

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

April 10, 2002

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, April 10, 2002 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Ben Sciortino; with the following present: Chair Pro Tem Betsy Gwin; Commissioner Tim R. Norton; Commissioner Thomas G. Winters, Commissioner Carolyn McGinn; Mr. Rich Euson, County Counselor; Mr. William P. Buchanan, County Manager; Sergeant Jay Mclaurian, Exploited and Missing Children's Unit, Sheriff's Department; Mr. Marvin Krout, Director, Metropolitan Area Planning Department; Ms. Susan Erlenwein, Director, Environmental Resources; Ms. Deborah Donaldson, Director, Division of Human Services; Dr. Charles Magruder, M.D., Director, Sedgwick County Health Department; Ms. Phyllis Gearing-Anderson, Director of Preventive Health, Sedgwick County Health Department; Ms. Jan Kennedy, Treasurer; Ms. Iris Baker, Director, Purchasing Department; Mr. David Spears, Director, Bureau of Public Works; Mr. Robert Parnacott, Assistant County Counselor; Ms. Kristi Zukovich, Director, Communications and Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Mr. H. Edward Flentje, Director and Professor, Hugo Wall School of Urban and Public Affairs, Wichita State University.

INVOCATION: Chairman Sciortino called for a moment of silence.

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES: Regular Meeting, March 20, 2002

The Clerk reported that all Commissioners were present at the Regular Meeting of March 20, 2002.

Chairman Sciortino said, "Commissioners, you've had time, I think, to review the Minutes of the Regular Meeting of March 20th. What's the will of the Board?"

MOTION

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Commissioner Gwin moved to approve the Minutes of the Regular Meeting of March 20, 2002.

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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Next item."

PROCLAMATIONS

A. PROCLAMATIONS (TWO).

- 1. PROCLAMATION DECLARING APRIL 7 – 13, 2002 AS "NATIONAL COUNTY GOVERNMENT WEEK."**

Chairman Sciortino said, "Thank you. I'd like to read this into the record."

PROCLAMATION

WHEREAS, the terror attacks on September 11 spotlighted the work county officials do 24 hours a day, 7 days a week, 365 days a year; and

WHEREAS, county officials keep citizens protected and communities thriving. Due to the planning, cooperation and dedication of counties across America, emergency response professionals from all across the nation are able to mobilize & respond quickly & effectively; and

WHEREAS, there are 3066 counties in the United States, collectively responsible for the well-being of more than 230 million citizens; and

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WHEREAS, Sedgwick County provides a wide range of services, including: emergency services, programs for the physically and mentally ill, recreational and cultural attractions, community development and environmental protection programs, services for the elderly, infrastructure through roads and technology, correctional programs for adults and youth, and many internal support functions; and

WHEREAS, Sedgwick County leaders are committed to improving the communities where our citizens live, work, play and raise families and Sedgwick County builds partnerships to meet many of the most challenging needs and ensure a high quality of life for all; and

WHEREAS, Sedgwick County continues to be the citizen's local government voice; providing solutions that bring communities together;

NOW THEREFORE BE IT RESOLVED, that I, Ben Sciortino, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim April 7-13, 2002 as

“NATIONAL COUNTY GOVERNMENT WEEK”

in Sedgwick County, in recognition of the innovation and quality service provided by the employees of Sedgwick County.

MOTION

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

Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin Aye

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

Chairman Sciortino said, “ I would just like to say a couple of things about this proclamation. Here in Sedgwick County, we have already taken a lead role in preparing citizens for emergencies. Our Ready to Respond program is one example. This is a program that is available all across the County, regardless of where you live. It’s available to every resident, as we reach out to teach individuals, families and businesses ways to prepare for a disaster.

And other public safety services, like EMS and 911 benefit every citizen across our County. Our Sheriff’s Department and Fire Department work, as part of a comprehensive public safety system, that insures that all citizens will get the help they need when they need it. Our services truly are without any boundaries, regardless of where you live, inside one of our 20 incorporated cities or out in the unincorporated areas. Thank you. Any other comments you’d like to make? Okay, next item.”

2. PROCLAMATION DECLARING APRIL 2002 AS “CHILD ABUSE PREVENTION MONTH.”

Chairman Sciortino said, “I’ll read this proclamation into the record also. It says:

PROCLAMATION

WHEREAS, every year, experts estimate that nearly 3 million reports of suspected child abuse and neglect are filed in the United States, while many more cases remain unreported; and

WHEREAS, child abuse usually happens in the child’s home, and at the hand of someone the child knows- such as a parent, neighbor or relative; and

WHEREAS, the cost of child abuse and neglect in the United States is estimated at \$258 million daily, with direct and indirect costs brought about by the need for medical treatment, intervention, mental health assistance and the impact of other long-term consequences; and

WHEREAS, a new aspect of child abuse is developing, illustrated by the growing incidence of Internet users who prey on young children. These incidents have affected us close to home, threatening youth in our own communities; and

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WHEREAS, community agencies and law enforcement in our community work closely to prevent child neglect and abuse. The Sedgwick County Sheriff's Department, Wichita Police Department and Kansas Social and Rehabilitation Services operate a joint Exploited and Missing Child Unit (EMCU) to investigate child sexual abuse, locate missing and abducted children, identify offenders and present evidence for the prosecution of violators.

NOW THEREFORE BE IT RESOLVED, that I, Ben Sciortino, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim the month of April, 2002 as

“CHILD ABUSE PREVENTION MONTH”

in Sedgwick County and encourage citizens to work together to ensure the safety of our children.

What's the will of the Board on this item?"

MOTION

Commissioner McGinn moved to adopt the Proclamation and authorize the Chairman to sign.

Commissioner Winters seconded the Motion.

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

VOTE

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

Chairman Sciortino said, "And Kristi, we have someone here to accept the award?"

Sergeant Jay Mclaurian, Exploited and Missing Children's Unit, Sheriff's Department, greeted the Commissioners and said, "On behalf of the Wichita/ Sedgwick County Exploited and Missing Child Unit, thank you for this proclamation.

To give you a brief on what our unit handled in 2001, we had 1,314 child abuse cases. We

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interviewed 2,437 victims and suspects, filed 67 child in need of care petitions and we charged 166 people, totally 319 counts. Child abuse and neglect continues to threaten the well-being of many Americans and prevention remains the best defense for our children. We need to be vigilant for the signs of abuse exhibited by young people in our community and we must do more to fight these tragedies and protect our children from harm. Again, thank you for this proclamation.”

Chairman Sciortino said, “Thank you and I believe we have some comments. Commissioner Norton.”

Commissioner Norton said, “Thank you for being here today. Just a comment. Back in 1980, when I first came to the Wichita area, the first community group that I volunteered to do some work on was the Child Abuse Prevention Council. That’s later combined with the Kansas Children’s Service League to do it at a state level. I served with Judge Burgess and, at that time, we had a major problem with child abuse and it’s only proliferated now that we have the Internet to worry with and children can be connected with in so many different ways. We really thought of child abuse as something that happened in the four walls of your home and it was more of a domestic violence kind of thing, but I think we know now that it’s proliferated in a lot of other venues and we have to worry about it for our children and let’s always remember that they’re the most vulnerable people that we serve in our community and I applaud you for your work. Thanks.”

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

Commissioner Winters said, “I too just want to say thank you, Sergeant, for your work and the others on the Exploited and Missing Children’s Unit. There are . . . it is extremely difficult work. You’re involved with a part of society sometimes we just don’t understand. But I just want to say thank you to you and your group. You do good work and keep up the good job.”

Chairman Sciortino said, “And I want to follow up. I know many of us had occasion to tour your operation and I was impressed not only with the dedication of the officers but they really seemed to have a fire in their belly because they really are trying to protect people that, often times, they never even get to see because they’re doing it through the Internet or through phone calls or what have you. But that hasn’t lessened the drive and the desire. And you’re to be commended. This is an example of a type of service that the public doesn’t really get to see but without it our children

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would really be in danger. And I just also compliment you.”

Sergeant Mclaurian said, “Thank you, Chairman.”

Chairman Sciortino said, “I don’t think we have any other comments. So, we’ve already voted on this one so let’s go to the next item please. Thank you, Sergeant.”

AWARDS

B. PRESENTATION OF MINI-MPA CERTIFICATES.

- 1. LAWANDA DESHAZER, FIRE DEPARTMENT**
- 2. KAREN MCNALLY, COMPREHENSIVE COMMUNITY CARE (COMCARE)**
- 3. JOAN TAMMANY, COMCARE**
- 4. BRENT SHELTON, COUNTY CLERK’S OFFICE**
- 5. DAVID THOMPSON, SHERIFF’S DEPARTMENT**
- 6. RICHARD VOGT, DIVISION OF INFORMATION AND OPERATIONS**

Mr. H. Edward Flentje, Director and Professor, Hugo Wall School of Urban and Public Affairs, Wichita State University, greeted the Commissioners and said, “Thank you for giving time on your agenda to recognize members of your managerial staff who have completed the mini-MPA. If you will permit me, I’d like to say a few comments about this. It may not be completely familiar to you and I have something that I’d like to hand out.

The mini-MPA was begun last fall. The brochure you have went out last summer. It enrolled 25 folks from seven jurisdictions in south central Kansas. Six of those participants were Sedgwick County employees and all six Sedgwick County employees completed the program. This mini-MPA grew out of what we earlier called the Executive Development Institute which you may be familiar with. That was an initiative of Sedgwick County, the City of Wichita and the university, initiated in ’96 and your Manager, Bill Buchanan, Jo Templin were instrumental in getting that off the ground some six years ago.

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It kind of evolved over time and then again, with consultation with particularly Mr. Buchanan and Jo Templin, we reconfigured this into a mini-MPA. It is, we think, quite unique in the country actually and you can see, there were 16 sessions covering a whole variety of questions related to public policy, public management, public finance. Participants start at 7:45 on Friday mornings for three-hour sessions and faculty from the university conduct these sessions. They are intended to be interactive and we are quite pleased with the success of the program.

We intend to start up another program in the fall. I would like . . . we have certificates of completion that we would like to award this morning and I'm just going to call the names off and have those folks come up. These are fairly weighty. Lawanda Deshazer, who is budget officer in the Fire District, congratulations. By the way, the last session we call a capstone session, which tries to bring everything together. Your manager participated in that. We focused on something you probably heard about, the Dynaplex and tried to analyze the policy, politics, economics, finance implications of it. So, these participants may want to stand for any questions on the Dynaplex.

Karen McNally. Karen's from COMCARE. You know that. Joan Tammany, also of COMCARE. Brent Shelton of the County Clerk's Office. Brent's assignment in the Dynaplex review was . . . figure you probably haven't heard of Carl Peterjohn."

Chairman Sciortino said, "Carl who?"

Mr. Flentje said, "David Thompson of the Sheriff's Office and Richard Vogt of the Division of Information and Operations. Again, we thank the Commission and the Manager for their strong support of this program and look forward to a second round, beginning in the fall. Thank you."

Chairman Sciortino said, "Thanks, Ed. Ed, don't go away yet. Commissioner McGinn has a comment or a question."

Commissioner McGinn said, "So, if there's somebody out there that's interested in taking this, it's every Friday morning and I see for a series of weeks in the fall and a series of weeks in the spring. I think a real important question to ask is how much homework can they expect. Is there a lot of outside work, because I know a lot of these people have jobs and that kind of thing, families?"

