

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

October 23, 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, October 23, 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. William P. Buchanan, County Manager; Mr. Ed Randels, Assistant County Counselor; Mr. Dale Miller, Chief Planner, Metropolitan Area Planning Department (MAPD); Mr. Mike Lindebak, Director, MAPD; Mr. Jamsheed Mehta, Chief Planner, MAPD; Mr. Richard Vogt, Chief Technology Officer, Division of Information and Operations; Mr. John Nath, Director, Kansas Coliseum; Mr. Joe Norton, Gilmore & Bell P.C., Bond Counsel; Mr. Brad Snapp, Housing Director, Housing Office; Ms. Irene Hart, Director, Division of Community Development; Mr. Chris Chronis, Chief Financial Officer, Division of Finance; Ms. Pamela Martin, Director of Clinical Services, Health Department; Mr. Mark Masterson, Director, Department of Corrections; Ms. Kathy Sexton, Chief Information Officer, Division of Information and Operations; Mr. David Spears, Director, Bureau of Public Works; Ms. Iris Baker, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Ms. Wanda McDaniels, President, National Association for the Advancement of Colored People (NAACP).

Ms. Tammy Fleming, Retirement Counselor, Larksfield Place.

Mr. James Eliot, 4039 S. Tyler, Wichita, Ks.

Ms. Jane Schlickau, MN, RN, ARNP/ CTN, Southwestern College.

INVOCATION

The Invocation was led by Pastor Greg Perkins of Restoration Fellowship.

FLAG SALUTE

ROLL CALL

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

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CONSIDERATION OF MINUTES: Regular Meeting, October 2, 2002

The Clerk reported that all Commissioners were present at the Regular Meeting of October 2, 2002.

Chairman Sciortino said, “Commissioners, I believe you’ve had a chance to review the Minutes of the Meeting of October 2nd. What’s the will of the Board?”

MOTION

Commissioner Gwin moved to approve the Minutes of the Regular Meeting of October 2, 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.

1. PROCLAMATION DECLARING OCTOBER 24, 2002 AS “NAACP DAY.”

Chairman Sciortino said, “I’d like to now read this proclamation into the record if I may.

PROCLAMATION

WHEREAS, the National Association for the Advancement of Colored People (NAACP) was founded in 1909 in New York City by a group of black and white citizens committed to social justice, and has become the nation’s largest and strongest civil rights organization; and

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WHEREAS, the NAACP’s principal objective is to ensure the political, educational, social and economic equality of minority group citizens of United States and eliminate race prejudice; and

WHEREAS, the Wichita Branch NAACP will host the “Freedom Fund Banquet” to recognize the history of the NAACP and celebrate the efforts at the local level;

NOW THEREFORE BE IT RESOLVED, that I, Ben Sciortino, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim October 24, 2002 as

“NAACP DAY”

in Sedgwick County and encourage citizens to recognize the efforts of the NAACP in our community and understand how we can work together to embrace the different cultures in Sedgwick County.

Commissioners, what’s the will of the Board?”

MOTION

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

Chairman Sciortino said, “And I believe the president of the NAACP is here to accept the award. Wanda, hi.”

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Ms. Wanda M. McDaniels, President, NAACP, greeted the Commissioners and said, “I want to thank you for the proclamation. We are indeed glad to close out 82 year chapter. This year we will start our 83 years of being a Wichita branch and we want to invite all of you to come to the Holiday Inn Select Thursday evening at 7:00. The Reverend Gil Ford, who is our regional director, will be our guest speaker and we’re happy to know that Carolyn McGinn will be there with us and just want to say thank you for working with us and helping to bring unity in the community.”

Chairman Sciortino said, “Thank you and just one second. I think we have some comments. Commissioner McGinn.”

Commissioner McGinn said, “Thank you. Thank you, Wanda for being here today, we appreciate it. You said this is the 82nd for Wichita, Kansas.”

Ms. McDaniel said, “We will be closing out our 82nd year of having a branch in Wichita, Kansas.”

Commissioner McGinn said, “I don’t know if you want to share about your future or not.”

Ms. McDaniel said, “I will not be serving as president next year. I am going to be a lobbyist for the State of Kansas for the NAACP and because of health reasons I’m going to be moving back to Topeka where my children, where they say they’re going to help take care of me.”

Chairman Sciortino said, “Now be careful, there’s a long gap between what they say they’re going to do and what they do.”

Commissioner McGinn said, “I just want to say thank you for all that you’ve done in our community. I knew that you were leaving and I didn’t know if you’d announced it yet or not, but I guess you have now.”

Ms. McDaniel said, “I guess I’ve got to go.”

Commissioner McGinn said, “If you go out into many of the African American functions and things like that, I’m sure to see Wanda there and she has certainly worked tirelessly in this community, in all of Wichita and Sedgwick County. Wanda, how many years were you here in Wichita?”

Ms. McDaniels said, “I have been here 19 years.”

Commissioner McGinn said, “Nineteen years, okay. And I want to thank you for certainly making a positive difference in our community here. Thank you.”

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Chairman Sciortino said, "Topeka's gain will definitely be our loss, reverend. Thank you. Anything else, Commissioners? Okay, thank you very much, ma'am. Next item please."

2. PROCLAMATION DECLARING NOVEMBER 9, 2002 AS "VETERANS FOUGHT FOR FREEDOM PARADE DAY."

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

PROCLAMATION

WHEREAS, November 11 was first set aside as Armistice Day in 1918, in recognition of the end of the 'war to end all wars' and to remember the sacrifices that men and women made during World War I in order to ensure a lasting peace; and

WHEREAS, Armistice Day was officially declared a national holiday by Congress in 1938 to recognize the struggles of war and the peace that was won; later in 1954 President Eisenhower signed the bill to change Armistice Day to Veteran's Day, making it an occasion to honor those who have served America in ALL wars; and

WHEREAS, Americans still give thanks for freedom and peace on Veteran's Day and remember the men and women in our armed forces who have fought and died in wars to preserve freedom and peace for America; and

WHEREAS, a parade is a fine way to show veterans and active duty personnel how much we appreciate the sacrifices they have made and continue to make for our country; and

WHEREAS, to honor veterans a parade will be held on Saturday, November 9, with the theme "Veterans Fought for Freedom".

NOW THEREFORE BE IT RESOLVED, that I, Ben Sciortino, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim November 9, 2002 as

"VETERANS FOUGHT FOR FREEDOM PARADE DAY"

to honor America's veterans for their patriotism, love of country and willingness to serve and sacrifice for the common good.

Commissioners, what's the will of the Board on this proclamation please?"

MOTION

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

Chairman Sciortino said, "Thank you."

Ms. Tammy Fleming, Retirement Counselor, Larksfield Place, greeted the Commissioners and said, "I'm chairing the parade this year. Thank you for your support in helping us honor our veterans and we invite your families to come down and honor our veterans. Thank you."

Chairman Sciortino said, "Thank you. Commissioners, I had occasion to be in Derby last night to make . . . well, it had nothing to do with what I want to talk about, but I was at Derby at the city council meeting and they were honoring some Korean War veterans there. You know, it just gives you a little twinge when you see three or four people that look just like your neighbors and they've got a little . . . well, I can appreciate that they have a little less hair and maybe it's gray and they just look like just somebody's grandfather and you didn't realize that these men were in harms way, some of them didn't come back, some of them had to do something that they wouldn't do in civilian life just to protect the freedoms we have. It just gives you a little twinge, so if you see a veteran, I don't know, why don't you just walk up to the fellow and say thanks. I think he might appreciate that. That's all I had to say. Commissioner Winters, you had something to say. You were in World War I or World War II?"

