

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

July 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, July 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; Lieutenant John Daily, Sheriff's Department; Ms. Paulette Goines, Management Intern, County Manager's Office; Mr. Chris Chronis, Chief Financial Officer, Division of Finance; Mr. Tim Kaufman, Director of Operations, COMCARE; Dr. Timothy Rohrig, Director, Forensic Science Laboratories, Regional Forensic Science Center; Mr. David Spears, Director, Bureau of Public Works; Ms. Kristi Zukovich, Director, Communications and Ms. Linda Leggett, Deputy County Clerk.

GUESTS

Mr. Joe Norton, Gilmore & Bell, P.C., Bond Counsel.

INVOCATION: The Invocation was led by Reverend Charles Claycomb of Woodland United Methodist Church, Wichita.

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES: Regular Meeting, June 19, 2002

The Clerk reported that all Commissioners were present at the Regular Meeting of June 19, 2002.

Chairman Sciortino said, "Commissioners, I think you've had a chance to review the Minutes of June 19th. What's the will of the Board?"

MOTION

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Commissioner Gwin moved to approve the Minutes of the Regular Meeting of June 19, 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, "I think maybe at this time would be . . ."

MOTION

Commissioner Gwin moved to take an Off Agenda proclamation.

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

OFF AGENDA ITEM

Chairman Sciortino said, "Thank you. I'll read this proclamation into the record. It states:

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PROCLAMATION

WHEREAS, approximately one hundred fifty youth between the ages 11 and 15 will attend the eighth annual Sedgwick County Law Camp July 15-19, 2002 at Lake Afton Park; and

WHEREAS, the mission of the Law Camp is to create a partnership between law enforcement and youth by providing a positive experience using law enforcement personnel as role models- building self-esteem, confidence and trust; and

WHEREAS, a squad of 10 youth will be assigned to a mentor who will keep track of the activity schedule. The mentors will operate in teams of two, consisting of one Deputy and one Guardsman from the Kansas Army National Guard; and

WHEREAS, Law Camp is a partnership involving over 25 public and private sector organizations;

NOW THEREFORE BE IT RESOLVED, that I, Ben Sciortino, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim July 15-19, 2002 as

“SEDGWICK COUNTY LAW CAMP DAYS”

in recognition of this effort to involve our youth in alternatives to crime and violence.”

MOTION

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

Commissioner McGinn seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye

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

Chairman Sciortino said, "Thank you. And I think we have someone here to accept the proclamation."

Lieutenant John Daily, Sheriff's Department, greeted the Commissioners and said, "And on behalf of Sheriff Steed, the Sheriff's Department and our many friends that help out at Law Camp we thank you for the proclamation and we hope it will be another good year."

Chairman Sciortino said, "Well, thank you. Continued success. Clerk, call the next item please."

PUBLIC HEARING

A. PUBLIC HEARING TO ACCEPT RECOMMENDATIONS FROM THE LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG) ADVISORY BOARD AND THE PUBLIC REGARDING GRANT APPLICATION TO BUREAU OF JUSTICE ASSISTANCE FOR LLEBG FUNDING IN THE AMOUNT OF \$306,458.

Ms. Paulette Goines, Management Intern, County Manager's Office, greeted the Commissioners and said, "Sedgwick County received notice from the Bureau of Justice Assistance of the availability of local law enforcement block grant in the amount of \$306,458. A matching requirement of 10%, or \$34,051 is in effect for this program for a total of \$340,509. The purpose of this grant program is to provide local law enforcement with funds to initiate or facilitate current efforts to reduce crime and to improve public safety."

A request for proposal was issued to all County departments eligible for these funds. In compliance with the grant requirements, an advisory board convened Friday, June 28, 2002 prior to this public hearing to review proposals from various County departments for possible use of these funds. Those members that were in attendance were Gaylon Davis from Wichita U.S.D. 259, Michael Keller, Big Brothers/ Big Sisters, John Green, the Sheriff's Department, Ann Swegle, District Attorney's Office, Ed Randels, County Counselor's Office, Jan Heffner, Sheriff's Department and Bob Lamkey, Public Safety.

Sedgwick County received six applications internally this year. The advisory board offers a non-binding recommendation for full or partial funding for five requests submitted. You have received information on the individual requests. Each department is here today being represented. They will address any questions on individual items, although I will just summarize them.

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The Department of Corrections submitted two requests for a total of \$92,610 and the advisory committee recommends the approval of \$3,000. The approval is for a drug diversion program.

The Courthouse Security Services submitted one request for a total of \$46,663. The advisory committee recommends the approval of \$46,663. That is for the First Line DVX Professional Digital CCTV Recording System, 16 Motorola MTS 2000 radios, two gang chargers and four individual chargers.