Mr. Flentje said, "There is outside reading and we've heard comments about the extent of it on occasion. I didn't mention, but this can also be taken for credit. There's outside work if someone takes it for credit. So, there is extensive outside reading. Obviously, the cooperation of Sedgwick

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County, I don't know what their exact situation is with their supervisors, but it does give them some time, during work hours to do this. But it's 16 weeks, 3 hours a session, spread over the fall and the spring. The City of Wichita and Sedgwick County both had six folks start. City of Derby has been involved. The City of Newton, the City of Hutchinson, a couple of small city administrators were also participants."

Commissioner McGinn said, "So you mail this information then, obviously, to other small town as well."

Mr. Flentje said, "Right, we've tried to open it up to, essentially, upper level managers. In some cases, they are individuals who have arrived at positions of responsibility after being a specialist in a certain area and this is intended to provide a broad exposure to public policy, public management, public finance. In other cases, it might be kind of a refresher course. So, we had a diverse group and I would say, really from the start, one of the most beneficial aspects of this was the public managers working across jurisdictions. Initially, City of Wichita and Sedgwick County managers, but now in this case we've had I'd say 10 jurisdictions in south central Kansas have managers and the exchange is important from a variety of angles, in simply knowing folks who you didn't know before and being able to communicate and solve problems where the barriers get broken down, simply because you know these folks and can talk with them."

Commissioner McGinn said, "Thank you."

Mr. Flentje said, "Any other questions?"

Chairman Sciortino said, "I have one, Ed. I think this is a great program. I'm just looking at who some of the instructors are and there's a lot of credible people here with maybe one exception. I see Joe Pisciotte, a very good friend of ours is holding a class on 'Understanding Local Politics and How to Properly Engage Citizens'. So, I don't know."

Mr. Flentje said, "We review their credentials of the faculty each year, and so, we'll take that back, take that advice."

Chairman Sciortino said, "But seriously, I think what I want to do is just to applaud all of the employees. You know, this was a heck of a commitment, 16 Friday mornings, 2 hours [sic] a day, homework, etcetera. It took a lot of dedication. Oftentimes, motivation can get you started and I've been on a lot of diets and you get motivated and it cycles. But to be able to hang in there for the entire 16 weeks and pass the course, we applaud you all because that took a lot of work. That was something above and beyond your job descriptions and I think it should send the message to all of

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the citizens that we do have some very dedicated public servants working for us in Sedgwick County and I congratulate all of you. Thank you.”

Mr. Flentje said, “One last comment. We have . . . I think it says, in the brochure, this is opened to elected officials as well as appointed. So, just in case anybody . . .”

Chairman Sciortino said, “Duh.”

Commissioner Norton said, “A little bit of information can be dangerous.”

Chairman Sciortino said, “And we’re going to have Joe Pisciotte explain to us how to understand local . . . that would be dangerous. That would be a fun class. Thank you very much. Next item please.”

PLANNING DEPARTMENT

C. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).

- 1. CASE NUMBERS DP-238 AND SCZ-0780 – EXTENSION OF TIME TO COMPLETE THE PLATTING REQUIREMENT FOR THE TWENTY FIRST GROWTH COMMUNITY UNIT PLAN AND ASSOCIATED ZONE CHANGE TO “LC” LIMITED COMMERCIAL AND “MF-18” MULTI-FAMILY RESIDENTIAL. GENERALLY LOCATED NORTH OF 21ST STREET NORTH AND EAST OF 127TH STREET EAST. DISTRICT #1.**

Mr. Marvin Krout, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, “Happy Earth Day. Two items that shouldn’t take too long for you this morning.

This first is an extension of time to complete platting. We have a tract of land of 21 acres that was approved by the County Commission about three years ago for zoning for commercial and apartment purposes on the northeast corner of 21st Street and 127th Street East. It’s an area at the very edge of the planned pump station and sewer system that the City of Wichita is constructing to provide service out east to 127th Street and it’s just beyond the area to the north, the original service area of the Four Mile Creek, the County’s Four Mile Creek service area. So, it’s an area that was beyond the reach and planning of the capacities of the existing and planned sewers. We did know that at the time, in 1999, but at that time the Four Mile Creek, which is probably the easier solution because it’s a gravity solution, was being operated by the County. There’s been a transition period and the City has not yet determined how to serve the area basically north of 17th Street and East of

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127th Street to the County line. They're still exploring alternatives.

For that reason, and because market demand has changed, the developer is reconfiguring some of his plans and land uses and so he's requesting an extension of platting time. We originally provided an extra time for platting, realizing that there was this sewer issue that was going to have to be faced and we have done an administrative extension, but your policy requires that after an administrative extension that we bring any further extensions of platting to you and make sure that you still feel that the general zoning, which would be commercial and multi-family, would be appropriate for this location and we should continue with the planning for that. We would recommend that you go ahead and approve the extension of platting time."

Chairman Sciortino said, "Thank you, Marvin. Any questions or comments of Marvin?"

MOTION

Commissioner Gwin moved to approve a one-year extension of time to complete platting.

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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Thank you, Marvin. Now the next item."

2. CASE NUMBER DR2002-00002 – RESOLUTION AMENDING THE UNIFIED ZONING CODE TO ESTABLISH SPECIAL SUB-DISTRICTS OF THE “OT-O” OLD TOWN OVERLAY DISTRICT WITH MODIFIED STANDARDS TO RECOGNIZE THEIR UNIQUE CHARACTERISTICS.

Mr. Krout said, "I think I probably mentioned this item to you in my monthly report. This is an item that refers to the City, but you have a Unified Zoning Code and any item, whether it refers solely to the City or solely to the County or to both jurisdictions, we try to bring them forward for ratification by both governing bodies so that we have one document where all the zoning rules can

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be found.

And in this case, the City Council has adopted this zoning amendment by ordinance. Basically, what it does is expand the Old Town Overlay District, which currently runs from Douglas and 2nd Street east of the railroad tracks to Washington, expand it north from 2nd Street to 3rd Street so that property owners in that area can take advantage of the overlay provisions which allow for reduced parking, for a waiver of parking if fees are paid in lieu into the public parking district by which the City builds and maintains its parking lots and the one garage out there. Also has special design standards and setbacks and allows residential uses, which wouldn't ordinarily be allowed in that industrial district.

The western portion of this expansion area is to accommodate the proposed cinemas project, which is under construction and that has some special design standards because it's new construction, as opposed to preserving warehouses, and so the design standards and the nature of the uses dictates some changes in what were the design standards for the rest of Old Town. And then we have an area to the east of that which we're calling, for lack of a better term, the northeast end. It's an area where there's just the beginnings of revitalization from the industrial warehouse uses that exist today. It's an area where we've identified some special parking rules to try to be a little bit more flexible, recognizing that the City probably is not going to be as aggressive in constructing public parking in that area as in other areas and so, we have some special provisions that allow for parking lots to extend further out and be remote parking and be accomplished by simple leases that aren't ordinarily possible on other people's property, to try to encourage the reuse of those properties.

There was no objections at the Planning Commission hearing on this expansion and change to these zoning amendments and the City Council, as I said, did adopt it by ordinance and we're asking you to ratify that by resolution this morning. I'll try to answer any questions you have."

Chairman Sciortino said, "Marvin, I don't see that we have any questions. What's the will of the Board on this item?"

MOTION

Commissioner McGinn moved to adopt the findings of fact of the Metropolitan Area Planning Commission and approve the amendment; and adopt the Resolution.

Commissioner Norton seconded the Motion.

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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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Thank you, Marvin. Next item please."

NEW BUSINESS

D. PRESENTATION OF THE JANUARY 27, 2001 – JANUARY 27, 2002 SEDGWICK COUNTY SOLID WASTE MANAGEMENT PLAN UPDATE.

POWERPOINT PRESENTATION

Ms. Susan Erlenwein, Director, Environmental Resources, greeted the Commissioners and said, "The Kansas Department of Health and Environment requires every county to update their solid waste plan on an annual basis. This will be our fourth annual update. It's due to the state April 30th of this year.

The purpose of the update is to provide basically a historic review of what happened in the solid waste arena in our county last year. This update is now in the volume two. The first three updates filled a notebook so I've provided all of you with a new notebook.

The update was given to the Solid Waste Committee members at their last meeting on April 1st. It was unfortunate that we were not able to provide an update to them prior to their meeting. We did not have all the pertinent information from businesses in our community to mail that out with their regular mailing prior to the meeting. We did give it to them. It did have the information in it from those businesses when we provided it to them. I reviewed that information in a Powerpoint presentation to the committee. I've talked to those businesses. We have several new businesses in the solid waste arena and this problem will not happen again in the future. So, we'll be able to provide it in the future to the committee members.

I'd like to review that information with you right now. The plan update, as I mentioned, is somewhat basic. It's a historic review. There's a table at the beginning of this update that shows

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the membership of the committee. It also shows who nominated those committee members and what area they represent. The state requires we have representation from waste haulers, from recycling businesses, from the general public, from 1st, 2nd and 3rd class cities, unincorporated areas, so that's spelled out in this table. And that changes, pretty much year to year, as committee members come and go. So, that's why we have this in the update.

We also have basic information in the update on roads. The original plan was required to show any projects given for Sedgwick County roads and City roads so this just shows some of the major projects in our CIP for the County for the last year, some of the projected major projects. It also has how many road projects the City had. It also mentions the Northwest Bypass proposal by K.D.O.T. and that they are looking at 11 options from possibly buying some land options to build a northwest bypass.

There's also some information in the plan on waste hauling companies, what companies went out of business, what companies when into business last year and what company bought what other company and that happens on a yearly basis as well.

There's also information on new facilities. For instance, last year the Waste Connections transfer station opened on October 10th. We also had two new construction and demolition facilities. One started up at Brooks Landfill after it closed on October 9th. We also had a private business start a construction/ demolition facility up at 29th Street North and West Street. The information on the new facilities and waste hauling companies are at the appropriate section in the plan. I'm just kind of reviewing that this is basic information in the plan.

But most of the plan is involved with just updating data. We are required by the state to show how much municipal solid waste was generated last year in our community. We contacted Brooks Landfill and the Waste Connections transfer station for this information. In 2001, we had over 1,400 tons per day average disposal of municipal solid waste in Sedgwick County. That's a 6% decrease from the year 2000. And I believe this can be attributed to the fact that when the transfer station opened we also instigated a ban on construction and demolition material from going to that transfer station. So we did see a decrease. The fact that the transfer station only opened in October means we'll have an even greater decrease in 2002.

Compost, we had an increase in the amount of material going to the Wood Recycle Center on 53rd Street North. It's a 9% increase over the year 2000. So I think this shows that people are starting to learn about this facility and take material there. Also, the operators at this facility have implemented programs such as the food waste from schools program where they're taking leftover food waste and grain and dry wall and other materials, so they're expanding their markets to receive more material."

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Chairman Sciortino said, “Susan, before you change on that one, could you go back to that one. Is composting another way of recycling? I mean, do we consider that as part of our goal to get to 40% recycling? I mean, I could argue that it sounds like it’s recycling. You’re taking it and turning it into other usage material.”

Ms. Erlenwein said, “Composting is recycling. One of the areas we’re mainly looking at for the goal of the household recycling is the amount of material that we received at curbside and through the drop-off bins. But this is recycling because that material is then sold back to the public as mulch material.”

Chairman Sciortino said, “But will that be used when we try to find out whether we’ve reached our goal, as far as mandatory subscription/ voluntary participation, will you factor in the composting material?”

Ms. Erlenwein said, “That was not one of our initial criteria, because when we hired Franklin Associates to determine how we look at households in the recycling they were looking at the five key components, such as aluminum and newspaper and glass and plastics. So, they were looking at those materials to develop that recycling goal. So, when we worked with Franklin Associates, that’s what they were using, like half of the states in the United States actually ban compost material from the disposal facilities. So, to do a comparison nationwide, they were looking at the main material that’s picked up curbside. Now if you want us to investigate adding that to our . . .”