Commissioner Winters said, "No. Last year we had got together with several City Council members and school board members and some of us and walked in the parade. I don't know who

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really got that together and whether we want to think about doing that again, but at least that's a thought. I thought it was a good group of community folks in the parade."

Chairman Sciortino said, "I'm always struck . . . I think I'd be happy to join you with that. What I'm struck with these fellows and ladies, and this one gentleman had some old photos of him in World War II and he had his jacket and some of the medals and what have you. But they're so humble about it. They don't brag. As a matter of fact they won't talk about it unless you kind of try to generate some comments out of them. And it's just, given what's going on right now, pretty neat that these people fought and died for us and I think, like I said, just a simple thank you is probably all they're expecting. So, thank you very much for that.

So, are we done with this one? Next item please."

PLANNING DEPARTMENT

B. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).

- 1. CASE NUMBER ZON2002-00053 – ZONE CHANGE FROM “SF-20” SINGLE-FAMILY RESIDENTIAL TO “OW” OFFICE WAREHOUSE, GENERALLY LOCATED SOUTHWEST OF THE 53RD STREET NORTH AND MERIDIAN AVENUE INTERSECTION. DISTRICT #4.**

POWERPOINT PRESENTATION

Mr. Dale Miller, Chief Planner, Metropolitan Area Planning Department, greeted the Commissioners and said, "As indicated, this is a request for Office Warehouse zoning. The application area is the area outlined in black here. It's located approximately three-quarters of a mile west of Meridian, on the south side of 53rd. The current area that you see surrounding that area is zoned 'SF-20', as is the site today and the property to the north is all zoned 'SF-20'. This would be the Big Ditch over here. The applicant for the 'OW' zoning today owns all the land around on the south and the east and the west of the property as well.

An aerial, as you can see it's vacant today. There is a newly built horse barn further to the west here and then you can see an older, large lot subdivision that's in place. There's an old motel and nightclub located along here as well, but most of these are large-lot residential properties.

You see the land use guide representation for it being low-density residential. View of the area looking south across the application area. That is the Moorings off in the distance there. These are

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homes that are located on the north side of 53rd, on the large lot residential, plus the motel area. Looking west at the application area, east.

Staff is supportive of the application. The Planning Commission recommended approval unanimously. There is a protective overlay that is included with it that has seven conditions. It's my understanding that the applicant is agreeable to all of those conditions and there's an agent here, should you have questions for him. I'd be happy to try to answer any questions, if I can."

Chairman Sciortino said, "Dale, I don't see that there are any. It's also, in the backup, there was absolutely no protests reported or what have you. I don't see that we have any questions of you right now. As is our policy, while it's not a requirement, we will open this up if there's any comment for or against this item, now would be the time to address us at the podium. Okay, I'll reserve all further comment from the Bench. Commissioner Winters."

Commissioner Winters said, "Yes, Dale, do you know what the applicant intends on doing with this property."

Mr. Miller said, "It is my understanding that he feels that there's a market with the residential uses, particularly to the south, that they need room to store their boats and RVs and so he wants to develop an RV storage primarily."

Commissioner Winters said, "Thanks."

Chairman Sciortino said, "Commissioners, any other comments? What is the will of the Board on this item?"

MOTION

Commissioner McGinn moved to approve zone change subject to platting within one year and Protective Overlay #116, direct staff to prepare an appropriate resolution after the plat is approved, and authorize the Chairman to sign the resolution.

Commissioner Gwin 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. Next item.”

- 2. CASE NUMBER ZON2002-00054 – ZONE CHANGE FROM “SF-20” SINGLE-FAMILY RESIDENTIAL TO “GC” GENERAL COMMERCIAL, GENERALLY LOCATED SOUTH OF MACARTHUR AND WEST OF TYLER (87TH STREET WEST). DISTRICT #2.**

POWERPOINT PRESENTATION

Mr. Miller said, “This is a very similar request, in that the intended use is the same use of RV and boat storage. However, in this case, instead of asking for ‘OW’ they’re asking for ‘GC’, primarily because in the first case that applicant was intending on building completely enclosed buildings to have the equipment stored in. In this case, the applicant is talking about constructing shed-type buildings, so that there would be one side open. And under the code that would not be fully enclosed so it would be counted as outside storage. And so that’s why we’re asking for the ‘GC’ on this particular request.

Also, when we get to the Com Plan map, you’ll see that this area is indicated by the Sedgwick County land use map as being appropriate for industrial uses and so that was the other consideration. But as you can see the property is located here. It’s a little bit west of 87th and just south of MacArthur. Aerial, it is a portion of a larger ownership that the applicant owns. This is the applicant’s home. He lives here and he intends to develop this for the storage use. As you can see, there are other homes in the area. There are some agricultural uses. The property to the north is owned by the Airport Authority, as I understand it, and it is used for agricultural purposes.

And here you can see that the recommended land use map shows this larger area as being appropriate for industrial uses. Looking at the site from the section-line road looking south, west, east, northwest and north and northeast.

The Planning Commission reviewed this case, recommended approval unanimously, subject to platting within one year. No one spoke at the Planning Commission, other than the applicant. We have not received any protest and with that I would try to answer any questions. The applicant is

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here today, if you have questions.”

Chairman Sciortino said, “I don’t see that we have any right now and also, in keeping with our policy, is anyone here in the audience that would feel the need to speak up for or against this item, feel free to come before us now. Okay, I’ll reserve comments just to the Bench. Commissioners, any comments on this one?”

Commissioner Winters said, “Yes, I think I have a comment. I think I’d like to ask the applicant a question if I could.”

Chairman Sciortino said, “Would the applicant please come forward and if you would just state your name for the record sir, please.”

Commissioner Winters said, “You know, I think I’m going to be supportive of this. This is not in my district. It’s in Tim’s district but just to the west of here is and you know, MacArthur Road is kind of an interesting stretch. It has . . . just to the west of you there’s the commercial at Mid-Continent Industrial Park, there’s a restaurant along there. But really MacArthur Road is a pretty nice drive. The neighborhoods are pretty neat, the houses are nice and we’re real fortunate that, in some parts of the County you drive down stretches and it’s not very nice. So I guess I would just maybe like to hear you describe a little bit about what you’re going to do and I’m certainly hopeful that a project that’s going to be right out in the front is going to be nicely done. So, could you just comment a little bit about what your intentions are and I know . . . I think I can picture your house and you’ve got a pretty nice place too. So, I guess I’d just like your comments about what you want to try to make this look like.”

Mr. James Elliot, Applicant, 4039 S. Tyler, Wichita, Ks., said, “Well, when I moved there it was a wheat field. Since then, I probably planted over 2,000 trees so I’m not going to . . . I’m going to move a few of them but it will be trees on the north side, from MacArthur looking south. So, unless you’re right in front of it, you’re not going to see it at all and I’m going to have wrought iron fencing along the front and I’m planning on having mainly enclosed storage but it will have the trees in front also.”

Commissioner Winters said, “Well, I just know that almost any project that someone intends to do, you can do it two ways. One, making it look pretty nice and one letting it look pretty junky.”

Mr. Elliot said, “And I plan on living there from now on, so I’m going to keep it nice.”

Commissioner Winters said, “Okay. That works for me.”

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Commissioner Norton said, "I think it's a plus that he lives right next door to it and he doesn't want to hurt his property values.

How close to the frontage on the street is it? Is it set back a ways? It looked like maybe you had the ability to put it back a ways."