The Sheriff's Department submitted one request for a total of \$294,588. The advisory committee approves \$234,857. That is for the Glock 17 Generation III Simunition training, Court Smart Pharmacy software, lock replacement program and portable radios.

The District Attorney's Office submitted one request for a total of \$18,954. The advisory committee recommends approval of \$9,519. This would include the CaseMap software, KidCare starter kit, which are two of them, and the KidCare Safety Program coloring books.

Forensic Science Center submitted one request, for a total of \$92,500. The advisory committee recommends the approval of \$46,500. This is for a headspace analyzer and two Sony Mavica FD 200 digital cameras.

A public hearing is a requirement for this grant. If you have no further questions, or if you do have questions, I will direct you to the representatives. Otherwise, I would recommend that you open this for a public hearing."

Chairman Sciortino said, "Okay, I don't see that we have any questions or comments at this time but there may be after the public hearing. So, at this time I'd like to open this item up for public comment. Is there anyone here in the audience that would like to speak to this item, either for or against? Seeing none, I'll close the public hearing and reserve any further comments to the Board. Commissioners, do you have any questions or comments on this?"

I just have one clarification from Courthouse Security, so who would you direct me to? I have a feeling it's a lieutenant or something."

Ms. Lela Albright, Security Manager, Division of Information and Operations, greeted the Commissioners.

Chairman Sciortino said, "Ms. Albright, what I want to know is what is a gang charger?"

Ms. Albright said, "Gang chargers are the charging units in which we place our walkie talkie and charge them every night."

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Chairman Sciortino said, “And that’s different than an individual charger?”

Ms. Albright said, “Yes. Supervisors take their walkie talkies home at night and each one of them have an individual charger.”

Chairman Sciortino said, “I just pictured some guy running down the hall going after a gang member or something. Okay, that’s all I had. Thanks, that wasn’t too hard.

Any other questions or comments? No. Okay, if I see none, what’s the will of the Board on this item please?”

MOTION

Commissioner Gwin moved to approve the recommendations of the LLEBG Advisory Board, and authorize staff to submit the Grant 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, “Next item please.”

NEW BUSINESS

B. RESOLUTION LEVYING SPECIAL ASSESSMENTS FOR ROAD CONSTRUCTION IN CESSNA ADDITION.

POWERPOINT PRESENTATION

Mr. Joe L. Norton, Gilmore & Bell, P.C., Bond Counsel, greeted the Commissioners and said, “As

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you may recall, in years past there were a number of projects for special assessments to be included in bond issues. This year we have one. It is for a street improvement in what is known as Cessna Addition, south of K-42, immediately south of Wichita Mid-Continent Airport. The final cost, as certified by the Public Works Department and Finance Department, are in the amount shown on the screen before you, \$270,748. We've been in contact with the Cessna Aircraft Company. They have agreed to these prices. They have signed a waiver of their rights to public hearing and rights to pay in and desire that the County Commission proceed with levying this assessment over the 15 year customary period at the interest rate received on the bonds sold by the County later this month.

So if there are questions, I'd be happy to try to address them. If not, we would recommend your passage of the resolution which would authorize this assessment against this property for the improvements heretofore authorized by the County."

MOTION

Commissioner Norton moved to adopt the Resolution.

Commissioner McGinn seconded the Motion.

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

VOTE

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

Chairman Sciortino said, "Thank you, Joe. Next item."

C. RESOLUTION AUTHORIZING SALE OF BONDS IN AN AMOUNT NOT TO EXCEED \$49 MILLION TO PROVIDE FINANCING FOR ROAD PROJECTS AND REFINANCE OUTSTANDING DEBT.

POWERPOINT PRESENTATION

Mr. Chris Chronis, Chief Financial Officer, Division of Finance, greeted the Commissioners and said, "And I too will be assisted by Joe Norton. Be patient. The resolution that's before you authorizes the sale of the County's general obligation bonds for 2002. We plan to conduct this sale on July the 31st of this year. The amount of bonds that we propose to sell will be something slightly

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less than \$49,000,000 and that amount is subject to change, as I will explain in just a few minutes.

The bonds will pay for road improvements. I guess I need to be pushing buttons here. The bonds will pay for road improvements that you have previously approved to be completed and financed with County debt and you see the road improvements listed here. It's the special assessment project that Joe just mentioned for the Cessna Addition, the widening of Rock Road south of 87th Street South, the railroad grade separation in Haysville that we've talked about for the past several years, the widening of Hoover Road from 31st Street South to Harry and interchanges at the intersections of Kellogg and Tyler and Kellogg and Maize. And those road improvements, in aggregate, total 22.8 million dollars.

