLOOD CONTROL. CIP# B-217. DISTRICT #4.**

Mr. Spears said, "Item E-2 is a force account agreement with the Kansas Department of Transportation to reimburse Sedgwick County for construction engineering services performed during construction of the bridge project located on 85th Street North, between Ridge Road and Hoover Road, over the Wichita/ Valley Center Flood Control. This project is designated as B-217 in the Capital Improvement Program and will have 80% reimbursement. The maximum amount of federal funds the county can receive is \$61,035.68. I recommend that you approve the agreement and authorize the Chair to sign."

Chair McGinn said, "Commissioners, if there isn't any questions, what's the will of the Board?"

MOTION

Regular Meeting, October 10, 2001

Commissioner Sciortino 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, "Next item."

3. RESOLUTION DESIGNATING BRIDGE WEIGHT REQUIREMENTS FOR ALL BRIDGES WITHIN SEDGWICK COUNTY, KANSAS; PROVIDING PENALTIES FOR VIOLATIONS OF WEIGHT RESTRICTIONS; AND RESCINDING ALL PREVIOUS DESIGNATIONS OF BRIDGE WEIGHT POSTING REQUIREMENTS FOR ALL COUNTY BRIDGES WITHIN SEDGWICK COUNTY, KANSAS. ALL DISTRICTS.

Mr. Spears said, "This resolution updates the bridge weight posting requirements for all county maintained bridges. The basic changes are a direct result of the construction of our new bridges in the year 2000. We have a total of 653 bridges, of which 154 are posted, 4 are closed, and 499 are open. Open load limit bridges are defined as those bridges that can handle any Kansas legal load. As far as posted bridges are concerned, in 1985 we had 318 and as of this date we have 154, which is a significant reduction over a time period of 16 years. As a matter of information, this year we are constructing ten new bridges by contract, one federal aid project and another nine with our bridge crew. This resolution designates bridge weight posting requirements for all of our bridges, in accordance with procedures outlined by the Kansas Department of Transportation. Therefore, we will remain eligible for federal funds. I recommend that you adopt the resolution."

Regular Meeting, October 10, 2001

MOTION

Commissioner Gwin moved to adopt the Resolution.

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."

4. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, WITH BEACHNER CONSTRUCTION CO., INC. ON SEDGWICK COUNTY PROJECT – 2001 LATEX MODIFIED SLURRY SEAL; CIP# R-140. ALL DISTRICTS.

Mr. Spears said, "Item E-4 is a modification of plans and construction for the 2001 latex modified slurry seal project, designated as R-140 in the Capital Improvement Program. This project has been constructed and is ready to be 'finaled out'. There will be a net decrease of \$16,417.63, due to variations in plan quantities from actual field measurements.

A total of 29.5 miles were sealed the year. I recommend that you approve the modification and authorize the Chair to sign."

Chair McGinn said, "Commissioners, what's the will of the Board on this item?"

MOTION

Commissioner Gwin moved to approve the Modification of Plans and Construction and authorize the Chair to sign.

Regular Meeting, October 10, 2001

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."

F. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF OCTOBER 4, 2001.

Ms. Iris Baker, Director, Purchasing Department, greeted the Commissioners and said "The following items presented today for consideration are a result of the regular meeting of the Board of Bids and Contracts held on October 4th, 2001.

**1) ONE TON UTILITY VEHICLE- FLEET MANAGEMENT
FUNDING: FLEET MANAGEMENT**

The first item is a one-ton utility vehicle for Fleet Management. Recommend the low bid of Don Hattan, including trade, for \$51,700.

**2) SINGLE AXLE TRUCK- FLEET MANAGEMENT
FUNDING: FLEET MANAGEMENT**

Item two is a single-axle dump truck for Fleet Management. Recommend the low bid of Kansas Truck Center, including trade, \$57,698.

3) LAPTOP COMPUTERS- ENTERPRISE RESOURCE PLANNING

Regular Meeting, October 10, 2001

FUNDING: TECHNOLOGY

Item three, laptop computers for Enterprise Resource Planning. Recommend the quote from Gateway of \$51,680.