Mr. Elliot said, "I'm going to see what kind of setbacks you guys tell me to do, but the first building I'm going to have probably 300 foot south of MacArthur, running parallel to MacArthur."

Commissioner Norton said, "That's a pretty nice setback and with the topography out there and the trees, it does kind of slant down from the road. So I don't think it's going to be intrusive. I mean, it could be, like Tom said."

Mr. Elliot said, "I've got 25 foot pine trees clear across MacArthur and I'll probably move out every other one, just so people can see it but there will still be plenty of trees there."

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

Chairman Sciortino said, "Okay, all right. Sir, I don't think that we have any other comments. So let me just ask what the will of the Board is on this item?"

MOTION

Commissioner Norton moved to approve the zone change subject to platting within one year, direct staff to prepare the appropriate resolution after the plat is approved, and authorize the Chairman to sign the resolution.

Commissioner Winters 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, "Thank you. Next item please."

3. MAPD MONTHLY REPORT.

Mr. Mike Lindebak, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, "And this is my first opportunity to make a presentation to you."

Chairman Sciortino said, "We wanted you to retire on a high note."

Mr. Lindebak said, "That's right. I think you all received copies of our monthly report. The monthly report does provide a summary of activities. The activities include the administrative section, as well as current plans and land use research and transportation. And I think probably the most significant statistic that's in here, there are a lot of statistics, but the one I think is most significant is that in September 62 new cases were filed and this compares to 38 a year ago. There still continues to be a lot of activity in our community and county and I just wanted to highlight that particular statistic. If there are any other questions, I would try to attempt to answer them at this time, but if not, we'll be able to get you a written answer before your next meeting."

Chairman Sciortino said, "All right, thank you. I don't see that we . . . Did you have something, Commissioner?"

Commissioner Norton said, "Well, just one thing. I noticed that the City has put a moratorium on the Delano neighborhood building and everything. Can you describe that or do you have information on that, Mike?"

Mr. Lindebak said, "I can give you a brief description. There are some design guides, as well as some other uses that are being considered to be restrictive in that area and basically, as people . . . the moratorium primarily was regarding signage and myself and the superintendent of Central

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Inspection have been reviewing requests that have come in and I believe in September and now in October, we probably have approved maybe four different activities in that area. So, really I think you're seeing people continuing to do the types of things that they've always done. The only thing is the fashion in which some of them have been done in the past, or just being reviewed and considered and all of this will then be taken forward to the City Council to look at the overlay district, as well as any design guides that might be considered appropriate for the area."

Commissioner Norton said, "Well, I had just read some information on that recently and it seemed like that could slow up develop over there but it also makes sure that the development is what is going to be conducive with the overall revitalization plan. So, I just thought it would be good to have some information on that."

Chairman Sciortino said, "Thank you. Commissioners, any further comments on this? What's the will of the Board on this item?"

MOTION

Commissioner Norton moved to receive and file.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Sciortino said, "Thanks, Mike. Next item please."

DEFERRED ITEMS

C. MAPD

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**1. PRESENTATION REGARDING APPLICATION FOR A
TRANSPORTATION ENHANCEMENT PROJECT TO KANSAS
DEPARTMENT OF TRANSPORTATION.**

POWERPOINT PRESENTATION

Mr. Jamsheed Mehta, Chief Planner, Metropolitan Area Planning Department, greeted the Commissioners and said, "I have two items before you, the first one being an application to KDOT for federal funding to build a bike path, a pedestrian bicycle trail on Pawnee from Woodlawn to Rock. This is an application that you approved last week. This is just a presentation that was deferred and for your information.

The Enhancement program is a category within the federal ISTEA and TEA-21 legislation. Federal funds are administered by the state and this was also subjected to the fact that reauthorization of TEA-21, we'll just call it Next-T for right now, in 2003 when this bill expires. And if they do approve and maintain the TE, the Enhancement program, then this application will go a long ways, along with a lot of other city and other smaller city applications as well.

Our anticipation is that, statewide, there'll be anything between \$14,000,000 to \$20,000,000 available. This being a discretionary funded program, KDOT selects it, so there's no guarantee this is approved. In fact, the particular project on Pawnee was submitted twice before. It has been approved, but it did not stack up, in terms of the other projects statewide. Our hope is maybe they'll see the light this time.

Enhancement categories, you can have a project under any of these three, historic preservation of transportation infrastructure, that could mean historic preservation of transportation museum for example. Scenic and environmentally really includes landscaping along certain transportation byways and then pedestrian and bicycle trails, which is mostly the kind of applications that we submit.

To give you a feel for the applications going out this year, and just to see its relationship to the existing transportation linkages, number one, as it opens up over there is the landscaping as the bike path called K-96 enters Grove Park and item number two is the extension of the K-96 trail from Grove Park to McAdams Park. And with that connections, if that's possible, you'll see the

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continuity of the Sedgwick County bike trail along K-96, which turns into the City of Wichita's already constructed K-96 path up to Grove, connecting it to I-135 and it terminates at this time near Pawnee. So that's quite a long ways for a continuous system.

Then item number three is the connection of where we left off south end of I-135 and it goes through Planeview Park and connects to the Kansas Turnpike or the Gypsum Creek Trail. If that connection occurs, you'll be having continuity of going then all the way to where is Towne East near Eastborough. So that takes us to the fourth project I want to identify here. The fourth project is the historic Midtown Railroad Abandonment project. When the UP Railroad abandoned that section, we did not rail-bank it at that point in time. However, with the new efforts undergoing right now through the Historic Midtown Association and they're trying to revitalize the area, in fact there's a neighborhood plan that's underway. Since this is an application for years 2004 and 2005, and that plan is not complete yet, but we think it's good timing so that we can put that application in for those years.

What that would do is allow the connection of the Historic Midtown residences to link up to what is today mostly the abandoned railroad trail and connect to Central Street, just right outside of this County building, which in turn then ties into the rest of the bike path system along the Arkansas River. It also has connections to four schools, including the North High School on 13th Street.

Now to the project that Sedgwick County is sponsoring, that's item number five here. It connects the turnpike trail, between Woodlawn and Rock Road. The City of Wichita has already built approximately three miles, along the arterial streets on Pawnee and on Webb Road, up to Harry, and then on Harry Street from Webb to Greenwich Road. So as you can see, we can anticipate in the next few years we'll be thinking of how to connect this location from here to about two and a half, three miles further north to have a continuous loop and the missing link is just this one mile on Pawnee, on the south side is the McConnell Air Base and part of Cessna property. On the north side is also Cessna property and this being an overlay district, we don't anticipate any major changes in land use because of the air force base overlay district. That's in that location, so it should be an ideal connection for a bike path.

Just to give you an inset of that pathway, here is the Turnpike, the blue line is the already built Gypsum Creek trail. Here we are near Woodlawn Road, as we'll go about a quarter mile south, across to Rock Road for one mile and link up to the City of Wichita's blue line on the east side of Rock Road.

We went through an intensive application and public involvement process. We are, at this point, through with everything we've done, including this last presentation and in about a week or so we'll be submitting this application, along with a lot of other City of Wichita's and there's also City of Mulvane project to KDOT. Expect to hear back from them sometime in the late spring of next year. Commissioners, if you have any questions, I'll be willing to answer them."

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Chairman Sciortino said, "I think we do. Commissioner McGinn."

Commissioner McGinn said, "Jamsheed, could you go back to the slide with the map? I'm sorry. The previous map."

Mr. Mehta said, "The larger one?"

Commissioner McGinn said, "Yes. Thank you. Now, the solid red lines, are those bicycle trails completed?"