Chairman Sciortino said, “Well, that’s just me thinking but I mean, I know sometimes there’s fluctuation in whether or not plastics can be sold or what have you but composting material, that’s real heavy stuff and it’s bulky and, boy, anything we could do to encourage people to divert that and recycle it would be beneficial but I don’t know.”

Ms. Erlenwein said, “We can look into the data to see if we can do a before and after comparison in the compost area.”

Chairman Sciortino said, “I’d be just interested in it.”

Ms. Erlenwein said, “Okay. We’ll follow that up.

Also, curbside recycling we saw an increase in curbside recycling last year. We had 1,400 tons collected and that’s a 7 ½% increase over the year 2000. As people may be aware, that you can contact your waste hauler and ask them to provide curbside recycling. However, there’s an additional charge for that service.”

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Chairman Sciortino said, “Yeah, but have the haulers joined us in partnership and tried to proactively encourage their customers by putting it on the bill or making it . . . because one of the things we heard that that was a service. They were a little reluctant to promote it because they weren’t making any money really on it. But have they tried to help us a little bit in that area?”

Ms. Erlenwein said, “Yes, they have. We’ve worked with some of the haulers and not all haulers, but some of them have provided that information on their billing to make people aware that they do offer that service. We also have that in our recycling guide that we publish. There’s information in here on contacting your haulers, plus there are some private curbside recycling companies out there that you can contact that will come by and pick up the material.

We also have drop-off recycling boxes in our community. People may be aware of these as some of the major grocery stores and they saw an increase in the amount of material dropped off at these facilities. It was an 8 ½ % increase over the year 2000. And Sedgwick County has added four new locations to the previous drop off locations that the City ran. We have locations in black on the map where we have drop-off recycling facilities but, in red, you can see we’ve added facilities in some of the smaller communities. One in the central part of Wichita and there will be a new drop-off facility at a Dillons store up at north Woodlawn. That is not quite completed yet. The store should be completed in the next couple of months and when that happens we will have a drop-off facility at 37th Street North and Woodlawn. So, we tried to expand that.

One nice thing about the drop-off facilities, our coverage means that 87 ½% of the population of Sedgwick County is within a 2 ½ mile drive of these facilities. So if a person is willing to take the material to a drop-off facility, they really don’t have that far to travel.

We also received numbers on the household hazardous waste program. We are currently using the facility located at 57th Street South and Hydraulic at the Wichita Sewer Plant. They saw a 3% decrease in the number of customers that went to that facility but the people who went to that facility brought more material and there was almost a 4% increase in the amount of material brought to the facility. So, even though there were fewer customers, they did bring more material and we hope to see an increase in that with our new facility, when it comes on line.”

Chairman Sciortino said, “Now, is that 6,190 individuals or is that one person that went there 6,190 times?”

Ms. Erlenwein said, “Well, that would be a very busy person but that’s the number of customers, so that could be repeat customers in that number.”

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Chairman Sciortino said, "So that's just the number of people that showed up and one person could have showed up more than once."

Ms. Erlenwein said, "That's correct."

Construction and demolition waste, we saw a very large increase in the amount of material being diverted from a disposal facility and going to a construction/ demolition facility. Part of the reason for this is our ban on construction/ demolition material from the transfer station. That's per the opening of two new facilities. Then we saw a 73% increase in the amount of material going to these facilities. Some of that material was recycled: dry wall, wood, metals were recycled and quite a bit of material, concrete and asphalt, was ground up for reuse. So this is really helping in not only diverting material from disposal but also having the material reused and recycled as well.

So, if you look at these numbers the first number, the 43,000 tons is actually what was buried at the facility. The 10,000 ton number is what was recycled, such as the dry wall and metals and wood. The 379,000 ton number is the concrete and asphalt that was ground up and reused."

Chairman Sciortino said, "So 379 . . . the ten could be added to the 379 because that's recycled too."

Ms. Erlenwein said, "That's correct."

Chairman Sciortino said, "So 389,000 tons of material was recycled and only 43% had to be disposed of in some other. . ."

Ms. Erlenwein said, "Only 43,000 tons was buried."

Chairman Sciortino said, "Is that the stuff that would then be eligible, once they separate it, to go into the transfer station and get transferred to a distant landfill?"

Ms. Erlenwein said, "The 43,000 tons would be the material that's considered inert and does not have to go to the transfer station, can be buried at the construction and demolition facility."

Chairman Sciortino said, "Okay, got it."

Ms. Erlenwein said, "They are required to pull out material that should not go there if they receive any food waste by accident, they pull that out and that material goes to the transfer station."

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Chairman Sciortino said, “So they’re recycling, if I’m doing it real quickly, darn near 85 or 90% of the stuff.”

Ms. Erlenwein said, “That’s correct. When you include the concrete and asphalt, it’s a huge number that’s recycled.

Some of the new programs that the County started last year, such as Christmas Tree recycling, the City of Wichita had been performing that, our County Parks Department started grinding up the Christmas trees and having the mulch material available for the residents. That’s a program that we started last year that we picked up from the City. We also added new locations there.

Storm debris program is mentioned in the update, whenever there’s a flood or an ice storm, wind storm, tornados there’s always debris left over from that. In the past, there was always concerns about what do we do with the debris. Do we take it to a C & D facility, to a landfill, to the transfer station? Where does it go? We’ve been working with Emergency Management to work with all of the cities in our community in how do you handle that debris, so there’s a plan in place prior to the disaster and people are not trying to figure out what to do with the material after the fact. And so, there have been many workshops for cities and this program is going quite well.”

Commissioner Gwin said, “So have we determined what happens to storm debris in this county?”

Ms. Erlenwein said, “Each city has its own plan. Some of them have decided they’ll take it to the construction and demolition facilities. Some have burn programs that they’ve developed, such as what Haysville implemented after the tornado that hit there. So each community has their own plans but the purpose is have it in advance so you’re not running around after the fact trying to figure out what do I do with all this material.”

Commissioner Gwin said, “Okay, thank you.”

Ms. Erlenwein said, “Illegal dumping is also a new program the County started last year. Illegal dumping has been with us forever. Residents may have a tendency to illegally dump. They’ve been doing it. They continue to do it. We’ve heard complaints from townships that people will leave the city and go out to their areas. So, what we have done is implemented stricter enforcement on illegal dumping and higher fines. So, it’s \$500 for the first incident, \$1,000 for the second. We’ve also put on workshops for townships and residents informing them what you should do when you determine someone’s illegally dumping. To get the license plate number, get information and who to call. So that is mentioned in the update.”

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Commissioner Gwin said, "I noticed to, on some of the correspondence or something, that we convicted someone under this new ordinance."

Ms. Erlenwein said, "That's correct."

Commissioner Gwin said, "On illegal dumping, so it's nice to know that we now have the wherewithal and the desire to prosecute folks who do that."

Ms. Erlenwein said, "And my department right now is looking into where one neighbor turned in another and the person has been burying in the back of their land for 25 years. And we're working with them to clean up that situation."

We also received grants from KDHE to help build a new Household Hazardous Waste facility and we've been going through the permitting process on that and ground has been broken to build that facility.

Just a couple of highlights on these programs, this map shows the Christmas tree recycling locations. We used seven locations that the City of Wichita already had in place but we added 11 more locations, especially out in other cities, to go out and mulch the Christmas trees taken there. There's information in the update on those locations and the number of trees received. Plus, some other communities had their own programs already in place and we mentioned those as well.

And on our household hazardous waste, the current facility is located at the blue diamond down at South Hydraulic and 57th Street South. The new facility is the red dot on this map. It's more centrally located and we'll have longer hours, some evening hours and longer hours on Saturday for the convenience of the residents. When this opens this year, we'll have extensive publicity for that opening to tell people where it is, when the hours are, what they can bring and also the information on the swap and shop that will be located at that facility.

Education was a main component of our plan update. I already have mentioned the recycling guide. In fact, the latest recycling guide should be ready the end of this week. We've updated it, as businesses go out of business, such as Second Chance Plastic, we need to remove them from the brochure. As new businesses come into business we add them. So, we've updated the guide and that will be available at the end of this week. So, if anyone wants that, they need to call our new phone number, 660-7200 to receive their new guide. We also distribute this at many of the events

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we attend and a lot of the appendices in this plan update has to do with education and the information we distributed to businesses on the closing of Brooks Landfill, the opening of the new construction and demolition facilities, now the Christmas tree recycling locations. So, quite a bit of it is on the education.

Solid waste fee and what that was last year is mentioned in the plan update and our timeline for the future to include the direction to the Solid Waste Committee on their new program of revisiting some of the issues in our plan and determining if they're still on board with that or do they want to recommend any changes to the County Commission.

All of this is required by the State for us to do this update. It's, as I mentioned, a review of the history. I'll be happy to answer any questions but I'd also like to recommend that you approve the update so we can forward it to the Kansas Department of Health and Environment by the end of the month."

Chairman Sciortino said, "Okay, Susan. We do have some questions. Commissioner Gwin."

Commissioner Gwin said, "Susan, on the issue of the drop-off boxes, we're expanding those to other locations, which is good. But I continue to get questions from folks about plastics, that plastics aren't . . . they don't collect them there. What can we do to change that or to assist that? I think folks want to dispose of their plastics. Those would certainly be a convenient place to do so. What can we do?"

Ms. Erlenwein said, "We would have to work with our contract with Waste Connections, who is the one who provides the bins, to determine if we could incorporate another bin for that material. One concern we have, recently we've heard markets are not good for glass and Weyerhaeuser may drop glass from their collection program at the end of the year. That would open up bins for the plastic but bad for receiving glass.

Another concern on plastics is they blow around easily and it becomes a litter problem in the parking lots of the areas that have these bins for us, since they're providing free space for us to place these bins. There are places people can take them directly that are not quite as convenient as the drop-off bins. Those are listed in the recycling guide. People may take number one and two plastics directly to Weyerhaeuser Recycling at 29th Street South, just west of West Street or at 16th Street North, east of Washington Plastic Hood receives all types of plastics. So they can take numbers one through seven to Plastic Hood. So we encourage people, if they want to recycle plastics, they may directly haul them to these two businesses. It is unfortunate we don't have them

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at the drop-off bins. We can investigate the convenience factor and how we could incorporate that at those bins but we'd have to change the contract with Waste Connections."

Commissioner Gwin said, "Well, then the other thing that you mentioned that is obviously of concern is the markets for these materials. Is there anything that we can do to change that or to improve those conditions?"

Ms. Erlenwein said, "Through economic development, we could try to pursue having companies locate in our community to use these materials as the end market. Part of the problem with any of the recycling is how far do you have to transport the material to recycle it and the cost associated with that sometimes exceeds the cost of the material. So if we have to train the recycling material from here to Ohio, it becomes very expensive. And that's what's happening with some of the plastics. They end up going to Ohio or Georgia for the recycling component. So, it's a matter of it's a commodities market and the fact that we have to transport it so far."

Commissioner Gwin said, "So, the facility, years ago, that we toured that was down in Oklahoma, around the Tulsa area that reused plastic bottles, that no longer . . .?"

Ms. Erlenwein said, "That closed."

Commissioner Gwin said, "That closed. And then the other issues, particularly because of weight, is the issue of glass. You know if we have to start hauling glass bottles or disposing of those in our regular trash, then that adds tonnage and whatever."