In addition to those projects, we plan to include in this bond issue the refinancing of approximately 23.9 million dollars of debt that the County issued between 1993 and 1996. The debt that is being refinanced will not increase the County's aggregate debt outstanding. That money will be put into escrow accounts and used to redeem the old debt at the first available opportunity. The reason that we're proposing to undertake this refinancing at this time is that market conditions have changed in our favor and we are in a position where, based on current market conditions, we believe that we can achieve net present value savings from this refinancing totaling \$943,000, slightly less than a million dollars. That is subject to changes in market conditions between now and July the 31st and in fact, if the market conditions deteriorate enough, then it may cause us by July the 31st to withdraw some or all of these bonds from the refinancing. If it's no longer in our financial interest to refinance them, then we'll pull those bonds and that's why I say that the size of the issue may change when we finally get to the sale date on July the 31st.

The new debt that will be issued, the 22.8 million dollars for projects, will increase the County's total outstanding general obligation debt to 110.1 million dollars. Our County's debt ceiling, the debt ceiling that we look at according to County policy that says that we can issue total debt no more than 5% of assessed value will not be exceeded by this. In fact with this issue we will be at 3.2% of assessed value, or 76% of the level that is authorized by the policy.

If there are no questions . . . There's one other point that I needed to make. The new debt will carry a refinance . . . or I'm sorry, a debt service cost of 1.78 million dollars a year for 20 years, for the term of the issue, and that amount of money has been included in our financing plans and in our recommended budget for next year.

If there are no questions for me then I'll turn the podium over to Joe, who will discuss the content

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of the resolution that is before you.”

Chairman Sciortino said, “I have a question of you, Chris, before you turn it over to Joe. The savings of \$943,000, am I right in just playing fuzzy math and saying if that were over 20 years we’re saving about \$40,500 a year and we’re estimating that the servicing of this is 1.78 so we could actually subtract that to get a net figure to what our debt servicing requirements are. Is that a way of doing that?”

Mr. Chronis said, “Yes, I think that would be a fair estimate to subtract the approximate \$40,000 a year in savings from the 1.78 million dollars a year in new debt service.”

Chairman Sciortino said, “Okay, thank you. I see a question from Commissioner Norton. I assume it’s for you.”

Commissioner Norton said, “I just want to know what the bond rate was. You said it was advantageous to look at that right now. What is it at right now? What do we think we’ll come up with?”

Mr. Chronis said, “For these bonds, the estimate right now, depending on the maturity, you see that they mature in different years, the range is between about 2% and about three and a half percent. The weighted average, I believe if I remember right, was about 3.1%.”

Commissioner Norton said, “Pretty low.”

Chairman Sciortino said, “Well, let me just ask one more thing, Chris. The net savings offset any expenses that are incurred by putting out the bonds for issue too.”

Mr. Chronis said, “Well, the net present value savings are after counting the expenses involved.”

Chairman Sciortino said, “So that \$900,000 is after we pay Joe his obscene amount of money for services. Okay, that’s fine.”

Mr. Chronis said, “That’s right. That’s why it’s only \$943,000.”

Chairman Sciortino said, “Thank you. Now we hear from Joe. Hi, Joe.”

Mr. Norton said, “As maybe further follow up to the Chairman’s comments, as you can see under the schedule, the maturity of years we’re funding are various depending on the projects that were financed. So like for example the Series B-93, those mature in ’06 so the savings we’ll realize from that refinancing will just be over that short time period and the savings from some of the other

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issues go out to 2013 and '11. So the various years will balance out and some of the structuring that we're still working with with the Finance Department and the County's financial advisor is in what years is it advantageous to take some of the savings and move some of the debt service around. So, we're talking about doing a longer financing now for the capital projects, which will go out longer than these savings will attribute. So there's some flexibility we have there, prior to the time that we sell the bonds, which is anticipated to be the 31st of this month, to do some of that structuring, to achieve some of the best opportunities for savings in the years when the County wants those savings, subject to the parameters we have on the bonds being outstanding.

This is a popular technique that we're seeing now. Interest rates are, I would say, at all-time historic lows, but within the last 15 to 20 years are very near the bottom of rates that we're seeing and of course the County's quality of debt makes those even more advantageous, I think as we've talked about before, we anticipate rating these new bonds again with the three rating agencies. Our current ratings are AA-1, AA+ and AAA by Fitch, which are very high relatively speaking. There aren't many jurisdictions in the country that achieve those levels of rating so the higher the rating the lower the interest costs and we'll find that out on the 31st.

The resolution that is before you today for action would set the 31st of July as the date for receiving proposals for these bonds and that would give you a couple of weeks then before the budget is scheduled to be adopted to work in some of those savings into numbers. So, that was the intent of that date.