Mr. Mehta said, "Those are completed pathways or either funded but not quite let yet. They might be letting in the next few months or within next year for sure."

Commissioner McGinn said, "Okay. Well it seems like since I've been on here we've talked about bicycle trails and I keep hearing how we're going to build them and I'm just curious if we're moving down the road, because we can put in these little missing link areas but if there's not a bicycle trail to go to, we're kind of ahead of the game there."

Mr. Mehta said, "Well, there are two things, Commissioner. One is the process, since this is federal funding, it does take a more circuitous route, in terms of processing it through KDOT and then federal highways approval and there are various permitting processes involved. I can tell you that they have a Sedgwick County project on the west side of the Big Ditch. It's Windmill Road and that's under construction right now and this project was approved a couple of years ago about the same time as the bridge connection of the bike path over the floodway and that will be let very shortly by Sedgwick County. It's a joint project . . . It has been let I'm told. Thank you. So it's a joint project between City of Wichita and Sedgwick County. Then City of Wichita is going to take up the project on Zoo Boulevard from this point at the I-235 Interchange and that connects all the way down to Central and that will be let shortly."

Commissioner McGinn said, "Shortly means less than a year? Just curious."

Mr. Mehta said, "Well, that's the hope because there's always some technicality that I'm aware of that has delayed these projects. In the case of K-96, it had to do with permitting from the state Bureau of Water and Parks. Previously, there was some right-of-way issues that certain property owners have assured the City that it would be permissive to have an easement on and then they reneged on that, so we had to find alternates. So there are those kinds of technical reasons why things get held back."

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Commissioner McGinn said, "Okay. You probably do have more challenges in the City then to get some of these things completed."

Mr. Mehta said, "That's correct."

Commissioner McGinn said, "What happened to . . . at one time I remember we talked about 17th rail abandonment. Is that . . . I know this isn't about today, but is that . . . It was going to go out towards the east."

Mr. Mehta said, "Oh, yes, the BNSF trail. We have heard this for the last two years now, over two years now that the BNSF, Burlington Northern would eventually apply for abandonment. That's this dashed blue line, all the way going out to the County line. They have not yet and they are willing to work with Metropolitan Planning. When they do apply for abandonment, there are a couple of choices. Any entity can apply for rail-banking. It doesn't have to be a city or a county. It could be a Rails to Trails conservancy group or a freight operator, a small time railroad operation.

MAPD's position has been the position of City Council at one of their meetings earlier in the spring that when that does happened we will be applying for rail-banking and if that's successful, then we will be working towards a planning study as to how to do that."

Commissioner McGinn said, "Okay. So it just hasn't been abandoned yet."

Mr. Mehta said, "It has not been abandoned yet."

Commissioner McGinn said, "All right, thank you. Thank you, Mr. Chairman."

Chairman Sciortino said, "Thank you. Commissioners, any other questions? David, did you have something you wanted to say?"

Mr. David Spears, County Engineer/ Director, Bureau of Public Works, said, "To also help answer Commissioner McGinn's question, one of the reasons some of these takes so long is because we do try to get federal funds for them or state funds and that takes some time to do that. Like Jamsheed said, it's discretionary funds. Also, a lot of the small cities apply for the funds. You know, we have twenty cities in the County and they can also apply for them. So, in other words, we try to do this and you try to prioritize roads, bridges, bike paths and so we try to use our funds for the roads and

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bridges instead of really building bike paths. We try to get these other funds for that. So that's why sometimes it takes a little longer to get to these."

Commissioner McGinn said, "Well, and I appreciate that but I guess I had heard that we had been receiving some dollars, at least within the city limits of Wichita and I wasn't seeing the paths being built. But I think you kind of addressed it in the fact that you've got a lot more challenges, as far as getting easements and different things like that, so that may slow your process down. Thank you."

Commissioner Norton said, "This money earmarked is pretty tough to spend too, because they have stringent guidelines on . . . I mean, it's like building a mini-road, instead of building just a bike path."

Chairman Sciortino said, "I remember last year, they were talking about the construction and we were lamenting over the requirements for the construction of the bike path were more stringent than some of our roads that we try to build in the County. Did you want to say something else? Did you want to sit up here?"

Mr. Spears said, "No, not at all but just let me tell you that on Windmill Road, on the bike path, we had to put a design speed on the plans."

Commissioner Norton said, "I know in Haysville, we got some of the IS-TEA money and built like a \$400,000 . . . ended up being about two miles but we figured if we'd done it, done it with asphalt and hadn't gone to the . . . I think there's a specification it has to be so many meters and it has to have so much thickness and so many crosswalks and signage and everything, we could have done seven miles if we'd done it ourselves, designed it ourselves with asphalt, but we only got barely two miles because of government regulations. So, it's not an easy process."

Chairman Sciortino said, "Any further questions or comments, David?"

Mr. Spears said, "I doubt if I make any more the rest of the meeting, sir."

Chairman Sciortino said, "Commissioners, any other comments that you'd like to make?"

MOTION

Commissioner Winters moved to receive and file.

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	Aye
Chairman Ben Sciortino	Aye

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

2. PRESENTATION REGARDING A UNIFIED PLANNING WORK PROGRAM FOR FISCAL YEAR 2003.

POWERPOINT PRESENTATION

Mr. Mehta said, “The Unified Planning Work Program is a product of the MPO, the Metropolitan Planning Organization. In this community the Metropolitan Area Planning Commission is the designated MPO. The MPO is charged with identifying the plan and the program, and all the processes that are involved when you’re dealing with federally funded transportation planning. And this one document identifies what we plan on doing for this year and a little bit of what we plan on doing for the next couple of years as well. It also focuses on how we receive those funds and what those funds will be used for.

The major categories in the Unified Planning Work Program include the administration and support of the program, comprehensive planning, long-range and short-range planning, and by that I mean system level planning at the policy level, system-wide, that’s County-wide at this time, short-range planning, meaning the project-level planning, that would be large projects as well, transit operations planning, which is an exclusive fund for Wichita Transit, being the only major provider in town these days, and the Transportation Improvement Program, in which even Sedgwick County projects, if they have any federal funds, if it’s a reasonably significant project, has to be in that program.

Now, there are a lot of projects that are recurring projects. We do that and they are process oriented. There’s a lot of paperwork that goes on behind the scenes. I will only highlight for you, unless you have specific questions, the major work activities at this time.

Developing a method to rank the projects has to do with the fact that Sedgwick County has its CIP program, as does the City of Wichita. What tends to happen, and that happens rarely but if it does

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it's quite a situation when we have the two governing bodies, or more than two governing bodies in some cases, applying for the same federal dollar and the Metropolitan Planning Commission, as the MPO, has the final say in determining which project has to be chosen for which year. If we have a ranking system at the MPO level, then that does away with this conflicting situation if it does arise. So this is a method of ranking projects based on a scientific and qualitative and quantitative criteria.

Preparing a public involvement program, something that's also mandated by federal highway and federal transit. We have an exceptionally good public involvement process when it comes to significant projects like the Northwest Bypass or the long-range transportation plan. In fact, it's extensive public involvement, but what about the day-to-day transportation improvement programs and clarifications on maps and changes in plans? We need to have a process that opens it up to the community.

The third bullet down is the review and recommendation of the MPO structure. This has to do with the fact that Sedgwick County was and has been the MPO's boundary so far all the way since the mid-1960s all the way up to this last census and with the census results now, the urbanized area is now way beyond . . . Not way beyond, but a little beyond Sedgwick County's limits. The MAPC's membership comprises of city and county appointees. There's nobody representing, for example, that part of Butler County which is now in the census bureau's urbanized area or that part of Sumner County which is also in that same urbanized area. For that representation to be on the MPO, in order to do that, we have to revisit and ask ourselves is the representation appropriate at this time or not.