Ms. Erlenwein said, "That's correct. And glass is initially made from sand, which is inexpensive source material, readily available and so that drives the price down, when you start to recycle it becomes more expensive some times to recycle products than the virgin material and that is a problem with the recycling industry."

Commissioner Gwin said, "Right. Well I really do see that in order for us to be successful with any recycling, that we have to work harder to try to find, maybe through economic development or others, to try to find businesses that will reuse these materials. I worry about our success if these secondaries, these businesses continue to fold or no longer exist, I don't think that helps any of us. So, thank you."

Chairman Sciortino said, "Well, also the concern if they're just barely able to find a place for the volume they have right now and if we get real successful and we triple or quadruple the volume, what are they going to do with it? But I agree with Commissioner Gwin. The one element of this is to try to figure out a way to incent companies to do something. We've recycled it and it's sitting

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warehoused somewhere but how can we get it turned into a usage material. Because once there's a market, you open up that flow valve and you can get the stuff there. We have some more questions. Commissioner Winters."

Commissioner Winters said, "Thank you. Good job, Susan. I'm going to be supportive of the plan. It did spark a couple of questions though. I think we've got some really good things happening, as far as construction/ demolition debris here in town. I think we've got a new company that's doing a great job of bringing some innovation into that. I know that there's a piece of legislation in Topeka now before the legislature about explaining the classes of C & D landfills and in fact, Mr. Manager sent me an e-mail about that the other day. Is there anything that Sedgwick County could do to help support that or do we need to take a . . . in the final days of this session here, is there anything we could do to assist those who are promoting this legislation? I think it would be a good thing."

Ms. Erlenwein said, "I know Bill Bider, from Kansas Department of Health and Environment, has contacted the County to illicit our support. We can send letters to help them. Kansas Department of Health and Environment is basically asking for a new category of construction and demolition landfill that has stricter guidance on building the landfill, so it's liners and monitoring wells like a municipal solid waste landfill, but it can also receive a variety of material that is now banned from construction and demolition landfills, such is chalking tubes or paint cans that might have chemicals in them. So they're looking at stricter guidelines for these but also that they can receive more material and how that would affect us is businesses who generate this material, construction sites, would not have to separate the material out. They could put it all in one dumpster. They may pay more at the disposal facility but they're also saving time at the front end on separating the material. So, business would have the choice, go to a regular C & D facility and separate the material or let it be combined and go to this new facility."

Commissioner Winters said, "Well, from what I know now I would support this legislation and I would hope that if there's something we could do to have Mike Pepoon or Susan or others investigate what our real position is here, I think we should be supportive in these final days of the legislature to help that move that on."

The second issue was if I want to learn more about what the storm debris plans are, in case of a storm, who do I need to see? You or the Emergency Management people or who?"

Ms. Erlenwein said, "Contract Emergency Management, Randy Duncan."

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Commissioner Winters said, "Okay, I'll do that. Thank you. That's all I have."

Chairman Sciortino said, "Okay. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. One thing I've received a lot of phone calls about here in the last few months is people are passionate about recycling plastic and just to tag on to a few of Commissioner Gwin's comments, here in Wichita Kansas, I don't know, the economics, the market's not there it appears to really make it work. And I understand that in large volumes, and it's clean, I'm told that it will work. I guess the comment I'd like to make is, you know, you said the markets or the processing plants are in Ohio and Georgia. We're encouraging people to take their plastics to Plastic Hood and what is available out there in our community but one of the things that I'd like to see us step up and try to work harder on, through the County but also working with the Chamber of Commerce is bringing those businesses to this community."

Ms. Erlenwein said, "It is unfortunate that Second Chance Plastics had equipment problems that caused them to close down. Many people do not realize that they had spent a lot of money to buy equipment that ended up not working as it should have and that was why they closed. They did have many contracts with businesses that produce plastic. We have quite a few in our community that have plastic as a byproduct. It would be good to have another business similar to them that not only receives the plastic, but actually can incorporate it into a new product."

Commissioner McGinn said, "Well, I hope there's a way that we can figure out how to make . . . well, that particular situation successful, because I hear plastic picnic tables are the best thing that's out there because you don't have to paint them in and they last forever."

Ms. Erlenwein said, "The plastic decking or other materials."

Commissioner McGinn said, "And I've seen the product. It's a very good product and so, if there's a way we can bring a company like that here or help get them . . . not necessarily that one, but some kind of company off the ground. But I'm saying, we need to bring them here to Wichita Kansas and my concern is that we're telling people to take this product to certain locations but where's it going to go from there and how are they going to be successful. It's one thing to take it somewhere but we've got to know what we're going to do with it after that. And so, again, I know we help fund the Chamber of Commerce here in this community and I hope that they'll help us out in trying to bring some of those companies here."

The other thing I mostly just have a question is the tire program. I need some clarification and I don't know if you know the answer today or not. But in the past, when you take a tire in, if you . . .

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I guess to leave it there you have to pay a dollar fifty, two dollars. I don't know if you still have to do that or not. But if that's the case . . . Is that still the case, do you know?"

Ms. Erlenwein said, "Yes."

Commissioner McGinn said, "If that's the case, then that program, it is my understanding, is a fee-generated program to help the State take care of these tires. Is that correct?"

Ms. Erlenwein said, "When you take your tires to a business and there's quite a few in our community that receive tires for disposal, they charge a fee, whether it's one dollar, two dollars, even higher for large tires. That fee, I'm not sure how much may go to the State, but most of that fee is going to disposal. There's a mono-fill for tires down in Sumner County where they only bury tires. There are other areas that burn the tires for energy so they're using that fee for disposal of the tires."

Commissioner McGinn said, "The part I don't understand is two years ago we had a very successful tire program in this county and it's because we partnered with the State and Sedgwick County stepped up and said, 'We'll use our facilities, we'll use our manpower' to let people bring in tires that they have laying around, either in their neighborhood, their garage, on their farm, wherever. Bring it to our facility and we will fund that part. And it was my understanding that the part that's fee-generated out of the tire program, when I take a tire in, that money that the state has that is collected is used to dispose of those tires and that's what the state did. They came in and they took those tires and they put those wherever they used them. But I'm hearing that the state does not want to do that program, or I have not heard anything about it happening again."

Ms. Erlenwein said, "Neither have I. I can talk to Bill Bider about that. It was extremely successful. We collected over 100,000 tires in one week and some of those were huge tractor tires down to motorcycle tires. We've heard the same thing from people, that that was very successful. They'd like to see us do that again. I'll talk to the state and see if we can have another program like that or what our options are."

Commissioner McGinn said, "Well, and my point is local government stepped up and said, 'We'll spend money to help make this successful' and if the state is receiving money, through the tires that we're currently taking in and leaving because we're paying the extra two dollars, I want to know is that money being used somewhere else and does it need to be brought back to what it was meant to be."

Ms. Erlenwein said, "I'll ask those questions of the state."

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Commissioner McGinn said, "Okay, thank you."

Chairman Sciortino said, "That was a good point. I heard, and as silly as this sounds, but I heard that Sedgwick County was too successful and it frightened them and they didn't know what to do about it. But I think we did a yeoman's effort there and I agree with Commissioner McGinn. If there's some funds that can be generated, I'd like to . . . since we generated the funds, I'd like to see it come back to Sedgwick County. I just had a couple of questions.

The drop-off places, I think you mentioned in your presentation, Susan, that some of the, if not a large part of the increase in the use of drop-off locations was because we added new drop-off locations and made it more convenient."

Ms. Erlenwein said, "We looked at maps on where the current drop-off locations were and tried to fill the gaps by siting new drop-off locations where there weren't any so it was more convenient for the residents."

Chairman Sciortino said, "Okay. Well, I would encourage you, by researching it, if you can see where . . . it would be nice if we could say 100% of the citizens live within two miles of it. But it looks like, right now the data we're starting to receive is that adding more drop-off locations helps our effort to get people to recycle. Whenever you see that there might be another facility, another drop-off location, don't hesitate to come and recommend it to us so we could look at that."

Ms. Erlenwein said, "Okay, we'll do that."

Chairman Sciortino said, "I'm going to make a statement. Sometimes I'm accused of just having a real overly simplistic outlook on a lot of things and I'm going to probably embarrass myself but I'm going to make a question to David Spears and I think he'll understand the importance of maybe responding properly to us, given this time of year.

Okay, we talk about they can't use glass and we talk about, we don't know what we can use with tires. Well, I see a lot of our roads being built and they've got to put bed down. Why can't glass be chopped up real fine, tires be chopped up, mixed with the crushed rock and what have you and just have that as part of the . . . whatever you do to a road to get it prepared for the asphalt or what have you, in essence using our new roads as kind of a recycling landfill, so to speak? I mean, is there some reason why we couldn't use some of that other material, if it was chopped up and just added to the volume? Be careful how you respond."

Mr. David Spears, County Engineer/ Director, Public Works Department, greeted the Commissioners and said, "Commissioner, Sciortino, first let me say that no other product is

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recycled more than asphalt, no product. And I wanted to point that out first. Asphalt is recycled more than any product in the United States or probably in the world. We've looked at various things. What you're talking about with the rubber, you would have to use what's called crumb rubber. You couldn't take strips of rubber from the tires and also the tires with the steel belts in them, you can't use the steel in there. You have to have magnets to get the steel out of it. This product, we and the state did an experiment with the crumb rubber on K-42 and it was not successful. And we believe the reason for it was because of the severe temperatures in Kansas, the hot and the cold. Down in Arizona, it is very successful but in Kansas it's not.

We also looked at . . . from incinerators down in Texas they were using the resultant ash to work on roads there. That proved successful and that's a product that could be used, although we don't have it locally. We do use fly-ash in our sub-base but not that particular kind.

As far as glass, we have not looked at glass and that's something that I could check into."

Chairman Sciortino said, "Yes, okay. I mean, I know the asphalt is the top surface but I mean, I know we put a lot of stuff like crushed concrete to make the roadway solid or whatever to be able to accept the . . ."

Mr. Spears said, "What we generally do is we grind up the asphalt that's there and use that in the base and mix that with fly-ash and then put the hot-mix over that."

Chairman Sciortino said, "Why don't you check and see if maybe glass could be used because that could be a way of jumpstarting our . . . milk cartons? Maybe that would work. Anyway, as I said, I know I was being over-simplistic but with this ban on glass and that being a big problem or not being able to accept it anymore from Weyerhaeuser. You might look into it just to see if that is."

Mr. Spears said, "We'll do that."

Chairman Sciortino said, "Let me just ask one other thing. On this Plastic Hood, I know Commissioner Norton and I were at the last Solid Waste meeting. Was that the young lady that presented, was that the lady from Plastic Hood about that grinder or tub or whatever?"

Mr. Erlenwein said, "Yes. She's looking for a baler for her facility. She, like other companies at the last meeting, were asking for the Solid Waste Committee's support on going to KDHE for their grants and the committee did approve her request."

Chairman Sciortino said, "Okay and will she need letters of recommendation from the Board or anything on that?"

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Ms. Erlenwein said, “She may and I’ll call her up and suggest that if you’re willing that she needs to contact you for letters of support.”

Chairman Sciortino said, “Okay. Well, that’s all I have and I think Commissioner Winters has an answer for my one question.”

Commissioner Winters said, “Well, thank you. You may not be as off-base as you think. I just received a video from a constituent, Roger Ringer out from near Cheney, about a process that he had become aware of in New York State where a county used baled tires as road fill in a place where they needed to have significant fill put in. So, I’ve got that video. I’ve taken a look at it. I’ll share it with you and I’ll share it with David Spears, so you can see what . . . I’m not sure it would really work, but a lot of people continue to try to do innovative things. So, I’ll show you this video and let you take a look at it.”