**4) MS OFFICE XP PROFESSIONAL LICENSES- ENTERPRISE RESOURCE PLANNING
FUNDING: TECHNOLOGY**

Item four, Microsoft Office XP Professional Licenses for the Enterprise Resource Planning. Recommend the quote from Software Spectrum for \$10,441.60.

**5) MULTIFUNCTION PRINTING DEVICES- DIVISION OF INFORMATION/ OPERATIONS
FUNDING: VARIOUS DEPARTMENTS**

Item five, multifunction printing devices for the Division of Information and Operations. Recommend the low proposal meeting specifications for an annual contract with Business Systems Incorporated for the Cannon ImageRunner 2200 for low volume usage with a value of \$4,720 per machine and a Cannon ImageRunner 2200 with a document finisher for medium volume usage for a value of \$5,455 per machine. Also recommend the low proposal for an annual contract with Modern Office Methods for the Lanier 5635 for high-volume usage for a value of \$10,271 per machine.

**6) FUEL- FLEET MAINTENANCE
FUNDING: FLEET MAINTENANCE**

Item six, fuel for Fleet Management. Recommend the bid from Parker Oil for an annual contract for fuel services.

Be happy to answer any questions and I recommend approval of these items as presented today.”

Chair McGinn said, “Are there any questions for Iris?”

Regular Meeting, October 10, 2001

Commissioner Sciortino said, “Well just one. I think she’s got a bad cold and she needs to get some medicine. She doesn’t sound like she’s feeling to well.”

Ms. Baker said, “I’m on the upswing here, so feeling much better, thanks.”

Chair McGinn said, “If there are no questions, what’s the will of the Board?”

MOTION

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

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, “Next item. Thank you, Iris.”

CONSENT AGENDA

G. CONSENT AGENDA.

1. Easements.

- a. One Temporary Construction Easement for Sedgwick County Project - Sanitary Sewer–East Yard. District #5.
- b. Three Easements for Right-of-Way and two Temporary Construction Easements for Sedgwick County Project No. 833-AA, BB, CC on Rock Road from Derby to Mulvane. CIP# R-243. Districts #2 and #5.

Regular Meeting, October 10, 2001

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

- c. Road Number 598-21, Owner: Frederick W. Adams, located in the Northeast Quarter of Section 33, Township 25 South, Range 1 West, more specifically located south of 85th Street North and west of 71st Street West, Valley Center Township.

The following tract of land was granted by Floodway Reserve Easement at no cost to the County. This Easement was requested by the Director of Code Enforcement as a condition of receiving a Platting Exemption on unplatted tracts.

- d. Owners: Bernadine Mitchell, located in the Southeast Quarter of Section 28, Township 27 South, Range 4 West, more specifically located north of 15th Street South and west of 359th Street West, Grand River Township.

- 2. **Addendum 2 to Contract with Kansas Department of Social and Rehabilitation Services providing a 90-day extension to agreement for annual funding of COMCARE Community Developmental Disability Organization's services.**
- 3. **Resolution updating the Sedgwick County Solid Waste Code as amended by the Board of County Commissioners at its meeting of October 3, 2001.**
- 4. **Section 8 Housing Assistance Payment Contracts.**

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V010145	\$425.00		Debbie Glendenning
V010146	\$130.00	2	Village Green Apartments
V010147	\$283.00		Ellis Smith
V010148	\$284.00	4	Hearth Hollow Apartments

Regular Meeting, October 10, 2001

V010149 \$262.00

Richard Kasitz

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

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V20129	\$437.00	\$442.00
V20110	\$280.00	\$284.00
V20131	\$600.00	\$600.00
V99074	\$480.00	\$480.00
V20117	\$397.00	\$402.00
V99066	\$600.00	\$600.00
V20126	\$385.00	\$385.00
V20119	\$158.00	\$148.00
V99076	\$326.00	\$293.00
V99073	\$210.00	\$280.00
V20120	\$56.00	\$28.00
V93118	\$345.00	\$345.00
V99080	\$450.00	\$450.00
V20125	\$569.00	\$571.00
V20122	\$105.00	\$173.00
V99066	\$273.00	\$600.00
V93118	\$144.00	\$345.00

- 6. Order dated October 3, 2001 to correct tax roll for change of assessment.**
- 7. Payroll Check Registers (two) of September 28, 2001.**
- 8. General Bills Check Register of October 5, 2001.**
- 9. Budget Adjustment Requests.**

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "You have the Consent Agenda before you and I would recommend that you approve it."