The resolution approves these approximate amounts for sale. As Chris indicated, we'll have some adjustments as we receive the bids for the bonds. Some of the refunding may or may not make as much sense then as they do now but we'll analyze those before we come back to you, in conjunction with Chris' staff and financial advisors. Approves that sale and the parameters that we have set forth in the notice of sale, which is attached. Also authorizes the preparation of the various offering documents, the preliminary official statement, which is a small book about this size. When it gets finished, it will disseminate out to various proposed bidders. I think this time we're going to probably go even further with electronic bidding. We've done that a couple of times now but we're also probably going to disseminate these offering documents electronically to people throughout the country to have the opportunity to get more potential bidders involved, a little bit larger issue this time, so we're trying to take advantage of the technology that we have available and some of the platforms there. And authorizes the staff and consultants to take all the actions necessary to bring these proposals back to you on the 31st for your consideration. So, I'll try to answer any further questions that you have."

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Chairman Sciortino said, “We do have some. Commissioner Gwin.”

Commissioner Gwin said, “Not a question, just a comment. Because of the ongoing working relationship a number of us have had with Joe Norton over the years, so we may seem a little frivolous in our treatment of him, but I’ll tell you, Joe’s expertise is invaluable to us, as it is any number of other elected bodies in trying to get these processes done.

As you know, on that list of things is a project that I don’t . . . have not supported in the past but since it is the will of the Board to proceed with those, it certainly makes sense to me that it be financed in this manner and at this opportunity. So, I’ll be supporting the resolution today for the financing mechanisms. Thank you.”

Chairman Sciortino said, “Thank you. I have a question. Chris, maybe you, because it’s financing. Okay, I’ll just have to talk in Kansas kitchen English. Let’s take . . . for example, we have 2.9 million dollars in bonds and let’s say those bonds were to mature in 2006. So we have maybe 3 years left and that’s at 6%. If I understand what we’ve done, we’re going to pay that off, but then we’re going to borrow 2.9 million dollars for 20 years . . . No. Okay, walk me through that, because I couldn’t figure out the math, if we were going to save 6% for three years, how borrowing the money for 20 years at 2% would make money. It wouldn’t.”

Mr. Chronis said, “It’s only the new bonds, the 22.8 million dollars and in fact, of that, only the bottom four numbers listed, the \$4,000,000 for Rock Road, the 3.4 million dollars for the Haysville grade separation, the 5.39 million dollars for Hoover Road and the \$10,000,000 for Kellogg. Only those projects are financed for 20 years. The Cessna project, the assessment backed project, is financed for 15 years. The old bonds that are listed at the bottom of this slide that are being refinanced are only being financed in this bond issue for their original terms. So, we’re not stretching out that service obligation.”

Commissioner Norton said, “Really just renegotiating the bond rate is what you’re doing.”

Mr. Chronis said, “Exactly right.”

Chairman Sciortino said, “Yeah, it’s not really a refinance. Well, yes, it technically would be a refinance, but it’s for the original maturity date. We’re just going to get them to give us a lower rate or we’ll go someplace else is what we’re saying to them.”

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Mr. Chronis said, “What we’re doing is selling new bonds that will mature at the same time the old bonds are scheduled to mature. The new bonds will be sold at a lower interest rate and we’ll use that money to repay the old bonds sooner than the maturity date.”

Chairman Sciortino said, “I finally have it completely. Thank you. Any other questions or comments? What’s the will of the Board on this item please?”

MOTION

Commissioner Norton moved to adopt the Resolution.

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, “Hey Joe, we really do believe you’re doing a good job. Clerk call the next item.”

D. COMPREHENSIVE COMMUNITY CARE (COMCARE).

- 1. AGREEMENT WITH DERBY U.S.D. 260, HAYSVILLE U.S.D. 261 AND MULVANE U.S.D. 263 FOR COMCARE TO PROVIDE MENTAL HEALTH SERVICES FOR SEDGWICK COUNTY STUDENTS ATTENDING TRI-CITY DAY SCHOOL.**

Mr. Timothy Kaufman, Director of Operations, COMCARE, greeted the Commissioners and said, “Services for children with severe emotional disturbances have been discussed here frequently in the past few months. This is another one of those discussions. The agreement before you formalizes the terms and conditions of a cooperative agreement between Sedgwick County and three local school districts to deliver services to children at what is known as the Tri-City Day School.

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The Tri-City Day School provides a structured setting where severely emotionally disturbed children are able to receive both educational and behavioral health care services in the same setting. COMCARE's role is to provide those behavioral health services to children from Sedgwick County, in addition to contracting with Sumner County for some mental health services for those children as well.

In the past school year, there were 30 children in this day school. We've provided services to them and this contract finally formalizes that agreement. The recommended action would be approval of the contract and authorization for the Chairman to sign. Be happy to answer any questions you may have."