Chairman Sciortino said, “You know, we’re always encouraging employees to think out of the box and to get creative and what have you and if we could figure out a way where the county could use some of this and we would become an end user of it that would be creative and maybe we could help be an additional part of the solution.”

Ms. Erlenwein said, “And I think that’s an important point. It’s not just collecting the material. It’s the end use of the material.”

Chairman Sciortino said, “I just have one other question, because I’m anticipating phone calls. We had a modest increase in the Solid Waste fee for this next year. Could you just reiterate for the public what we’re doing with that money that we’re receiving from them?”

Ms. Erlenwein said, “Yes. I’d say at least half of that money is going toward the new Household Hazardous Waste facility that will be located, basically, around Seneca and Kellogg, about two blocks south of Kellogg. Other money is going for education on solid waste and recycling and other efforts that we have in the solid waste area to work with businesses on waste minimization.”

Chairman Sciortino said, “Great. Okay, thank you. I don’t see that we have any other questions. So, what’s the will of the Board on this item?”

MOTION

Commissioner Winters moved to approve the Solid Waste Management Plan Update.

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Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Sciortino said, “Susan, thank you very much, very informative. Next item please.”

E. DIVISION OF HUMAN SERVICES.

1. AMENDMENT TO CONTRACT WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES (SRS) AND FAMILY CONSULTATION SERVICE OF WICHITA, INC. PROVIDING FOR USE OF INCREASED FUNDING.

Ms. Deborah Donaldson, Director, Division of Human Services, greeted the Commissioners and said, “This amendment is with Family Consultation Service and I would like to correct the record. SRS is not a party to this particular contract. The amount of the additional funds are \$183,099 and those are state funds. That will be focused on providing additional therapy and medication management services and to help them reach compliance standards, because we have certain access standards in terms of how quickly someone is seen when they present for therapy. There’s also an aspect of that in terms of the continuation of the Healthwave program, which is the insurance program for children in the State of Kansas. I would recommend your approval. I’d be glad to answer any questions.”

Chairman Sciortino said, “Susan [sic] just one that I have. You said SRS isn’t part of the agreement. Who is the agreement with then if it isn’t with SRS? Because our items says ‘Agreement with SRS to provide funding’. If they’re to be deleted, who is the agreement with then?”

Ms. Donaldson said, “The agreement is between Sedgwick County and Family Consultation

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Services.”

Chairman Sciortino said, “Oh, okay. So it’s an agreement with Family Consultation. Okay, good. Thank you. I don’t see that we have any questions. So, what’s the will of the Board on this item please?”

MOTION

Commissioner Gwin moved to approve the Amendment to Contract and authorize the Chairman 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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, “Next item please.”

2. GRANT APPLICATION TO SRS/MENTAL HEALTH, SUBSTANCE ABUSE PREVENTION, TREATMENT AND RECOVERY (SAPTR) FOR COMCARE TO PROVIDE PREVENTION AND TREATMENT SERVICES TO SAPTR-FUNDED CLIENTS ON A FEE-FOR-SERVICE BASIS.

Ms. Donaldson said, “Commissioners, this is our ongoing grant application and renewal that we’ve had with the state to provide substance abuse treatment services. Also our specialty in that area and kind of a niche that we have in this community is providing services to those individuals who are not only affected by a substance abuse problem but also a mental illness, which now days is more commonly referred to as a co-occurring disorder. While the addiction treatment services serve 935 clients in 2001, 483 of those clients were SRS funded clients. And to give you a little better idea of how that breaks down, 188 of those individuals were females, we had 98 youth and 136 did have confirmed co-occurring disorders that were treated. We also have a set of expectations and outcomes that we meet in regards to this contract. I would recommend your approval and authorize the Chairman to sign.”

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Chairman Sciortino said, “Thank you, Debbie. Any questions or comments on this item? What’s the will of the Board please?”

MOTION

Commissioner Winters moved to approve the Grant Application and authorize the Chairman to sign all necessary documents, including the grant award agreement containing substantially the same terms and conditions as this Application.

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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, “Thank you very much, Debbie. Next item.”

F. HEALTH DEPARTMENT.

1. AGREEMENT WITH SRS PROVIDING FUNDING FOR ADDITIONAL STAFF POSITIONS FOR THE NURSE-FAMILY PARTNERSHIP AND SEDGWICK-OMAHA NURSE CASE MANAGEMENT PROGRAMS.

Dr. Charles Magruder, M.D., Director, Sedgwick County Health Department, greeted the Commissioners and said, “This particular contractual agreement has been termed the Healthy Families contract. The basic function is to enhance our existing maternal and child health services to improve the health and well being of the children in this county. The basic hypothesis that we operate under by which we get this is by implementing these established prevention programs will serve to decrease primary care expenditures. The funding that they propose to give us is \$412,000.

In terms of the personnel that we will receive as a result of this contract, you’ve all heard before about the Nurse/ Family Partnership program. We will get two additional nursing staff, one

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interpreter aide and one office specialist to provide appropriate support in that program, plus the interpreter aide for our expanding Latino population that we're working with.

And in the Omaha program, which is our alternative home visiting effort, there will be a program development coordinator and also one additional nurse.

In addition to that, this will give us funding to help us enhance our immunization and health screening effort, specifically in the childhood arena. So, we will get one additional nurse to coordinate childhood immunizations.

In terms of the outcomes, there are four outcomes and 23 specific indicators that will be involved in this process and there will be quarterly reports to SRS of all of that information.

And in an effort of this kind there are lots and lots of people that are involved in making the process work but I wanted to point out one specific person, John Sullivan, our local Director of SRS. It was John who first made me aware of this program and the possibilities it provided to our health department. He was the one that made all of the arrangement for me to make presentations to the key people in Topeka that run this program. And over a period of a year and a half, he continued working with us to coordinate all of the meetings and visits to Wichita and all the other things that we had to do in order to make this possible. So, without his support, without his help and many others within the SRS establishment, this particular contractual agreement would not be possible. So, I wanted to thank him a great deal for that.

I also want to point out his wonderful hairstyle and want to relay that I'm very fond of that hairstyle myself. And to relay to you some recent research, which indicates that hairstyles like this are associated with higher levels of intelligence. And also then to point out that it's clear that John is more intelligent than I. I'd be happy to answer any questions."

Chairman Sciortino said, "Okay. Yes, we do have some questions. I doubt if it's going to be on hairstyle, given the fact that Commissioner Norton was first."

Commissioner Norton said, "I'm shocked by this new information."

Chairman Sciortino said, "Now does this mean that when you have a sufficient amount of hair, both facial and head, that means a lack of intelligence?"

Dr. Magruder said, "Well sir, I think there are always exceptions to the rule but I'm very fond of a quote that my grandfather always used to say. Grass doesn't grow where hard work is being done."

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Chairman Sciortino said, "I've always felt that way. Commissioner Norton."

Commissioner Norton said, "Whatever I had to say probably doesn't seem near as important as the dialogue we've had. I'm just concerned, we talk about increasing immunizations and I've seen some of the information lately that childhood serums and what ever it is, inoculations . . . What is it called? Serum is in short supply, there's a manufacturing problem that there's going to be a huge shortfall nationally. What does that look like?"

Dr. Magruder said, "Well, there are certain precautions that are currently in place and there are certain things that we are not doing at this time or we are holding off for older ages and so forth. The latest information I received on that subject was that that's going to be continuing for at least another few months if not another year or so. But we do have systems in place that are managing that and we're hopeful that, in the very near future, we will have adequate supplies."

Commissioner Norton said, "That is early childhood immunization?"

Dr. Magruder said, "Yes, sir. There are some delays and for some immunizations we're waiting till later ages to provide everything. But we are hoping that all of that will be rectified in the very near future."

Commissioner Norton said, "What implications does that have, long-term, for things like measles and mumps and chicken pox? Doesn't it cover a wide variety of childhood diseases?"

Dr. Magruder said, "Yes, sir. And in some arenas, some people hypothesize that some of the implications, perhaps the most serious of which could be that we will have a certain population and specific age groups that are not adequately immunized and this could potentially put our population at greater risk for actually acquiring some of these vaccine preventable diseases. But we are very hopeful that in the near future we'll be able to get all of that caught up and avoid that potential problem. There are some in the field who feel strongly that that could potentially be a serious problem in the not too distant future but we're working very hard to insure that, within our population, that will not be an issue."

Commissioner Norton said, "I'd like to continue to get an update on that until that's rectified nationally, because I think that's, once again, our most underserved population are kids getting ready to go to school and any outbreaks of measles, mumps, chicken pox could be detrimental to families. So, please keep us updated on that."

Dr. Magruder said, "Yes, sir. I'll get a document completed that gives you the details."

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Chairman Sciortino said, "Is that all, Commissioner? Commissioner Winters."

Commissioner Winters said, "Thank you. I wanted to visit just a bit more about the connection with the Nurse/ Family Partnership project and that being part of the original OLDS project that we were involved in and now with SRS' partnership, are we still going to have the premise and the integrity of the OLDS project in the Nurse/ Family Partnership and how are these . . . That is such an important project for us. I mean, we're really excited about what the possibilities are. Could you just say, again, perhaps how this is going to enhance or connect with that program that you already have in place?"

Dr. Magruder said, "Yes, sir. Well, one thing to point out, the OLDS Model and the Nurse/ Family Partnership are one and the same. The organization that runs that program changed the name about a year ago. So that has maintained in place. This particular agreement that we have with SRS does not require us to change in any way the existing Nurse/ Family Partnership program. It will simply add two new positions that will allow us to deal with the demand, the increased demand that we have for that particular service and thereby serve more people. The outcomes and the indicators that they are requiring of us fit in exactly with the requirements that we have to meet with the existing Nurse/ Family Partnership program. So, bottom line is we're not required to altered the program in any way and the information that we're required to send to SRS, on a quarterly basis for monitoring of outcomes and other indicators, is strictly in line in accordance with the existing requirements we have with the Nurse/ Family Partnership contract."

Commissioner Winters said, "All right. Well, I think this sounds pretty good. We all get to the point, when we look at all the juvenile issues that we deal with at the earlier and the earlier and the earlier, you can deal with a family and a pregnant mom in that family situation, the better off we're going to be. And it looks like this is going to be a great addition then, with SRS joining in with on a project that we're really, really trying to embrace."

Dr. Magruder said, "Yes, and perhaps it's important to point out, our local director of SRS is very much in line with that thinking and strongly believes that early prevention is a key to dealing with many of the problems and concerns that we have in our community. So, he's right in concert with us in that regard."

Commissioner Winters said, "All right. Well, I'm sure that I don't need or want the detail of a SRS report that you're making quarterly, but at least some time in the process, I think we would like to have some continued updates about how the Nurse/ Family Partnership is working and now, in concert with this additional funding from SRS, keep us informed of the progress. Thank you. That's all I have."

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Chairman Sciortino said, "Commissioner McGinn."

Commissioner McGinn said, "So you said the OLDS Model and WIC are one and the same now. Is that correct?"

Dr. Magruder said, "No, ma'am. WIC is a totally separate program that is mandated by the U.S. Department of Agriculture."

Commissioner McGinn said, "I guess I missed what you said. What is one and the same now?"

Dr. Magruder said, "When we first initiated the home visiting program, it was called the OLDS Model. About a year into the process, the organization that runs that program nationwide changed the name to Nurse/ Family Partnership and of course they asked all of the sites that are replicating that program to use that name as well. So, we went from OLDS to Nurse/ Family Partnership but it's still exactly the same program."