Regular Meeting, October 10, 2001

Chair McGinn said, "Before we approve that, Bob, would you please come up. Last week we talked about changes in the Solid Waste Code and I have a question about on the burning, on the contained burning in barrels, you could still do on five acres and I guess I thought you could also do brush piles on five acres."

Mr. Robert Parnacott, Assistant County Counselor, greeted the Commissioners and said, "Maintaining them or burning brush piles?"

Chair McGinn said, "If I call the Fire Department because I've got a bunch of brush and I want to burn it, I can do that."

Mr. Parnacott said, "You can burn a brush pile on any size acreage. I mean, you have to get the Fire Department approval of course and a permit for that, but yes, there's no minimum acreage requirement for burning a brush pile."

Chair McGinn said, "So, if I'm on two acres and I have a brush pile, I can call the Fire Department and tell them I'm going to burn the brush pile?"

Mr. Parnacott said, "Right."

Chair McGinn said, "Okay. Thank you."

Commissioner Norton said, "But you can only have a conservation brush pile on five acres or more."

Commissioner Sciortino said, "No, it was twenty acres or more."

Mr. Parnacott said, "It was a twenty acre minimum lot size for the brush piles."

Chair McGinn said, "On conservation, which is the one that people are just developing for wildlife."

Commissioner Norton said, "That still stayed at 20."

Chair McGinn said, "That stayed at 20."

Commissioner Norton said, "But you can have a brush pile that is non-conservation and burn it, if you work it out with the Fire Department."

Mr. Parnacott said, "Burn it or you have 90 days before you technically have to remove it. I mean

Regular Meeting, October 10, 2001

there's a requirement . . .”

Commissioner Norton said, “And that’s for all acreage.”

Mr. Parnacott said, “That’s for all acreage.”

Commissioner Norton said, “If it’s not a conservation burn pile but just a brush pile.”

Mr. Parnacott said, “Right.”

Commissioner Norton said, “Because I’ve had quite a few constituents call and were confused and I was actually confused when I tried to explain it.”

Chair McGinn said, “Okay. Commissioner Sciortino.”

Commissioner Sciortino said, “Okay, yes I’ve also had some calls and I want to make sure I clearly understand this. Burning the barrels and what have you, you can have that on a lot size of five acres or more.”

Mr. Parnacott said, “Right.”

Commissioner Sciortino said, “Less than five acres, you can’t have a barrel by your garage and burn it.”

Mr. Parnacott said, “Right.”

Commissioner Sciortino said, “Okay. Now on the brush piles, the only type of brush pile that you’re going to be able to maintain is a brush pile that you designate that you’re doing it for conservation reasons and you have property of 20 acres or more.”

Mr. Parnacott said, “Right.”

Commissioner Sciortino said, “Okay. And on acreage on less than 20 acres but at least five acres, you can accumulate brush but you can’t continue accumulating it more than 90 days and at that time you have to either get a permit to burn it or haul it off your property or have it hauled off your property. Is that correct?”

Mr. Parnacott said, “Mostly. You mentioned five acres in there and there’s no five acre issue here.”

Regular Meeting, October 10, 2001

Commissioner Sciortino said, "Okay, excuse me. You can accumulate a brush pile on any acreage but you can't continue to accumulate it for more than 90 days and at the end of the 90-day period, and since you don't qualify to be able to designate it as a conservation area. You have to either get a permit from the Fire Department or have it hauled away."

Mr. Parnacott said, "Correct."