Chairman Sciortino said, "I have just for some clarification. The agreement says it's between U.S.D. 260, which is Sedgwick County, Haysville which is Sedgwick County and Mulvane is 263 in Sedgwick County or Sumner County?"

Mr. Kaufman said, "It's in both."

Chairman Sciortino said, "Okay. But in the backup it says it's a cooperative agreement between the three Sumner County school districts. That's just a mistake, then. Right?"

Mr. Kaufman said, "I apologize for that. That was a typo."

Chairman Sciortino said, "Okay. Where will this facility be?"

Mr. Kaufman said, "This facility is located in Haysville in a former middle school. It's now dedicated solely for this purpose."

Chairman Sciortino said, "And is this a brand new project that's being started or a continuation of one that's been going on?"

Mr. Kaufman said, "It's a project that's been going on for about a school year now."

Chairman Sciortino said, "And it's during the school year that this is on."

Mr. Kaufman said, "It's during the school year and then we also provide some additional services to children throughout the summer."

Chairman Sciortino said, "Okay, great. Do you have any idea on about how many students we were able to serve?"

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Mr. Kaufman said, "We've had . . . there are 30 children enrolled in that school."

Chairman Sciortino said, "Between the three school districts 30 children. Okay. Thank you. That's all I have. Commissioner Norton."

Commissioner Norton said, "I'm just very aware of this program because it is located in Haysville and it is providing great services to young people. It's a pretty tough group that they're working with because if they had to be in the mainstream school they just could not get the density of services they can get now in this program. And if you look at other alternative schools I know that are popping up and are successful, this is one that is an alternative to keeping them healthy and emotionally stable and putting them in a place where they can really learn at the level that they are capable of and I'm very supportive of the program. It's done very good work and the neat thing is it's a collaborative effort. I mean it brings three school districts together and the County to pull together to provide these services for these kids. So, that's all I had Mr. Chair."

Chairman Sciortino said, "All right, thank you. I don't see that there's any other comments or questions. So what's the will of the Board on this item?"

MOTION

Commissioner Norton moved to approve the Agreement and authorize the Chairman to sign.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Sciortino said, "Next item please."

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2. AMENDMENT TO EMPLOYMENT AGREEMENT WITH ROGER W. CLARK, TECHNICAL DEVELOPER/PROJECT LEADER FOR IMPLEMENTATION OF NEW BILLING AND CLINICAL APPLICATION SOFTWARE, TO EXTEND THE TERM OF THE AGREEMENT AND SET THE RATE OF COMPENSATION.

Mr. Kaufman said, "As an organization, we've come to realize the value of project management and having dedicated project managers for complex projects. One week ago, on Monday July 1st, COMCARE went live with a new clinical and billing software package. That's a culmination of about an 18 month project and it's not actually a culmination but it's a very significant milestone for us. We had a full-time project manager dedicated to helping the organization get to the point where we could bring that project up and move forward with it.

We've now got a comprehensive electronic medical record and billing package that takes care of all of our business needs with that software package. What we'd like to do now is extend the contract for our project manager for an additional six months so that we can wrap up some of the other things that we need to do. An example would be that we'll make this software available to some of our business partners so that we will be able to communicate more clearly with them and have a better record of services delivered to consumers and it will make it easier for auditors that come in and review case records as well.

We're going to do an imaging package that will work with this system as well so we will archive our former records and bring them into the electronic system as well. Our contract amendment extends the original term for an additional six months. We'll be able to finish up those additional projects in that period of time. Be happy to answer any questions for you."

Chairman Sciortino said, "We do have a couple. Commissioner Norton."

Commissioner Norton said, "Who are some of those business partners, Tim, that you described?"

Mr. Kaufman said, "The Mental Health Association of South Central Kansas and Breakthrough Club are two examples. They both deliver services to the same population that we do. We'll be able to integrate that medical record so that, no matter who is looking at the record, they'll have a comprehensive sense of services that individual receives."

Commissioner Norton said, "Much easier way to share information and to look at it comprehensively, instead of back and forth?"

Mr. Kaufman said, "Absolutely."

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Commissioner Norton said, "That's all I had, Mr. Chair."

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

Commissioner Gwin said, "Thank you. Tim, I would assume this new system is very protective of patient's privacy and that kind of information."

Mr. Kaufman said, "It is and it certainly helps set the stage for implementation of the health insurance portability and accountability act, the privacy standards that go into effect in the coming months. This positions us in a much better way than we were with the old system."

Commissioner Gwin said, "Well, that's great. Appreciate the hard work so far. Thank you. Thank you, Mr. Chairman."

Chairman Sciortino said, "Thank you. Just for clarification, we extend the term, we also extend the same conditions, the same hourly rate, everything is the same. Or has that changed?"

Mr. Kaufman said, "There is a slight increase in the rate."