Commissioner McGinn said, "Well, I was glad to see, in the backup material, and what you reported on that we are adding an interpreter because, in the last ten years, the Hispanic population has doubled in our community. But my other question is and knowing what the next item is, will we be able to use that person for the WIC program too or not?"

Dr. Magruder said, "Which person are you referring to, ma'am?"

Commissioner McGinn said, "The interpreter."

Dr. Magruder said, "The interpreter aide will probably function almost entirely within that contract with SRS to support the Nurse/ Family Partnership program. We will begin to examine other mechanism for how we can support WIC in that regard."

Commissioner McGinn said, "Okay. Well, I just bring that up because I know all the services we provide, through Aging, Mental Health, etcetera and with that population growing that we need people that are bilingual. Thank you."

Dr. Magruder said, "And one thing the staff had been very successful in doing recently is we've been hiring bilingual individuals to work directly within the WIC program so they can function, while they're doing their job, as the interpreter also."

Commissioner McGinn said, "Okay, thank you."

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Chairman Sciortino said, "Commissioner Gwin."

Commissioner Gwin said, "Thank you, Mr. Chairman. Just as a reminder for folks maybe who aren't familiar with these programs, in our backup there are some responsibilities that the Health Department assumes in this program. One of them is 'to insure services are comprehensive, focusing on supporting the parent, as well as supporting the parent/ child interaction in child development'. When you have those kinds of responsibilities, they are certainly weighty but you and I have talked, over the years, of the importance of this program and the success that other communities have realized with its implementation. Are you still confident that those kinds of outcomes will follow those successes here in our community?"

Dr. Magruder said, "I remain confident at this time. I think in all programs like this, where things have failed in the past is when there has been a failure to replicate exactly as the program was initially implemented. And the organization that runs the Nurse/ Family Partnership is doing something unique in that regard in that they are maintaining a nationwide oversight process to insure that every site that they endorse continues to do things in exactly the same manner as they did when they were successful in their 15 to 20 year research studies. So, we are very supportive of that philosophy and even if we weren't supportive of that philosophy, the organization that provides oversight would insure that we remained supportive of it. So, there are checks and balances, a lot of oversight, a lot of examination and so, with that type of process I remain very confident."

Commissioner Gwin said, "Well, I'm certainly very supportive, as you know, and any program that helps promote healthy child development is a real plus of this community. So, thank you."

Dr. Magruder said, "We are well aware of that, ma'am and we very much appreciate that support."

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

Chairman Sciortino said, "I have just a couple of things and one thing I need to ask you and I debated over whether I want to but I'm going to ask it because it holds true with my beliefs. Do we provide these services to illegal aliens too? I mean do we make any effort to see whether or not they're a citizen? Ask the question. Is this service available to anyone that wishes it?"

Dr. Magruder said, "Yes, sir. Anyone who meets the need criteria. For example, with the Nurse/ Family Partnership program you have to be a first-time mother and there are certain criteria you have to meet, in terms of meeting certain risk factors."

Chairman Sciortino said, "But if you meet those needs, we'll service an illegal alien or a citizen. Is that correct?"

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Dr. Magruder said, "Absolutely. We do not request information from anyone who comes to the Health Department about that."

Chairman Sciortino said, "Okay. Is that an option? Is that just a County policy or could that be changed or is that a State law? Are we required to do that by some state or national law?"

Dr. Magruder said, "Sir, I could not speak to the situation from a legal perspective. I do not have an adequate understanding of state law or specific county policy in that regard. As a matter of routine, for years the Health Department has simply provided services to anyone who has need who comes to our doorstep, without making those kinds of differentiations."

Chairman Sciortino said, "Well, I just have to go on record as saying that I have a problem with us funding, especially given the fact that we're having problems with our own budgets and what have you and we've got a limited amount of taxpayer dollars trying to service unlimited needs that we continue to provide health services to illegal aliens. I just personally have a problem. I'm not asking any of the other commissioners to share my personal problem, but I have a problem using limited resources for that. But the question I'll ask you again, let's say we have a Hispanic speaking person there. How do we determine this is her first pregnancy? How do we know it's a first-time mother?"

Dr. Magruder said, "By history."

Chairman Sciortino said, "But if she's illegal, she doesn't have any history. She shows up, she can't speak English and she shows up needing some services. I'm not questioning that the need is there. And, other than asking her, through an interpreter, whether or not this is her first pregnancy and accepting what she says back. How do we prove it?"

Dr. Magruder said, "Well, we don't look back at an medical documentation and so forth. There are things that can be done, through physical examination process, to make that determination if we felt it was necessary to do so. But to the best of my knowledge, what our staff do is rely upon the history and take the word of the mother. And we don't have any reason to doubt the veracity of the statements given that we have other programs that they can take advantage of, should they have had previous pregnancies."

Chairman Sciortino said, "Well, I just needed to get out my own personal beliefs in that area. On a totally unrelated subject, I had occasion to read the comments that you had on the op-ed page this morning and it was like, 'duh'. If you want to prevent sexually transmitted diseases, why don't you

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try abstinence as one of the methods. I just thought that was so obvious but it was kind of nice to have it just brought out that here's a fool-proof way that you might want to consider, as opposed to just assuming that young children are going to engage in pre-marital sex anyway so how do we protect them. Just throwing that out as an option seems to make a lot of sense and I compliment you for coming up with something that should have been very obvious but may be overlooked that abstinence is one way of preventing sexually transmitted diseases and probably the most effective way. But anyway, I just wanted to compliment you on that."

Dr. Magruder said, "Thank you, sir."

Chairman Sciortino said, "Okay. Any other questions or comments? What's the will of the Board on this item?"

MOTION

Commissioner Winters moved to approve the Agreement and authorize the Chairman 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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Next item."

- 2. GRANT AWARD FROM STATE OF KANSAS WOMEN, INFANT'S AND CHILDREN'S (WIC) AGENCY IN THE AMOUNT OF \$52,977, TO BE USED FOR INCREASED WIC PROGRAM CASELOAD EXPENDITURES.**

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Ms. Phyllis Gearing-Anderson, Director of Preventive Health, greeted the Commissioners and said, "Here to request and recommend that you approve the acceptance of a grant award in the amount of \$52,977 to the WIC program. This grant award is being awarded by the State of Kansas WIC agency to our local WIC agency. With this additional funding this will cover staffing support and additional expenditures required for maintenance of the WIC program.

Over the past 9 months, we've had a 25% increase in our caseload and we think that's related to the state of the economy and the local layoffs that we had. We've had additional requests and applicants for the WIC program. And we're requesting your approval of this additional grant award. Any questions?"

Chairman Sciortino said, "I don't see that there's any questions. What's the will of the Board on this item?"

MOTION

Commissioner Winters moved to accept the award.

Commissioner McGinn 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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Thank you."

Commissioner Norton said, "Chairman, I have one question. What is the state of this kind of money at the legislative level right now? I mean, is the pool still pretty good and does it look like it's going to carry forward for next year or does it look like this is going to be something that's on the chopping block?"

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Ms. Gearing-Anderson said, "I'm not sure but WIC does not really receive any additional local funding. WIC is always in need of support. This state money was reallocated money that was received by WIC. We don't have any indication that WIC will receive additional funding for this program, although WIC has additional needs at this time."

Commissioner Norton said, "So it's hard to say what the state will do with that pool of money? And does this come through the Department of Agriculture?"

Ms. Gearing-Anderson said, "Yes, it's from the U.S. Department of Agriculture. It's how WIC receives funding."

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

Chairman Sciortino said, "Next item please."

Commissioner McGinn left at 10:42 a.m.

3. ADDITION OF ONE COMMUNITY HEALTH NURSE II POSITION, RANGE 22, TO THE HEALTH DEPARTMENT STAFFING TABLE.

Ms. Gearing-Anderson said, "The Commissioners approved the WIC IAP contract on March 6th and that contract required and provided for an additional community health nurse to implement this program. This nurse would develop the program. This would be a collaboration between WIC and also the Immunization Action plan.

Within this program, immunization records of children enrolled in WIC will be reviewed. Those children out of compliance will be referred and insured that they receive those indicated immunizations. The responsibility of this nurse also is not only to develop the program but to submit those reports that are required by this contract and also to insure that immunizations are provided for these children. Any questions?"

Chairman Sciortino said, "I don't see that there's any questions. So, what's the will of the Board on this item please?"

MOTION

Commissioner Norton moved to approve the addition to the Health Department Staffing Table.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Sciortino said, “Thank you very much. Next item.”

Commissioner McGinn returned at 10:44 a.m.

G. ADDITION OF ONE FISCAL ASSISTANT POSITION, RANGE 14, TO THE AUTO LICENSE STAFFING TABLE.

Ms. Jan Kennedy, Treasurer, greeted the Commissioners and said, “Just as an aside, as Dr. Magruder was leaving I did ask him if his grandfather had any particular wisdom on making the same determination about women, as to their intelligence. Would it be based on the length of hair? And basically, he said that his grandfather, in all of his wisdom, said ‘Don’t go there, son, don’t go there’.”

Chairman Sciortino said, “What’s your personal opinion on that?”

Ms. Kennedy said, “I think women with short hair are very, very intelligent. Imagine that.

We are requesting the additional person to put this in our Derby Tag Office. As you can see from the information, we have had a tremendous growth in both the number of transactions. We know that that occurs because of the tremendous growth in that part of the County. We’re in a situation now where we have customers who leave because they come in, they take a number, they can’t wait more than however long they can stand to wait and they get up and walk out. We lose revenue from that from the substation fees. So, it seems to be in the best interest of our organization to be able to add a position there to accommodate the greater demands that are being made on our services.

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We believe, from our projections, that about half of the position will be funded by the increased revenue and the cut in overtime that we think will occur from having another person there. You've been given some statistics and I'll be happy to answer questions or go through them or what ever your will is."

Chairman Sciortino said, "I have a question, Jan. As a substation such as Derby becomes more successful that means we're having less people coming to Wichita to transact their business. Is that a correct assumption?"

Ms. Kennedy said, "It's a possibility."

Chairman Sciortino said, "Well, I mean they need tags. If we didn't have the office in Derby, they'd have to come to Wichita. So that's not a possibility. That's a statement of fact."

Ms. Kennedy said, "They have to have tags. They can come to any place. So, are there more people who go to Derby because they live there and work in that area or is it because they don't want to come . . . I don't know the answer to that and we've not done any marketing."

Chairman Sciortino said, "No, my point that I was trying to make is that, as Derby becomes more successful, it's putting less pressure on another office in your department where they would have gone, had they not found it more convenient . . . My point is, are you seeing any . . . could there be a possibility of transferring someone from an existing tag office maybe in Wichita that is getting less and moving it to where there's more activity, as opposed to just adding another? It's easy just to, 'let's add another \$51,000 to our budget' but is there a way that you could transfer someone over, because there's been less work here that we could do more efficiently in Derby?"

Ms. Kennedy said, "Actually, we did look at that and right now, given the number of transactions that we're doing, we're basically with the same staffing table or the same maximum number of employees that have been in place for 10 years or so. And you know how many more cars there are in the county in the last 10 years?"

Chairman Sciortino said, "No."

Ms. Kennedy said, "Well, it's a lot. I don't know the number either but there's at least a half a million. But part of the problem with doing that is that you then cut the services where ever they were before. And as long as we have, what I consider to be unacceptable wait times at any location we're not providing adequate service to our citizens. Just because they don't have a chance to go somewhere else, they can't go to J.C. Penney's to get their tag doesn't mean that we don't need to be customer responsive to try to meet their needs of getting them in and out in a timely manner. I

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suspect I'll be back before too long to request additional additions because we're finding that the growth at Chadsworth, which is our newest location, has been as much or more as in Derby. So, this is part of a 'let's see what we can do'."