Commissioner Sciortino said, "Okay. Now, the one question I had asked of me is when does the 90 days start or the first time they break up two limbs and put one on top of the other?"

Mr. Parnacott said, "That's a very difficult question to answer. I mean, because there's really no easy way. It's not something you can go out and . . . I mean, first off, we would not be looking at the issue unless there'd been some sort of complaint raised."

Commissioner Sciortino said, "Okay."

Mr. Parnacott said, "We would have to figure out some way to determine when that pile started being created. Maybe the neighbor would testify that it's been there for three months. And I mean, that's kind of an evidentiary issue I think more than anything else as to when it started. I would imagine the process for Code Enforcement would be, or for Environmental Resources, depending on who's investigating, would be to note the date the complaint was made and follow up 90 days later and make sure. Because at that point we'd know it has at least been there that long. And then at the end of the 90 days, I assume the person would be given some sort of warning. You either need to remove it or burn it and hopefully they would comply with that request and we wouldn't have to proceed any further."

Commissioner Sciortino said, "Okay. And on this particular instance, because I have one call I have to return today, who does the person call to complain about something like that? I understand this is under Environmental. It's not under Code Enforcement?"

Mr. Parnacott said, "Well, either agency is authorized to investigate and write notices of violations on that subject. So, you can either call Susan Erlenwein's department, Division of Environmental Resources or Glen Wiltse's Code Enforcement Division."

Commissioner Sciortino said, "Would it be . . . For me, I think, since we've always told them to call Code Enforcement, is it acceptable just to have them call Code Enforcement and not ask to have another whole department get involved who probably would call Code Enforcement who

Regular Meeting, October 10, 2001

would go back out again?”

Mr. Parnacott said, “Sure.”

Commissioner Sciortino said, “I was a little confused why Environmental was involved in it anyway. I thought it should maybe be right to Code Enforcement. But it’s okay to call Code Enforcement?”

Mr. Parnacott said, “Yes.”

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

Chair McGinn said, “Okay, and Bob, if we hear more from the community or that type of thing, we can amend this at any time?”

Mr. Parnacott said, “You bet. I think the Code is always a living document and, as circumstances dictate, we can revisit these issues and see what needs to be amended or modified.”

Chair McGinn said, “Okay, thank you.”

Commissioner Norton said, “One last thing, Madam Chair. I think it’s important that we issue a press release or get this information out somehow, because I think there’s going to be some people that are confused about this, as my constituents were and I was. I don’t know if we’re going to have an easy charge to contacting them by phone and figuring out we’re giving them the right information. So, I think it would be prudent to have a press release or to get the information out into the community. I’ll certainly have some of that information, hopefully, down in Haysville to hand out at fall festival, but I think it’s real important that we get the information out. Because there is some nuances and some changes in this that I think are going to confuse people.”

Chair McGinn said, “Absolutely.”

Mr. Rich Euson, County Counselor, greeted the Commissioners and said, “We will do a summary of these changes and distribute that among those who need it and especially Communications and see if we can’t get the word out that way.”

Chair McGinn said, “Okay. Commissioner Sciortino.”

Commissioner Sciortino said, “Thank you, Madam Chair. And like you mentioned last week, when we were discussing it, we’re trying to accommodate the community and trying to make it as

Regular Meeting, October 10, 2001

easy as possible for people out in the rural area to dispose of this type of trash. Especially those that are on five acres, because I think it was first proposed 20 acres, to allow burning inside of a barrel, and we're hoping, as you mentioned, that people will be good neighbors. Like if you have five acres here and you have five acres here, normally you're house is on one corner of it and somebody else's house, that maybe you take that barrel and put it more in the center of your five acres so it isn't right next to the guy's house and he's upset. And we're just hoping that people will be good neighbors in this honest attempt that we have to try to accommodate people in the rural area with disposing of that type of material and I hope they will consider that, too. Thank you."

Chair McGinn said, "And I think for those viewing today on this, we had full discussion on this last week but we had some changes and that's why it was on the Consent Agenda this week. So, I just want to make that clear. But I think we do need to inform our communities out there, maybe the smaller fire volunteer departments and that type of thing, on this. And again, if we see there are changes that are need, we can take a look at that.