Chairman Sciortino said, "Tell us about that."

Mr. Kaufman said, "It is roughly 6%. It reflects what we would have for an employee who would go through the cycle of a step increase and a cost of living increase."

Chairman Sciortino said, "Wait a minute now. We've contracted with an outside source and we're giving them a step increase as if they were an employee. Why the heck are we doing that?"

Mr. Kaufman said, "We're giving them an amount that reflects something similar to a step increase."

Chairman Sciortino said, "Why?"

Mr. Kaufman said, "Because the services that we are receiving would cost more to contract for on the outside."

Chairman Sciortino said, "I'm going to support but I think that's dumb. We have an outside source. We contracted with them. We sit there and say, 'Would you agree to go another six months?' Is that something they said no unless you give us a raise or something. Was that the type of negotiations?"

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Mr. Kaufman said, “We negotiated an increase based on performance.”

Chairman Sciortino said, “Was it because of their request to increase the . . . I mean, was there an attempt to keep it at the same terms and conditions?”

Mr. Kaufman said, “That was our initial recommendation and they came back with a counteroffer and we negotiated to this 6%.”

Chairman Sciortino said, “Okay. I feel a little more comfortable with that than I do that we gave them a step increase or something. Okay. I don’t see that there’s any other questions. What’s the will of the Board on this item?”

MOTION

Commissioner Norton moved to approve the Amendment to Agreement 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, “Thank you. Next item please.”

E. GRANT APPLICATION TO NATIONAL INSTITUTE OF JUSTICE CRIME LABORATORY IMPROVEMENT PROGRAM.

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Dr. Timothy Rohrig, Director, Forensic Science Laboratories, Regional Forensic Science Center, greeted the Commissioners and said, "The National Institute of Justice has made available about \$5,000,000 for their crime laboratory improvement program. They have restricted individual laboratories to only apply for up to \$250,000. Before you today you have a grant application for \$247,732. This is a 75/ 25 grant. That is, there is a 25% match by the County, which is \$61,933.

The intent of this program is to add increased capacity or enhance analytical capabilities in the crime laboratory and that is the targeted area that we have requested funding in this particular program. We have asked for some equipment to address some of our backlog in our illicit drug laboratory and then also some equipment to enhance our ability to handle drug testing in certain sexual assault cases and also driving under the influence of drug cases.

I'll stand for any questions that you may have in regards to this particular grant application."

Chairman Sciortino said, "We do have some. I don't know who went first. I'll call Commissioner Winters. We haven't heard from you all morning."

Commissioner Winters said, "Okay, well pretty simple I guess. Tim, is this the kind of grant that we think is reasonably good chance of receiving this or is this one of those that's kind of out there and it's a long shot?"

Dr. Rohrig said, "No. It's a competitive grant, however there's a real short turn on this grant. The announcement was made just recently. The application deadline, NIJ has to have the material by the 17th of this month. I've talked to my colleagues here in the state. Neither the state nor Johnson County Crime Lab are applying for this. Talking to the folks at NIJ, there's not a lot of people applying for this pot of money, so I feel we stand a good chance of receiving this funding."

Commissioner Winters said, "All right, thank you. That's all I had."

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

Commissioner Norton said, "Talk a little bit about the backlog in the illicit drug lab. You said it will cure some of that. Where does that stand? About how far back are we? I mean, that's an important issue right now in the County."

Dr. Rohrig said, "We're sitting about three weeks backlogged. So if a case comes in it will be processed, if it's a routine case, three weeks after we receive it. We have some special cases that get high priority if it deals with an active investigation or if a person is in custody. We turn those

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out in 48 hours.”

Commissioner Norton said, “And hopefully, with the grant money if it comes through, that will eliminate that and close the gap on that three weeks?”

Dr. Rohrig said, “It will definitely close the gap. We’ve told NIJ and will tell NIJ if you folks approve the application that our target will be to reduce the backlog by 50%. That is cut it down to about a week, week and a half.”

Commissioner Norton said, “Good. That’s all I have.”

Chairman Sciortino said, “Okay. I don’t see there’s any other . . . I don’t notice in here anything for covering personnel costs for cultivating the tomato plants over there. Is that just going to be done internally?”

Dr. Rohrig said, “NIJA kind of restricts funding for any personnel costs. I was able to put in some money for overtime for clerical staff but I’m not sure of their gardening skills, sir.”

Chairman Sciortino said, “Okay, all right. Thank you very much for that. I don’t think there’s any other questions, so what’s the will of the Board on this item?”

MOTION

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

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

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

F. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, ON SEDGWICK COUNTY PROJECT – ASPHALT SURFACE REJUVENATION. CIP# R-175A. ALL DISTRICTS.