The second thing has to do with a federal regulation that is encouraging but does not insist on it at this time, the use of elected officials as members of the final MPO action versus appointees, which we have at this time. We've established a committee. We are working with both City of Wichita, Sedgwick County, state and federal highway officials trying to review this and see what our options are.

We'll be revising the urban area and the planning area boundaries, revising the functional classification system map and then preparing for the 2030 Transportation and Comprehensive Plan, which means first we start with our population and employment forecasts and find out how much will we grow and then look at our demand on our transportation systems.

Along those lines, we'll identify land use growth scenarios, what's the trend, measure the impacts on the transportation system, update the pathways map, update a congestion management system and other mandated programs similar to the Transportation Improvement Program. Traffic forecast, in assisting KDOT for the Northwest Bypass.

And Commissioners, the last bullet here on this page, coordinate south area transportation study,

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this has been a two-year effort. At this point in time, in fact when you approved the Unified Work Program last week, in that we also secured a little less than a million, \$971, 000 of federal funds for a planning study. We've been waiting for funds to be available to us to kick off that study. We are at that point where we'll be signing up an agreement with the state and kick off that review for the south area study. It started out as a southeast transportation planning study and then we made it a much larger issue. We might as well study the entire southern quadrant at the same time.

A few more activities, and I just mentioned a little bit of this already, BNSF Rails to Trails study, as soon as we get an indication that there's rail abandonment occurring, we'll be initiating the rail study, the trail planning study. Likewise, the CKR Railroad, Sedgwick County has rail-banked one mile and the City of Wichita has rail-banked three, so we've got four miles already. We anticipate a few more miles of rail-banking on the CKR line to go a few miles west of the City of Goddard and then next year's program includes doing a planning study of what are we going to do with this preserved railroad corridor, what are our options there.

Final bullet has to do with assisting city and county on evaluating federally funded projects. So that, Commissioners, all I have is two spreadsheets to share with you. These identify total funding distributed to the MAPD, using federal funds, \$740,000. The local match to claim that federal fund is the 20%, or \$185,000.

In addition, we've also got the south area transportation study, \$971,000 and we are not paying a local match for that. That comes from KDOT. We made an arrangement that the state pay the soft match into it and it will not cost us a penny to do the study.

That's just a distribution of those funds by the six or seven categories I mentioned earlier, \$740,000 federal funds go towards paying almost a third of the Planning Department's salaries and other expenses, to run the Planning Department and go a long ways towards a lot of studies that we anticipate in the next year. That's all I have in terms of a presentation. Glad to answer any questions."

Chairman Sciortino said, "I believe we do have a few here. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. On that CKT rail abandonment, you said something about west of Goddard. We're not pursuing that, are we?"

Mr. Mehta said, "The City of Goddard has yet not made a final determination on it but they plan on voting on it any time between now and they have up to the middle of January. They asked for an extension from the surface transportation board in Washington. So they will decide between now and middle of January whether to rail-bank that section from 167th Street, which is east of Goddard,

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to 231st Street, which is a couple of miles west of Goddard.”

Commissioner McGinn said, “So the City of Wichita is just pursuing up to 167th.”

Mr. Mehta said, “That’s correct.”

Commissioner McGinn said, “Okay. And then from there it’s up to Goddard.”

Mr. Mehta said, “That’s right.”

Commissioner McGinn said, “Okay, thank you.”

Chairman Sciortino said, “Commissioners, any other comments? Jamsheed, let me just address again a little bit about the south area transportation study because I know this is something that’s very important to me and I know Tim also and we’ve been, as you know, dealing with this for quite a long time and in the beginning there was no interest whatsoever from KDOT to support it and we were going out begging for a few dollars here and a few dollars here. But wasn’t there a commitment from the turnpike authority for some monies and is that in addition to the 941 or is that inclusive of?”

Mr. Mehta said, “As soon as we realized that we have \$971,000 when in fact we hadn’t asked for as much earlier, we only identified 971 at this time. We always have the reserve to tap into if ever the project scope was expanded. We have commitments of \$100,000 from the Kansas Turnpike Authority and the state, which has also committed \$100,000 in cash at one point when we agreed to take their soft match instead, it’s called a Kansas Toll Credit, which the state accumulates for having the turnpike in our state and they can use that as a match for federal funds. So it works out to our benefit to use state toll credits and reserve \$100,000 from the turnpike if you ever need it.”

Chairman Sciortino said, “Okay. So now, with the monies being approved, where do we go from here? Like when would some . . . Because at one time I was real intimately involved in it and I knew the names of the different studies that we had to do, as far as determining the path and there was a lot of dialogue between Haysville and Derby and Mulvane as to how far south or where it would go. But now that there’s monies available, what is the next step?”

Mr. Mehta said, “Step number one is to have an agreement with the state as to how we will handle

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the funding of it, because state expects the Planning Department to administer this project. Their commitment of \$100,000 in soft match does not imply it's their project or they are pushing it. In fact, they made it a point for everybody to realize this is not a state sponsored project, but they are being partners with us on this project.

We will have to reconvene the group of stakeholders, and Commissioner, you were the chair of that group. We will identify what will be the scope of that study, then launch the requests for proposals and review the bids, select the consultant and then, from there on, it will be the consultant running the show for the most part, with of course answerable to you and to us.

It would be then the state, the turnpike, all the cities in question as well as Haysville, Derby, Mulvane, Wichita and Sedgwick County and then we can expand our partnerships. I would expect there would be a task force and steering committee, because that's pretty much standard practice when you have large area projects such as the Northwest Bypass in the past."

Chairman Sciortino said, "Well, I'm just ecstatic to see that we're maybe finally making some movement here, because Tim and I were talking . . . well, I think just yesterday. Go ahead, Commissioner Norton. You had something to say."

Commissioner Norton said, "Well, I just think it's exciting. I just finished up this economic development committee and chaired the infrastructure part of it and one of the things we talked about was transportation and then, more specifically, we talked about the south loop and how that fit in with tying into the Northwest Bypass and tying in the K-96 and all of those things. So I think it's exciting that we're moving forward to at least study it, put some figures together and decide whether it's feasible. Now, I think all of us . . . Ben and I certainly believe that it's very feasible and it's needed and it's going to push economic development on the south side, much like it did K-96. And some people will say that's bad, that it creates sprawl but I believe it will bring great economic decision making, things that we'll have to do on the south side, so I'm very supportive of it and I'm glad that we're getting briefed on it. Keep us apprised of this, Jamsheed. I think it's so important to the south side and you know Ben and I will be very big supporters, I'm sure, of the whole project. That's all I have."

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

Commissioner Winters said, "Thank you. Jamsheed, the MPO, the Metropolitan Planning Organization and the group thinking about how we're going to include part of Butler County and the Andover area and Mulvane, when do you expect them to come with some kind of recommendations to the City Council and the County Commission?"

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Mr. Mehta said, “Commissioners, the group we’ve assembled right now is at the staff level. Of course it’s also got two representatives from the MPO as well sitting in. I would expect in the next couple of months to wrap up whatever we need, in terms of information from the state, from KDOT, what their position is, go back to the planning commission and then from there to the two respective governing bodies, City of Wichita and Sedgwick County because it’s ultimately these two governing bodies in fact which designated the MAPC to serve for transportation planning purposes and it will be ultimately your decision. I would say in the next couple of months we should have a better feel for what the state’s position is and then see what kind of alternatives or options we can present to you.”