Chairman Sciortino said, "So you have at least looked at reprioritizing the resources that you already have available and determined that that wouldn't work."

Ms. Kennedy said, "Yes, sir. And just to remind you, this is not tax revenue. I'm a self-supporting . . . the tag office is self-supporting from user fees. So none of the county's tax revenue is directly involved in this position."

Chairman Sciortino said, "I understand. What would happened if you didn't use all the revenue that you receive? What would happen to the excess revenue in your office?"

Ms. Kennedy said, "That's why I come up here and give you a check every once in a while."

Chairman Sciortino said, "Okay. So it could be beneficiary to the citizens of Sedgwick County?"

Ms. Kennedy said, "Oh, absolutely. If we have money left over then it's transferred to the General Fund."

Chairman Sciortino said, "I understand. Okay. Commissioner Winters."

Commissioner Winters said, "Thank you. I guess the number that made sense to me or at least was a concern and why I'm going to be supportive here is the number of walk-outs you have, 16 to 20%. I guess you did some kind of a little survey of watching how many people come in and say, 'Well, it's too busy for me, I'm not staying'."

Ms. Kennedy said, "Yes. We asked the staff to make tally sheets and . . . or the supervisor actually, who kept track of the number of people that walked out that they physically saw walk out and we can verify that by the number of little numbers are gone. We didn't try to come up with to the . . ."

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

Chairman Sciortino said, "Commissioner Norton."

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Commissioner Norton said, "It would be interesting to me, Jan, the next time if you do come back to bring that information over the last 10 years of what has proliferated in the number of licensures of cars and sales and how that equates to the staffing staying flat. I think that would be good evidence for us to have, not that we're . . . it looks like we're going to be opposed to this but it looks like, if you're going to continue to have growth, not only in Chadsworth but maybe somewhere else, I'd like to know that information. I think it would be good for the citizens to know that you know you've held the line on staffing for so long and now you, based on the need, you've got to provide better service and here's what has predicated it. So, I'd like to see that."

Ms. Kennedy said, "So would I, Commissioner Norton. Unfortunately, that's not information that the state, in the past, shared with their partners at the local level. We will have the ability to look at some things like that in the last, I believe, year maybe two years. They have now started disseminating some of that information but I don't know that it's available to me 10 years back. When I have inquired from our Human Resources Department of what the number of people were on our staffing table over a period of time, they've been unable to provide the information, either because it doesn't exist or it's in storage or whatever. But I have been asking that question, because I would like to know exactly how many people were on the staffing table 10 years ago and how many are on the staffing table today because I can give you the number of transactions. That information we capture. Now, again, that's just an approximation of the number of cars but if we have a 30% increase in the number of transactions, then you can presume that we have a 30% increase in overall business."

Commissioner Norton said, "Okay. Thanks. That's all I had."

Chairman Sciortino said, "Commissioner Gwin."

Commissioner Gwin said, "Well, Jan, don't you give us some of those statistics in our backup? I mean, don't I see a comparison from '96 to 2001 by office? Are those transactions?"

Ms. Kennedy said, "Those are transactions. But that doesn't go back 10 years. Now, I can go back 10 years on the transactions. I just can't give you some of the other things Commissioner Norton requested."

Commissioner Gwin said, "And then the other statistic you have is the Clerk- transactions. Is that transactions per clerk?"

Ms. Kennedy said, "Yes. That's an average. We have some that of course are just speed demons and others that are not quite so quick. So, that is an average but we are developing measurement

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tools to share with our staff as expectations that, you know, on a busy day we have an expectation that you will do 'x' number of transactions."

Commissioner Gwin said, "Right. Well I know that a lot of stores and Tim's Target may be one, but a lot of them where clerks process orders, if you will, that there is a timing mechanism or there is a way to track how long it takes each of those clerks to process a particular order and those kinds of things to see whether they're doing it in an efficient and timely manner. And that probably is a little too complex for the tag office but it certainly a measure of your clerk's ability to do his or her job in a manner that's comparable to the counterparts there."

Ms. Kennedy said, "Actually, it is not. It is very, very useful for an operation like the tag office. I have been privileged to be shared information with Arizona. Now, their tag offices are run totally by the state, the local government is not really involved but they have that kind of information and they have both visible . . . you know, like you've got two or three different wait times and that's posted and all that kind of stuff because they have the ability to do that. Unfortunately, the software that would allow us to do that that won't operate on the VIP system and we don't have any other real information that we can gather, when we have completed our motor vehicle process, that we're in the process now of upgrading both the hardware and looking at some software that is more PC compatible that interfaces with VIPS, then we will have that information for the organization as a whole. Now, again, I won't have comparative but we'll be making what I consider to be a giant-step forward in terms of developing appropriate management. What is our wait time, as an average, how many people, etcetera, etcetera. We'll be able to do that eventually, hopefully by the end of the year."

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

Chairman Sciortino said, "Okay, Jan I don't see that we have any other question. So, Commissioners, what's the will of the Board on this item please?"

MOTION

Commissioner Gwin moved to approve the addition to the Auto License Staffing Table.

Commissioner Norton 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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, “Jan, thank you very much. Next item please.”

H. ESTIMATE FOR RELOCATION OF LINES IN CONNECTION WITH SEDGWICK COUNTY BRIDGE PROJECT NO. 803-DD-360, BRIDGE ON 135TH STREET WEST BETWEEN 111TH AND 119TH STREETS SOUTH. CIP# B-370. DISTRICT #3.

Mr. David Spears, Director/County Engineer, Public Works, greeted the Commissioners and said, “Item H is the approval of an estimate from Sumner- Cowley Electric Coop for the relocation of electrical lines in connection with the bridge project on 135th Street West, between 11th and 119th Streets South, designated as B-370 in the Capital Improvement Program. The cost of relocation will be \$3,360. The lines are located in a private easement. I recommend that you approve the estimate.”

Chairman Sciortino said, “Thank you, David. Any questions of David on this item? I don’t see that there is any. So what’s the will of the Board please on Item H?”

MOTION

Commissioner Norton moved to approve the estimate.

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

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Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "David, thank you very much. Next item please."

I. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF APRIL 4, 2002.

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 April 4th, 2002.

**1) ASPHALT SURFACE REJUVENATION- PUBLIC WORKS
FUNDING: SALES TAX**

First item, asphalt surface rejuvenation for Public Works. Recommend the bid from Cutler Repaving Incorporated for \$244,445.05.

**2) HVAC MODIFICATIONS FOR JRBR- FACILITY PROJECTS
FUNDING: CAPITAL IMPROVEMENTS PROJECT**

Item two, HVAC modifications for JRBR for Facility Projects. Recommendation is to reject all bids and re-bid the project at a later date.

**3) REMODEL COURTHOUSE CAFETERIA- FACILITY PROJECTS
FUNDING: CAPITAL IMPROVEMENT PROJECT**

Item three, remodel for the courthouse cafeteria for Facility Projects. Recommend the low bid from Van Asdale Construction for \$596,000.

**4) HVAC SYSTEM FOR SEDGWICK COUNTY PARK- FACILITY PROJECTS
FUNDING: CAPITAL IMPROVEMENT PROJECT**

Item four, HVAC system for Sedgwick County Park for Facility Projects. Recommend the low bid meeting specifications from Stith Heating and Cooling for \$10,068.

5) ONBASE LICENSES- DISTRICT ATTORNEY

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FUNDING: DISTRICT ATTORNEY

Item five, onbase licenses for District Attorney. Recommend the quote from Automated Business Systems of \$144,400.

**6) FULL COURT CASE MANAGEMENT
DIVISION OF INFORMATION & OPERATIONS/ DISTRICT COURT
FUNDING: COURT CASE MANAGEMENT**

And item six, full court case management. Recommendation is to accept the contract with Justice Systems Incorporated for \$147,000.

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

Chairman Sciortino said, “Thanks, Iris. We do have a question or a comment from Commissioner Winters.”

Commissioner Winters said, “Thank you, Mr. Chairman. I’m not sure exactly how you want to handle this. I’m going to vote no on item four. I think the County did receive a good brand of heating and air conditioning unit here. I think the bid was confusing. I think, for only \$199 though, I’m sure the product is going to be a bit different than the low bid but I think the bid was confusing so I’m going to vote no. And you can either pull that one out and let me vote on it alone or I can vote no on the whole package.”

Chairman Sciortino said, “Are you comfortable with the other items?”

Commissioner Winters said, “Yes. I’m comfortable with all the other items.”

Chairman Sciortino said, “All right. Before we make that decision, I don’t see there’s any other . . . I have one question. If you could explain to us, I’ll just use Item 2 as an example, what criteria are set up as to . . . that would make the board just reject all bids and we’ll re-bid? Give us a reason.”

Ms. Baker said, “The projected cost for this project was quite a bit lower than the bids received.”

Chairman Sciortino said, “Oh, okay. So we hadn’t anticipated that they would come in this high and we want to take a step back, take a deep breath and figure out . . .”

Ms. Baker said, “Exactly. We’ll redefine the scope of work and re-bid.”

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Chairman Sciortino said, "Very appropriate. David, asphalt surface rejuvenation, is that hand in glove with crunching up and using old asphalt again? Is that what these people do?"

Mr. Spears said, "Yes. They use what's there. They add a little bit of virgin material with it but they basically recycle the top two inches."

Chairman Sciortino said, "Great. So we just purchased \$244,000 worth of recycled product that we can use. Okay, thank you. Would there be a Motion to withhold Item 4 from the Board of Bids and Contracts so we can vote on that separately?"

MOTION

Commissioner Winters moved to approve the recommendations of the Board of Bids and Contracts, all items except Item 4.

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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Commissioner Gwin said, "Commissioner Winters, on item four, is it appropriate that . . . would you consider the low bid on that or do we have to go back and go through the procedure?"

Commissioner Winters said, "I guess my reason for opposing it is to call it to the attention of staff that I think the bid was very poorly written and the words 'recommendation' all at once became minimum bid and I think that the air conditioning system that they have recommended that we purchase is a better system and will be more beneficial. I just didn't like the way we got there and I

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just wanted to call it to staffs' attention so in the future they're at least more careful and so, I think the air conditioning system that we're going to buy is okay. I just think the bid was very unclear in how we got there. So if the . . . you know, I guess I'm making my just little statement in saying I hope they can make it more clear in the future. But I would just encourage you to do whatever you think is right. I think the system that we're going to buy is a bit better than the low bid. It was just kind of the process that was a bit frustrating."

Chairman Sciortino said, "Well, Commissioner, let me ask you do you feel, because of the confusion this one person Hanna Heating, could have perhaps maybe bid a different product and maybe had a better chance or something?"

Commissioner Winters said, "I'm not sure. I think only being \$199 apart, I don't know that they could have but I guess my vote is just more a little statement than it is anything else."

Chairman Sciortino said, "I understand. Okay, all right."

Commissioner Gwin said, "Well, I'm not . . . and I appreciate the comments. I just want to get some clarity on that."

MOTION

Commissioner Gwin moved to approve Item 4 as recommended by the Board of Bids and Contracts.

Commissioner McGinn seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	No
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

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Chairman Sciortino said, "Next item please."