Mr. David Spears, Director/County Engineer, Public Works, greeted the Commissioners and said, “Item F is a modification of plans and construction, request number one and final, for the Sedgwick County 2002 asphalt surface rejuvenation project designated as R-175A in the Capital Improvement Program. This project has been completed and is ready to be ‘finaled out’. There will be a net increase of \$1,227.48 due to variations in plan quantities from actual field measurements. I recommend that you approve the modification and authorize the Chairman to sign.”

MOTION

Commissioner McGinn moved to approve the Modification of Plans and Construction 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, “Thank you, David. Next item please.”

CONSENT AGENDA

G. CONSENT AGENDA.

1. One Temporary Construction Easement and one Floodway Reserve Easement

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for Sedgwick County Project – Greenhaven Drainage Project. CIP# D-2. District #5.

2. 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:

Dore Addition

3. General Bills Check Register(s) for the week of July 3 – July 9, 2002.

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

MOTION

Commissioner Gwin moved to approve the Consent Agenda as presented.

Commissioner 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, “Anything else to come before this Board? Commissioner Norton.”

H. OTHER

Commissioner Norton said, “I have three things. Just a reminder that the Sedgwick County Fair kicks off I think tonight with some limited celebration. The parade is Thursday night. I know Tom is going to be in that. And then we’ll have a presence on Saturday out there with the Sedgwick County booth, kind of hawking our services and letting people know what the County does for everyone that lives within the boundaries.

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The next thing I had was talking about the 4th of July celebration. From my perspective, it was one of the best that I had ever lived through in all my years as an American. I know in Haysville it was unbelievable to see people out on the streets with their fireworks and their families and their food and their fun. I mean, it was incredible and I'd like to compliment Station 34. We had a safe party in Haysville. We had no fires and no one hurt and no property damage within the city limits of Haysville and fireworks are legal there. So, I think that's pretty admirable. And one thing I think has come out of that is that people now don't go out into the rural areas and shoot them off into the wheat fields and stubble fields because they can do it safely in their neighborhood and I think that maybe has cut down on the fires out in the rural areas, because they're not sneaking out to do it. But a great celebration, a great parade and a good time in Haysville and I hope everyone had that kind of time.

And finally, I heard from Annette Graham today and I just wanted to let the Commissioners know that there's been some changes in the urban density boundaries of the rural cities and it's going to effect our rural transportation, that we get some money from the state on. And it looks like that Derby, Mulvane, Haysville, Valley Center, Park City, Bel Aire, Andover are all going to be taken out of rural transportation and try to be put into the metro area, which would be covered by the MTA. I don't know how this is going to shake out but this could have some huge implications to those communities if the money is not there to get older people to their dialysis and to their doctor's appointments and to just provide good transportation to disabled and the aged population.

It's an issue I think we're going to have to take a stand on here soon and I wanted to tip you off that Annette will be coming around and talking about that. And I wanted to let the public know that some of those changes are going to effect small towns and rural areas of how they get transportation into the inner-city. I would hope that maybe the MTA could provide some of those services but I think it's a stretch to think that Wichita will provide services to Mulvane and Valley Center. They're not even contiguous with their boundaries so I think it would be hard to get a bus out there."

Chairman Sciortino said, "Despite the city's best efforts, they're not contiguous to their boundaries."

Commissioner Norton said, "I just think that it's an issue that we . . . I wanted to tip you off that Annette is coming around. She's going to have a very short window to work this and the monies could dry up real quick for those transportation areas and I think that's very sad. That's all I had."

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

Commissioner Gwin said, "Thank you. I don't know Carolyn, if you're going to talk about the U.S. Women's Open or not but just a brief . . . I was not able to go but was able to catch it . . . you

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know, check the TV to see how it looked and my congratulations to the folks in Hutchinson and all those folks who made that possible. It looked really beautiful and to those of you that went, I'm sure it was even a more extraordinary event. But congratulations to them on looking so good and making our part of the country look so good.

Upcoming this weekend for me is a sister cities event. I think a number of you have been involved in sister cities over the years, and this is one that I'm looking forward to attending. Not going out of town, just a celebration in town and the opportunity for some folks who don't belong to that organization to become a part of it. So, that's where I will be spending some of my time."

Chairman Sciortino said, "I never knew you were French."

Commissioner Gwin said, "I just speak it. Thank you, Mr. Chairman."

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

Commissioner Winters said, "Thank you. Well, just a follow up with Commissioner Norton. I agree that this holiday weekend was really great. I spent a part of the Fourth of July out at Viola. The city bought fried chicken and everybody else brought pot luck and so it was a great evening in Viola. And there were a number, just driving around town, a number of families you could tell that were gathered together. It was very good.

Then Saturday we were out to celebrate the Fourth at Mount Hope. They have a celebration, parade, fair going on at the park and so it was a great day.