Any other questions?"

MOTION

Commissioner Sciortino moved to approve the consent agenda as presented.

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, Bob, for being here. Is there any other business to come before the Board?"

Regular Meeting, October 10, 2001

H. OTHER

Commissioner Gwin said, "Yes, ma'am. Just to reiterate what Kristi said at the beginning, this Saturday is the 8th annual Parent's University. I would . . . I've been there. I've attended the sessions. I would encourage parents and/ or grandparents who are raising children to consider registration. The registration cost is \$15.00. That includes lunch for one. If there are a couple or more, you can buy additional lunches for \$3.00. There are also scholarships available, if you need them, by contacting Marilyn Toellner at 722-7721. It starts at 8:30 in the morning, goes till about 3:30 in the afternoon at the Extension Service at 21st and Ridge. Some of the topics are 'Shaping Young Minds', 'Building a Learning Foundation', 'Sculpting Fatherhood', 'Survival Tips for School Success', Communities That Care; How to Prevent Drug Abuse and Other Problems Without Really Trying', and another one that seems particularly timely, 'Expressions of Children's Grief'. With so much that's going on, how you deal with that. The luncheon speaker, her topic is 'A Laugh is Worth a Thousand Nags' which talks about raising children with humor and those kinds of things. So, I would encourage folks to get a hold of either Via Christi or the Extension Service. You can register by phone at Via Christi at 689-7000 or you can register on site that morning. That's Parent's University this Saturday, very well worth the time and the minimal cost.

Also, in today's paper was the citizen's report that our Communications folks put together and, before I even arrived at work, I'd gotten a call on my voice mail commending the county for this very informative sheet of services and what the county does. It's short and to the point, well put together. I congratulate the Communications Department on it and encourage the folks to look in Wednesday's paper for a copy of the 'Sedgwick County's Citizens Guide to County Services and Budget Information', very worthwhile, very informative. So, thank you."

Chair McGinn said, "Thank you. Anyone else?"

Commissioner Norton said, "Yes, Madam Chair. I'm sorry. I don't even turn my light on anymore. I had the privilege of being able to be a part of County Days this Monday. The county was closed down but we did have kind of an in-service for county employees. It was a wonderful event and I just want to comment that I think we gave eighteen or nineteen awards to

Regular Meeting, October 10, 2001

county employees that have really worked to innovate government and make it more functional and less expensive for the citizens. I don't have all their names but I would like to give them praise for doing such a great job for us. Obviously, all 2,500 county employees, or whatever that number is, do a great job but these people really exemplified themselves as someone who thought outside the box and led their team or made suggestions to lead us into really important issues to help strengthen the county and to innovate. So, I wanted to give them some praise. Last Saturday, I had a chance to be at the kick-off of the Arts and Humanities Daze. Chair McGinn was there and it was a wonderful morning to be out at the Hyatt Park Plaza. That's a wonderful little area that I don't think is used very much but they had a wonderful ceremony on the Lewis Street Bridge to kick it off. It was kind of a patriotic . . . it went away from the arts a little bit. It was kind of patriotic but it did have the Wichita State University Band there to do some patriotic music. It was a wonderful kick-off. I would urge people to join in, as we move forward the rest of the month for all kinds of different things during Arts and Humanities Daze. There is a calendar that gives you all those events. Some still happen at county facilities, like the zoo and Cowtown and everything.

And the final thing I have is the Haysville Fall Festival will be the 19th, 20th and 21st. I'm going to keep hawking that until we finally get there. Parade starts at 9:00. Food vendors are later in the day, car show's going on. And Friday night, the 19th, Elvis is still coming to Haysville. So, please join us in Haysville for a really good time. A little small town atmosphere, good food and friends. Thanks, that's all I have."

Chair McGinn said, "Does he have white hair and a white beard now?"

Commissioner Norton said, "Thank you. Thank you very much."

Chair McGinn said, "Commissioner Sciortino.