Commissioner Winters said, “Who are the Sedgwick County staff people that are going to be dealing with that?”

Mr. Mehta said, “You have David Spears and Irene Hart.”

Commissioner Winters said, “Okay.”

Mr. Mehta said, “I believe Kathy Sexton had attended one of the first meetings as well.”

Commissioner Winters said, “Okay. Last questions, if this urbanized area is expanded, will there be more funds in the urbanized area or is the urbanized area going to get expanded and just more people will be competing for the same amount of funds?”

Mr. Mehta said, “The urbanized area has expanded and it expanded by 25% compared to what came out in the 1990 population within that urbanized area. Even in terms of area it was a 25% increase, but since these funds at the state then have to be split with the other metropolitan planning areas and it has to be split statewide, if other communities have grown equally, then it’s a wash. But what we find out is in the case of Wichita and Sedgwick County, our 25% is much higher growth rate compared to Kansas City’s growth of the urbanized area or Lawrence or Topeka. So there is some increase, we anticipate, if the funding formula includes population, which I believe in the case of planning funds it is and we will get more funds. If the funding formula is based on vehicle miles of travel or the number of registered vehicles in the county, then it does not make a difference.”

Commissioner Winters said, “Well, if we just wanted to say that we wanted to include Andover, Augusta and El Dorado, could we arbitrarily do that and explore whether there’s an advantage in that or not? Or are there set rules in how large . . .?”

Mr. Mehta said, “In the case of Andover, there is no choice. The bureau of the census has

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identified Andover as part of the urbanized area, which is what's triggering this review. It's not a voluntary action on the part of Sedgwick County or MAPC to explore that. In the case of taking it further to El Dorado for example, that is a voluntary action. That will have to do with Butler County and the City of El Dorado to agree to the relationship, because they have to then weigh in the consequences, be part of the MPO process for projects or do what they are doing right now, which is a non-metropolitan area, rural area project selection."

Commissioner Winters said, "Okay. I think that . . . I mean, it's not going to be a simple task, but I think we can come out for something and make it work. It just needs to be as beneficial to as many folks as possible. And again, we just hope we're not cutting the same pie into smaller and smaller slices and hopefully we can put that together."

Jamsheed, I want to thank you for coming back today. I know you were scheduled to be last week but we got a real couple of big issues last week. I think you're doing a good job and so I appreciate your coming back and making these presentations today. Thank you, Mr. Chairman."

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

Commissioner Norton said, "Does not some of this urbanized designation also effect the rural transportation thing that we kind of worried with? I mean, it's kind of one thing or the other. Either you're a rural area that gets rural transportation dollars or you become urbanized and you give up the rural transportation for disabled and seniors and that's been kind of a quandary we've had, I think. Is that not correct?"

Mr. Mehta said, "It could be. There are funds . . . and this has only to do with federal funds, nothing to do with the way state funds are being received in the community. There is a category of funds, I'll just throw in a number, it's called 5311. Department of Aging, Sedgwick County, Butler County and Harvey County use those funds. If at least one trip in, being the origin or the destination point of a provider's trip is in the rural area, which means outside the urbanized area, they are still eligible for that fund. If both trip ends, the origin and the destination are within the urbanized area, then that category of fund is not more available."

Instead, there's another one, it's called 5307 and that category of fund right now is only going exclusively to City of Wichita's Wichita Transit. Well, there will be some competition for 5307 if there's a situation such as having both trip ends in the urbanized area."

Commissioner Norton said, "Well, I think that was part of the debate that if that rural money goes away, then MTA would have to serve . . . Wouldn't have to serve but would be the provider of

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transportation for the Haysville's, Derby's, Mulvane's, Valley Center's and that's pretty much a stretch, based on where they go now and what kind of services they can provide in the intercity, which is the biggest population base. I think it's a stretch to say that they're going to serve south Derby or Valley Center or any of those areas. I think it's quite a quandary we've got here taking care of the rural areas and making sure the City has got their monies."

Chairman Sciortino said, "When you get ready to make what the final recommendations are, I would be interested in knowing what flexibility we have in approving or denying elements of it. I mean, I know there's going to be some that are just mandated and that's it but I want to make sure, like both my colleagues Tim and Tom have mentioned, that we don't think this is great and then all of the sudden there's an unintended consequence and a whole group of seniors are left figuring out how to make the 10-mile trip to get their prescription or what have you. But it would be very, I think, informative for this board when the presentations are made that this is an optional thing that you can vote yes or no on, but this is mandatory and you don't have a choice on it. So, let us know on that.

I don't see that there's any other questions and I guess we can take some action on this item and go forward."

MOTION

Commissioner Winters moved to receive and file.

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

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Chairman Sciortino said, "Thank you. Next item please. Thank you both very much for coming."

D. AGREEMENT WITH CITY OF WICHITA, KANSAS AND RCC CONSULTANTS, INC. (RCC) FOR RCC TO PROVIDE CONSULTING SERVICES RELATED TO WIRELESS DATA INFRASTRUCTURE AND IMPROVEMENTS TO SUPPORT AN AUTOMATED VEHICLE LOCATION SYSTEM.

Mr. Richard Vogt, Chief Technology Officer, Division of Information and Operations, greeted the Commissioners and said, "The contract before you is a first step in a much larger project to bring AVL, or Automated Vehicle Locator technologies to the entire County. Because of the scope of the project and the seamless nature that we need, we've decided to partner with the City of Wichita and Kansas Department of Transportation to come up with a single solution that will fit everybody's needs.

This particular contract is for consulting services. The goal of the consultant is twofold. One is to review the existing capabilities of wireless infrastructure, wireless data infrastructure in the County and the second goal is to provide a recommendation as to which data infrastructure is best suited to deploy AVL or Automated Vehicle Locator technologies. I'm available for any questions."

Chairman Sciortino said, "I'm going to have a question about your tie in a minute but that's not appropriate. Commissioner Winters."

Commissioner Winters said, "Richard, and maybe this isn't even a good question, but is there . . . you say this is the beginning, so like is this the first step of a mile journey, or is this about a third of the way through the process or half way or . . .? I don't know if that's a fair question but where is this in the scheme of the time and the amount that we'll put in this project?"

Mr. Vogt said, "I'd say it's probably the first third or so because what we want to do is find out exactly what technologies, what's the best technology to do this AVL and if we decide that the current 800 megahertz system is the best technology, then maybe we're 75% of the way done and we just have to lay something on top of that, put some software and then put things in the cars and we're done. If the consultant comes back and says, 'No, your best technology is using cell technology' a private thing, that's going to end up being a much bigger part of the project. So that's why we're doing the consulting work first, to find out exactly how far that travel is, how far that

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distance is.”

Commissioner Winters said, “Okay, thank you, good answer.”

Chairman Sciortino said, “Commissioner Norton.”

Commissioner Norton said, “What capabilities and protocols are in the Wichita area right now? I know trucking companies utilize this. Are there other government entities in Wichita that does AVL right now?”

Mr. Vogt said, “No, none that we know of. The city . . . part of the history of this is that the city started off kind of doing their own project. We looked at doing our own little project and that’s why we came together and said, ‘Hey, we’re all going to do this, let’s do it together’. Transit wanted to put some AVL boxes in their buses but they don’t have anything like that right now. There’s nothing out there. One capability, I know of about three things and hopefully the consultants will give us more information but the 800 megahertz system is one, private cell technology, using cell phones or the cell towers would be a second one and there’s a satellite technology and a lot of trucking companies use the satellite technology, which is pretty expensive, but we don’t know exactly. We don’t want to lock anything out at this point and that’s why we’re bringing the consultants in.”