Tonight, we've all got, those that are interested, the Eagles are at the Coliseum. So, we think our Coliseum continues to attract quality performances from entertainers and tonight is going to be a good one. As was mentioned earlier, the fair starts out at Cheney this afternoon, this evening. The parade is Thursday evening if anybody wants to be in a small town parade or see a small town parade, that will be a great one. It will have a lot of folks, a lot of participants in the parade.

I'm just going to make a quick comment about this discussion time we have at the end of our meetings. I had two people this weekend, as I was out and about, say how much they appreciated it.

They didn't know we did that much stuff outside the office. I think it is interesting that we take an opportunity to share with some of the viewers what we are actually doing over the week."

Chairman Sciortino said, "We owe that all to Commissioner Norton."

Commissioner Winters said, "We owe that to Commissioner Norton."

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Commissioner Norton said, "Well, I was just a catalyst but you know you guys were already doing that stuff."

Chairman Sciortino said, "Not as much."

Commissioner Norton said, "Now we just talk . . ."

Chairman Sciortino said, "You've already had your time. Can we have our time?"

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

Chairman Sciortino said, "Just to follow quickly and then Commissioner McGinn, I want to hear from you. It's a double-edged sword. Since we've been doing it I've gotten phone calls saying 'Hey, I didn't know, could you come too'. But anyway, Commissioner McGinn."

Commissioner McGinn said, "Thank you. I too am going to try to make the County Fair. It's a great event. It's certainly a different event for people, if you haven't been out there, to go to. There's lots of different things to look at that you don't normally see in the city. So, I encourage people to go out there as well.

I just want to make a couple of other comments that Commissioner Gwin started and that has to do with I want to congratulate the citizens of Hutchinson, Kansas but also the surrounding communities. I know even some of our employees here at Sedgwick County volunteered to make that happen. They had over 2,000 volunteers and what was interesting is you had to pay to be a volunteer. Those people wanted to be there and they did an excellent job, superb job. And that speaks very well for Hutchinson and our whole entire state. I haven't seen the tape yet, but I heard there were lots of compliments about the crowd, their excitement, the hospitality of all the folks that were there. So, I hope that that is something that perhaps maybe the rest of the nation found out. We do have some good golf courses and we have great hospitality and good folks here to greet them and share what we're all about. So, I was out there a few days. It was a great event. I did notice that I didn't think the ladies challenged themselves enough. They hit it in the short grass. Mine never goes there and so . . ."

Commissioner Norton said, "You always look for a challenge, right."

Commissioner McGinn said, "There you go. But they're great golfers, it was fun. So, thank you."

Chairman Sciortino said, "Thank you. Well, I have to say, I went up Sunday to watch the last day and I got the opportunity to escort Donna Caponi, who just joined the Hall of Fame in 2001, elegant

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lady, classy. It was a tough job to have to escort her and have to spend the entire day with her and then bring her back but I did it because I'm a dedicated public servant. You've seen those commercials on television, they'll show some of the lady pros, 'she swings like a girl'. All I can say is I wish to heaven I could swing like a girl.

Okay, I've got to talk about two things real quickly. The Fourth of July, it was great in Derby. I publicly want to compliment Mayor Stanrich and the entire board of city council. This year, because of opening up their fireworks displays, they underwrote the cost of the fireworks and what have you, were able to add more money to it. It was probably the best Derby has ever had. I heard nothing but positive compliments on it. Again, the 9/11 and then we had Sergeant Moggins that had died in Afghanistan and the Burnhams that were close by and it was dedicated to them. It was great.

Okay, this is a tomato and in keeping with . . . Did everybody see my tomato? Okay. Commissioner Norton and I, over at the Forensic Center, they were doing some landscaping volunteer work and I got out there and helped a little bit and so did Tim and I said, 'Could I put in a few tomato plants' and they've now got a scarecrow up there to keep the bugs away but this is the first tomato out of one of the four plants and I intend to slice that up and put some onions on it and have a tomato salad with our first Sciortino's Auxiliary Tomato Garden at the Forensic Center. That's it.

Now I think we have one other real item to come before the 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 legal advice and that the Board of County Commissioners return from Executive Session no sooner than 10:24 a.m.

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, “Thank you. We are now recessed into Executive Session.”

The Board of Sedgwick County Commissioners recessed into Executive Session at 9:55 a.m. and returned at 10:58 a.m.

Chairman Sciortino said, “We’re back from Executive Session. Let the record show that there was no binding action taken. Is there any further business to come before this Board at this time? I don’t see that there is any, so this meeting is now adjourned.”

I. ADJOURNMENT

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There being no other business to come before the Board, the Meeting was adjourned at a.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
Fourth District

ATTEST:

Don Brace, County Clerk

APPROVED:

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_____, 2002