CONSENT AGENDA

J. CONSENT AGENDA.

- 1. Resolution memorializing the Board's findings regarding City of Wichita's request for an island annexation at approximately 47th Street South and Hoover Road.**
- 2. Contracts (three) providing on-line access to Sedgwick County's electronic data.**
 - United Methodist Youthville
 - YMCA of Wichita
 - Salt City Land and Title
- 3. Agreement with The Wichita Eagle for lease of advertising space at Kansas Coliseum.**
- 4. Plat.**

Approved by Public Works. The County Treasurer has certified that taxes for the year 2001 and prior years have been paid for the following plat:

Merlins Glen at Hunters Pointe Addition

5. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V020007	\$347.00	2	Chapel Ridge Apartments
V020012	\$290.00	2	Chapel Ridge Apartments
V020016	\$340.00	2	Country Walk Apartments
V020017	\$322.00	5	Crystal Selcer
V020018	\$319.00	2	Village Green Apartments

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V020019 \$441.00 5 Hearth Hollow Apartments

- 6. 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>
V2007	\$190.00	\$138.00
V2002	\$168.00	\$238.00
V01061	\$259.00	\$259.00
V01069	\$585.00	\$303.00
V01078	\$302.00	\$323.00
V01049	\$149.00	\$238.00
V01048	\$318.00	\$348.00
V01047	\$170.00	\$223.00
V01054	\$272.00	\$307.00
V93028	\$300.00	\$188.00
V01051	\$177.00	\$183.00
V01060	\$466.00	\$600.00
V01075	\$389.00	\$494.00
V01034	\$303.00	\$325.00
V01064	\$284.00	\$319.00
V01050	\$146.00	\$7.00
V98025	\$200.00	\$375.00
V200018	\$326.00	\$341.00
V20010	\$200.00	\$215.00
V98025	\$200.00	\$375.00
V20134	\$154.00	\$535.00
V010103	\$254.00	\$366.00

- 7. Amendment to the 2002 Capital Improvement Program for remodel of the cafeteria.**

- 8. Ratification and confirmation of the April 5, 2002 actions and proceedings of the Sedgwick County Board of Canvassers.**

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- 9. Order dated April 3, 2002 to correct tax roll for change of assessment.**
- 10. Payroll Check Registers (two) of March 29, 2002.**
- 11. General Bills Check Register(s) for the week of April 3 – 9, 2002.**

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

MOTION

Commissioner Gwin moved to approve the Consent Agenda as presented.

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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, “Okay, next item is ‘other’. Do we have any other things that we would like to talk about prior to doing the other other?”

K. OTHER

Commissioner Norton said, “I just have one thing. I happened to go to the Boys and Girls Club annual meeting and gala last night. It was a wonderful event and had some young people showcased that are supported by the Boys and Girls Club. I know our own County Manager, Bill Buchanan, is on that board of directors and I think it was a wonderful evening. And it really did

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showcase the good that these kind of organizations can do for kids at risk and kids that may not get all the support that they need out of the educational system or their own family. And it was a wonderful evening.”

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

Commissioner Winters said, “Thank you. Just would report that Sciortino and I went out to Viola Monday evening and I think, if I heard them right, the population of Viola is slightly over 200, 210, 220 people and there were well over 50 people at this meeting. The Sheriff did a great job. Brought out his crew to talk about community policing, neighborhood watches and so Ben, I certain appreciate your going along out there and had a good meeting.”

Chairman Sciortino said, “Well, I appreciate that compliment but I did have an ulterior motive. I was told ahead of time that four of the ladies were baking homemade cookies and they had an array of homemade cookies that’s going to challenge all the other places that I go to. I mean, they had them from peanut butter, to chocolate chip to lemon crèmes and so I spent a goodly portion of my time over there. I had to have one of each because I didn’t know who made what. I didn’t want to insult anyone. So, I did it just to be a good public servant.”

Commissioner Norton said, “Based on what you said about your friends in Oaklawn though, Ben, you better have some kind of disclaimer about cookies. You’ve now said the best ones are in Viola.”

Chairman Sciortino said, “No. I just said that these were . . . No, I’ll never . . . wherever I’m at is where they’re the best. Don’t get me in trouble.”

Commissioner Norton said, “That was a pretty good Fred Flintstone imitation right there, by the way.”

Chairman Sciortino said, “I was really amazed, like Tom was, here’s a very small community and I’m thinking, ‘Okay, great, we’re going to have four farmers and one little kid show up’ and that gymnasium was really packed and they were just wanting to talk in general about vandalism and how they could have a neighborhood watch. It was kind of heartwarming to see that.”

Commissioner Gwin said, “Can you imagine getting a quarter of each city’s population every time you had a meeting?”

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Commissioner Norton said, "More of a community watch than a neighborhood watch."

Chairman Sciortino said, "And it was real funny, one of the sheriff's . . . and the Sheriff had his whole crew out there but one was asking 'Now, let me have a show of hands. Does anyone really know who their neighbor is?' and to a hand, everybody went up. And he said, 'Well, you know in Wichita, that's not the case but I guess here everybody would know who their neighbor is'. Commissioner McGinn."

Commissioner McGinn said, "Thank you. I just wanted to share, things are shaping up for the first annual Spruce up the Town at Old Cowtown Museum for April 18th. It looks like we're going to have about seven buildings adopted and so people are really stepping up to do some of those things. I'm still waiting to hear from some folks. So, this is a new event that's never been done and if you've been out to Cowtown you can see that we don't always get all the buildings spruced up at one time and it looks like if we get about a third this year and it's successful, we may do this again another year. We'll see how things go but that's April 18th. We are going to have forms for folks that if they do want to come out and paint, they'll have to sign a release form but if you're there for three hours or more you also get to sign up for a tee shirt. And so, anyway, it's coming along. I wanted to let all of you know. We're also going to have, in case we don't get done that day, on Saturday, and if people have to work they can come out that Saturday as well and help finish up some things and then the rain date is May 2nd in case things rain."

Commissioner Gwin said, "What's the contact number, if folks are interested?"

Commissioner McGinn said, "I would call 264-0671 and that's the Old Cowtown Museum number."

Chairman Sciortino said, "Can someone just like show up and just say 'I'd like to volunteer'?"

Commissioner McGinn said, "They have to sign a release form. But if the painting gets really bad we may move them to another project."

Chairman Sciortino said, "I understand that. What hours?"

Commissioner McGinn said, "We're going to start at 9:00 in the morning and probably try to wrap up things by 5:00 that evening."

Chairman Sciortino said, "Sounds great. Commissioner Gwin."

Commissioner Gwin said, "Just real quickly on an event this past weekend, the Luciano Pavarotti concert at the Kansas Coliseum was wonderfully attended and I think the folks that came were very

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appreciative of his talent and his gift. I was very heartened to see . . . I met two couples that were sitting in front of us who came from Kansas City here. That's a nice turn of events. I did get a chance, on behalf of the people of Sedgwick County and this Board, to present the Maestro with a County medallion and this proclamation afterwards. I don't know how thrilled he was, if he was as thrilled about that as I was being able to present it but that was a wonderful opportunity. Again, I think it's an example that, though this kind of performance hasn't occurred here to my knowledge, that we can and do get some of the most important performers in this community.

Also, Carolyn, I'm surprised you didn't talk about your KANSEL trivia deal Friday. Did you want to mention that?"

Commissioner McGinn said, "Well, KANSEL, which is an organization we sponsor that helps people that have either dropped out of school, want to come back and get their GED or their diploma, that kind of thing. It also helps people like me who are trying to learn another language, you can sign up. But they're having a fund-raiser Friday night and it's a trivia contest and so Sedgwick County is putting together a team. We haven't filled all the slots. We're looking for very smart people to offset some of the rest."

Commissioner Gwin said, "We need to raise the IQ quotient I think."

Commissioner McGinn said, "So, anyway it's their first . . ."

Commissioner Norton said, "We've already made a tactical error because I think you and I are on there, Betsy."

Commissioner Gwin said, "Yes, we are."

Commissioner McGinn said, "I see Kathy Sexton in the audience and I know she's either on the board or was on the board but I think this is your first annual, isn't this trivia? And I think, what I've heard from their director is that they are having a very good turnout. And so, I think if they see a great deal of success, this will become an annual event. So, I think it's going to be a great deal of fun.

I just wanted to tag on to something you said about the concert, the Pavarotti concert. I did have the opportunity to go there too as well. I'm a 103.7 oldies kind of listener and so I enjoyed it, I really did. But the one thing I wanted to make a comment that I was so impressed was the acoustics and the sound in the Coliseum was very good for this type of concert and I also noticed that, for the youth out there that are watching our program today, I noticed that the speakers that he used, that filled the entire Coliseum was about 1/16 of the amount of speakers that they use for concerts and the sound was just great. Sometimes people like to feel the sound I think at those concerts.

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Anyway, thank you.”

Chairman Sciortino said, “For your trivia thing, just remember there are 3,066 counties in the United States. I’m sure that question is going to come up. And as far as Pavarotti is concerned, I’m always proud when any Italian boy can make good.

Okay, is there anything really to come before this Board?”

MOTION

Commissioner Gwin moved that the Board of County Commissioners recess into Executive Session for 30 minutes to consider consultation with legal counsel on matters privileged in the attorney client relationship relating to pending claims and litigation, legal advice and personnel matters of non-elected personnel and that the Board of County Commissioners return from Executive Session no sooner than 11:40 a.m.

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 Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, “We’re recessed into Executive Session.”

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The Board of Sedgwick County Commissioners recessed into Executive Session at 11:11 a.m. and returned at 12:16 p.m.

Chairman Sciortino said, "I'm going to call back to order the Board of County Commissioners. Mr. Euson, you had something that you wanted to present to us that . . . For the record, let it be known that there was no binding action taken by the Board of County Commissioners in Executive Session. Mr. Euson."

Mr. Rich Euson, County Counselor, greeted the Commissioners and said, "Thank you, Commissioners. While in Executive Session, we discussed a case, Jane Knight versus Board of County Commissioners and this is a case involving a collision that Ms. Knight had with a truck owned by a contractor that was hired by the County. She sustained damages of well over \$500,000 in this and we went to mediation on this case and it was recommended that we pursue a settlement in the amount of \$45,000. And that is essentially the cost of litigation and I would recommend to you that we accept that settlement, while admitting no liability on the part of the County."

Chairman Sciortino said, "We do have a couple of questions. Commissioner Winters."

Commissioner Winters said, "Mr. Euson, the amount again was how much?"

Mr. Euson said, "Forty-five million."

Commissioner Winters said, "And that was the result of the recommendation that came out of mediation?"

Mr. Euson said, "That is correct."

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

Chairman Sciortino said, "I had a question. What was her original claim to us? What was she asking for?"

Mr. Euson said, "As I recall, it was well over . . . actually, it may have been over \$1,000,000. I don't recall the exact amount."

Mr. Robert Parnacott, Assistant County Counselor, said, "One million."

Mr. Euson said, "One million dollars."

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Chairman Sciortino said, “So we had a claim for one million and we settled for \$45,000?”

Mr. Euson said, “That’s right.”

Chairman Sciortino said, “Okay. Any other questions of Rich Euson on this item?”

MOTION

Commissioner Gwin moved we take the County Counselor’s recommendation of a \$45,000 settlement on this matter.

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	No
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, “Is there anything else to come before us? Mr. Euson? Commissioners, anything else that needs to come before us? This meeting is now adjourned.”

L. ADJOURNMENT

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There being no other business to come before the Board, the Meeting was adjourned at 12:20 p.m.

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

BEN SCIORTINO, Chairman
Fifth District

BETSY GWIN, Chair Pro Tem
First District

TIM R. NORTON, Commissioner
Second District

THOMAS G. WINTERS, Commissioner
Third District

CAROLYN MC GINN, Commissioner

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Fourth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2002