Commissioner Norton said, “Where does all this tie in with the . . . is it called Smart Transportation? What is it, Tom? I think you went out to Portland. Is it Smart Transportation? Where does all that tie . . . Does this tie into that or is it two separate kinds of things?”

Mr. Vogt said, “No, it’s the same thing. Intelligent Transportation Systems, the Kansas Department of Transportation has been prompting us to explore that a lot more than we have in the past and that was part of the trip to Portland to see what they were doing there. AVL would be the first step. We don’t know what the funding is going to look like at the back end, but it would certainly be part of Intelligent Transportation Systems and the one thing that probably would do us the most benefit at this time.

But yeah, there are cameras on the highway, there’s signs, those changeable signs that you see, the incident management, rather large number of things that we saw, centralized dispatch, centralized transportation offices. There’s a lot of things that can be done, but that’s . . . we want to get the AVL part going, up and running and then investigate those later.”

Commissioner Norton said, “This study, will it slow up or impede what we want to do with EMS and vehicle locating? Do we have to wait till the whole study is done and all the recommendations

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for the city and everything is done before we can start making sure that we do the right things with EMS vehicles?”

Mr. Vogt said, “As far as knowing where they’re at, as far as the Automatic Vehicle Location for EMS, yes. We don’t anticipate this taking a very long time, probably April of next year we anticipate the study to be done and then we’ll be able to take those recommendations, take the best one and proceed on to the next step. So, I think we’ll still be moving pretty quickly on that.”

Commissioner Norton said, “Okay. I just wanted to be sure this doesn’t take two years and we really need to do something with the EMS system as quickly as we can. Okay, that’s all I have, Mr. Chair.”

Chairman Sciortino said, “Thank you. I don’t see that there’s any further 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 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 very much. Next item please.”

E. KANSAS COLISEUM MONTHLY REPORT.

POWERPOINT PRESENTATION

Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, “As soon as I can find my report, I’ll get it up there for you. I found it. For the month of September the Coliseum had nearly 26,000 visitors for seven events, 20 individual performances and our net revenues were in

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excess of \$162,000.

Highlights for the month, we had three recurring horse shows with over 62,000 [sic] people in attendance. We had the Kansas Junior Livestock Show, which is one of our favorite events to host.

Mid-America Flea Market, we do ten flea markets a month, or ten flea markets a year, never more than once a month, at select times and we had nearly 3,000 people in attendance at September's event.

We hosted the third annual Kansas Coliseum Invitational Golf Tournament. This is something we do to thank our sponsors and clients for doing business with us every year. Unfortunately, we forgot to arrange for a sunny day, as you can see by the umbrellas. It's a lot of fun. You get a chance to do a lot of networking. We had a few duffers on the course this year, and some special guests too. Then afterwards everybody gets together and again, it's a good opportunity to do some networking. So folks were hungry, as you can see.

Then we finished off the month with a little concert with Cindy Lauper and Cheri. This concert was absolutely spectacular. Cindy Lauper, who opened the show, spent most of the time in the audience, rather than up on the stage and it was quite the event. But Cher was . . . it was amazing. Las Vegas came to Sedgwick County. It was pretty amazing. It was a great show. We had 8,600 people attend that event.

Coming up, the Thunder opened last week but again they play this Friday. We have wrestling coming this Saturday. WSU basketball starts with an exhibition against Emporia State on November 12th. Manheim Steamroller is coming to the Kansas Coliseum, November 30 is the date, Manheim Steamroller, New Age Christmas music, it's wonderful. And we're just getting ready to announce that on December 1st Martina McBride, who is a central Kansas native, is going to do her Christmas show with us on December the 1st. If there's any other questions, I'd be happy to answer them at this time."

Chairman Sciortino said, "Well, I see that Commissioner McGinn, she's probably interested in the Manheim Steamroller."

Commissioner McGinn said, "John, I had an opportunity to go to Cher and it was wonderful performance and I heard other people say that it was like . . . I've never been to a Vegas show, but they said it was of that level and I noticed . . ."

Mr. Nath said, "Not to interrupt, but she left three truckfulls of equipment that we did not use still at the back of the building. That's how big this event is."

Commissioner McGinn said, "Well, and that was the first one, right? Was that the first show of

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her final tour?”

Mr. Nath said, “Oh, no, no. We’re on the second leg of the tour. They’re playing the markets our size. She had already played most of the major markets.”

Commissioner McGinn said, “Okay. I was trying to find out how . . . Wichita, Kansas wasn’t on the tee-shirt and I was trying to find out how . . .”

Mr. Nath said, “They hadn’t made the second tour tee-shirts as yet.”

Commissioner McGinn said, “Okay, okay. So, well I just thought it was great that we had a class act like that come to Wichita, Kansas and it was really done very well and it’s amazing what you can do in the Coliseum.”

Mr. Nath said, “For the Manheim Steamroller event, we’re going to build a complete Christmas village on the floor of the arena. People will be sitting in the village during the performance. It’s going to be on the same level as the Cher in production value. It’s pretty amazing.”

Commissioner McGinn said, “Thank you.”

Chairman Sciortino said, “So you’re not seeing promoters taking a look at our facility and say ‘No thank you, we’ll pass?’”

Mr. Nath said, “Absolutely not, absolutely not.”

Chairman Sciortino said, “Anything else, Commissioners on John’s report? Any more comments on that lovely golf thing that we froze and got soaked on?”

Commissioner McGinn said, “I’m sorry I wasn’t able to make it.”

Chairman Sciortino said, “I’ll bet you are, Carolyn. I really bet you are.”

Commissioner Norton said, “I wouldn’t have miss being with jazz master Betsy there.”

Chairman Sciortino said, “You know what I liked about that. I’d rather be a victim than take responsibility for my own actions and on a day like that, rainy, windy, I’ve got all the reasonable excuses about my silly swing and it just hurts me to have to take responsibility for my own swing and that day I had all the excuses I needed and I felt great about that.”

Mr. Nath said, “We’re glad to be accommodating.”

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Chairman Sciortino said, "Go ahead, Tim."

Commissioner Norton said, "You mentioned the revenues were \$160,000. It would be nice, maybe the next time you're here to give us kind of a capsule-ized summary of the last year by month, again, so that we kind of systemically see what we've done over the year by month, revenues and participation."

Mr. Nath said, "I could certainly do that, Commissioner. Currently, year to date, we are 13% ahead of last year's revenues. We are 4% ahead of last year's events. So we're actually making more money, having a few more shows, but our performances are actually down by 4%. So it's the mix of the events."

Commissioner Norton said, "Would you include that in the next briefing, just kind of give us an update of the whole year, along with the monthly one. Because as we move forward into the first of next year, we're going to have to start making some pretty tough decisions and I think we need to start putting it out to educate the public even more than just the monthly report, kind of what the whole thing looks like."

Mr. Nath said, "Absolutely. I'd be happy to do that."

Chairman Sciortino said, "Okay. I don't see there's any further questions, so what's the will of the Board on John's presentation?"

MOTION

Commissioner Gwin moved to receive and file.

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

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Chairman Sciortino said, “John, as always, thank you very much for your report. Next item please.”