Commissioner Sciortino said, "Thank you, Madam Chair. Well, I had a pretty busy Saturday. I spent most of it down in the Derby area. We had the dedication of the amphitheater that the county partnered with the City of Derby in their new High Park and that was really neat. The day was nice and the number of family groups that took advantage of that was really impressive and they had this one fellow. I remember as a kid, I don't know if you all do, where you got these little things and you dipped them in soap water and you could blow bubbles with them. Well, he had one that was this big and I don't know how he did it but he could actually encase somebody in a bubble. This little girl got incased and she had to poke it to pop it. I enjoyed it.

Regular Meeting, October 10, 2001

Then, that evening, the Praise Assembly of God church down there, and they've taken this kind of on as a ministry, every year . . . well, this is the second time, so I guess it's the second annual. The first one would be the inaugural, but they recognized public service. Last year, it was the police department. This year it was the fire fighters and EMS and they throw together a steak dinner. Everything is free. They don't even have a donation box. It's just something that they do as part of their ministry and I've committed to support their ministry anytime that they have steak dinners. I will help them by attending and eating one of those delicious meals. I mean, I want to help out my district. The neat thing about the preacher there, his wife is just one fantastic singer and she sang the National Anthem and man, it really got everyone going. And then, after that, I ran up to Bradley Fair because George Laham was putting on that patriotic tribute and the fireworks. So, it was a busy day Saturday for Mary and I, but it was very gratifying. So, that's all I have."

Chair McGinn said, "Okay, thank you. I'd just like to thank you and Doug Russell for being on the board of the Arts and Humanities blitz that they're doing. You guys, this was your first year for this and you did a wonderful job and I can see the potential growth for that. Darren Muci, a former employee of ours, is also on that board. And then, the other thing I'd just comment about was Sunday I had the opportunity to be at the memorial firefighters service at Resthaven and Tom was there as well and they had a wonderful service. I was glad to be a part of that. I think it's great that they continue to recognize those people that serve, for us, as far as public safety. So, for those that put that event on every year, I want to thank them as well. Go ahead, Tom."

Commissioner Winters said, "I guess I did have something else. I had the opportunity to attend the Wichita Crime Commission events last Thursday and we had two county folks recognized, Deputy Darrell Adams for his rescue work on the lady whose car was burning, and Deputy Jones, who works in prevention. And I had never connected Harold Jones with this person but it's Harold Jones' wife. Harold is also a county employee so it was good to be there to see two county folks recognized by the Crime Commission."

Commissioner Gwin said, "Just a follow up on the Art and Humanities Daze. Commissioner Norton is right. The event for the Sedgwick County Zoo is tomorrow. At 10:00 in the morning, we dedicate the next new Envision sculpture at the zoo, for those who are visually impaired. The American Bald Eagle will be dedicated tomorrow morning at 10 and we invite everybody to come and join us for that."

Regular Meeting, October 10, 2001

Chair McGinn said, "Okay, thank you. Is there any other business to come before this Board?"

MOTION

Commissioner Sciortino moved that the Board of County Commissioners recess into Executive Session for 40 minutes to consider consultation with Legal Counsel on matters privileged in the attorney/client relationship relating to pending claims and litigation and legal advice and that the Board of County Commissioners return from Executive Session no sooner than 10:40 a.m.

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, "We're in Executive Session."

The Board of Sedgwick County Commissioners recessed into Executive Session at 10:01 a.m. and returned at 11:34 a.m.

Chair McGinn said, "We're back from Executive Session. Let the record show there were no binding action taken while in Executive Session. Is there any other business to come before this Board? Mr. Euson? This meeting is adjourned."

I. ADJOURNMENT

Regular Meeting, October 10, 2001

There being no other business to come before the Board, the Meeting was adjourned at 11:35 a.m.

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

CAROLYN McGINN, Chair
Fourth District

BEN SCIORTINO, Chairman Pro Tem
Fifth District

BETSY GWIN, Commissioner
First District

TIM R. NORTON, Commissioner
Second District

THOMAS G. WINTERS, Commissioner
Third District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2001