NEW BUSINESS

F. PUBLIC WORKS.

- 1. RESOLUTION CREATING A BENEFIT DISTRICT IN SEDGWICK COUNTY, KANSAS AND AUTHORIZING IMPROVEMENTS THEREIN (HIDDEN ESTATES ADDITION – DRAINAGE).**

POWERPOINT PRESENTATION

Mr. Joe Norton, Bond Counsel, Gilmore & Bell, greeted the Commissioners and said, “For your consideration this morning, we have three action items in the Public Works arena. The first two items are creating new benefit districts and the third is to modify an existing district.

The first item is relating to Hidden Estates drainage project. This is located in an area of the County as depicted on the screen before you, which is just west of the County line with Butler County and between 31st Street South and 39th Street South.

The proposed benefit district, as shown on the map before you, are made up of different sized lots within this proposed road improvement district. Public Works has prepared an estimate of the cost of this improvement project, in which all end costs is \$199,547. There are 20 lots in the proposed benefit district. The petition requests that all of the costs be assessed equally, per lot, even though they’re slightly irregular in size, each would share the burden of the cost of the improvement.

The principal cost per lot would be slightly less than \$10,000 spread over 15 years at 6% interest, a little over \$1,000 per year. Mr. Weber from Public Works is here to address any questions you may have about the project itself or I’ll try to address those financing questions also.”

Chairman Sciortino said, “Okay, I don’t see that there’s any questions on this particular item. So, Commissioners, what’s the will of the Board?”

MOTION

Commissioner Gwin moved to 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. Next item.”

- 2. RESOLUTION CREATING A ROAD IMPROVEMENT BENEFIT DISTRICT IN SEDGWICK COUNTY, KANSAS AND AUTHORIZING IMPROVEMENTS THEREIN (DEER LAKES ESTATES 2ND ADDITION).**

POWERPOINT PRESENTATION

Mr. Norton said, “This resolution again authorizes the creation of a road improvement district in Deer Lakes Estates 2nd Addition. The screen before you indicates the area, which is located west of Oliver and south of 47th Street South.

This is the plat map of the area, substantially similar sized lots. The estimated cost prepared by Public Works for this road improvement project is approximately \$7,424 per lot, with a total cost of \$81,664. Eleven lots in the benefit district, again the 100% petition requests that these improvements be spread equally per lot, which over a period of 15 years at 6% would be about \$764 per month [sic]. Again, we’d try to address any questions you may have. If not, we’d recommend you adopt the resolution creating this benefit district.”

Chairman Sciortino said, “Okay, I don’t see that we have any questions. Commissioners, what’s the will of the Board?”

MOTION

Commissioner Norton moved to adopt the Resolution.

Commissioner Winters 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, "Next item."

Chairman Sciortino left at 10:20 a.m.

- 3. RESOLUTION AMENDING AND SUPPLEMENTING RESOLUTION NO. 83-1999 OF SEDGWICK COUNTY, KANSAS, WHICH DETERMINED THE ADVISABILITY OF AND AUTHORIZED THE CREATION OF A ROAD IMPROVEMENT DISTRICT IN SEDGWICK COUNTY, KANSAS; MADE CERTAIN FINDINGS RELATING THERETO; AND AUTHORIZED AND PROVIDED FOR THE MAKING OF CERTAIN IMPROVEMENTS THEREIN (SAVANNA AT CASTLE ROCK RANCH 9TH ADDITION).**

Mr. Norton said, "Again, this is an amendment to an existing project that was authorized in 1999 in Castle Rock Ranch 9th Addition. This is located north and east of the intersection of 13th Street North and 143rd Street East. As you may recall, this is a phased project. The map, outlined in red, indicates the 9th Addition phase for this road improvement project. Particular attention to the lower right-hand portion of the map, if I can do this. These four lots here are ones that will have slightly different assessments. The majority of the property in the benefit district will be assessed equally per lot for this improvement. These four lots abut on this road here, and they had some share of the cost of building that road initially, along with other properties south of that road.

So their proposed assessed are slightly less than the rest of the property in the benefit district to equalize the assessment they previously had on this property for the road down here, as opposed to some of the other internal roads.

The estimate of costs, you have two pages here, the 1999 column is the estimate that was prepared at the time the project was originally authorized by the Commission and the current estimate which you can see in total dollar figures are exactly the same. The differential in the revised assessment request, again signed by 100% of owners of property in this area, would be to assess the majority of

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the lots equally per lot and that assessment is up slightly from the 10,243 to 10,846, but those four lots on the bottom area of the map that I outlined earlier would have their assessment reduced approximately in half, from 10,243 to 5,423, again reflecting the fact they had previously been assessed for the road in the front of their property.

Again, the assessments would be about 1,117 per lot for the majority of the lots, or about 558 for those four lots located in the bottom area of the map that we looked at before. And again that map is here and those are the lots down in this area.

So the recommended action is to adopt the resolution requested by these property owners to, in essence, lower those assessments to the four lots to recognize the fact they have previously been assessed for road improvements in this area.”

Chair Pro Tem Gwin said, “Any questions of Joe on this item? Yes, Tom.”

Commissioner Winters said, “So is this then just pertaining to these four lots?”

Mr. Norton said, “We had to adjust everything because, as you may recall on this sheet, the assessments for the majority of the property go from 10,243 to 10,846. They will slightly increase to offset the reduction by 50% of those four lots. And again, 100% of the owners of property in the big area have consented to this.”

Commissioner Winters said, “That was where my question was headed.”

Mr. Norton said, “We would require that 100% consent to increase everybody else.”

Commissioner Winters said, “Okay.”

Chair Pro Tem Gwin said, “Okay. Anything else?”

Commissioner Norton said, “Is that bond percent . . . It shows 6%. Is that . . . ?”

Chairman Sciortino returned at 10:25 a.m.

Mr. Norton said, “Well, in today’s market that’s extremely high. We’d probably be in the four range somewhere today, but obviously we don’t know when this project will be bonded and we want to make sure that those potential property owners, we give them what we think is the higher than realistic estimate, then they’ll be pleasantly surprised when they get their assessments, we hope.”

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Commissioner Norton said, “Yeah, I was going to say, 6% is a little high in today’s marketplace.”

Mr. Norton said, “Very much so.”

Commissioner Norton said, “Okay.”

Chairman Sciortino said, “Any other comments?”

MOTION

Commissioner Norton moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Chairman Sciortino said, “Thank you, Joe. Next item.”

G. DIVISION OF COMMUNITY DEVELOPMENT.

- 1. RESOLUTION AUTHORIZING AND APPROVING PAYMENT IN FULL OF THE ISSUER’S SINGLE FAMILY MORTGAGE REVENUE REFUNDING BONDS, 1993 SERIES A, AND SALE OF MORTGAGE LOANS SECURING SUCH BONDS.**

Mr. Brad Snapp, Housing Director, Housing Office, greeted the Commissioners and said, “This

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resolution will allow Sedgwick County to sell the mortgages that secure these bonds in the 1993 issue. Some money will come back to the County. If you have any questions, I'll try to answer them."

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

MOTION

Commissioner Gwin moved to adopt the Resolution.

Commissioner Norton seconded the Motion.

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

VOTE

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

Chairman Sciortino said, "Next item."

2. RESOLUTION ADJUSTING INCOME LIMITS FOR FAMILIES RECEIVING CERTAIN FEDERAL HOUSING ASSISTANCE.

Mr. Snapp said, "Commissioners, the next three items are housekeeping items that at the Housing Authority we have to do every year. HUD issues these income limits on an annual basis and then we use these for . . . you know, it's one step in calculating the housing assistance. They rose slightly from 2001. If you have any questions, I'll answer those."

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Chairman Sciortino said, "I don't see that there's any."

MOTION

Commissioner Norton moved to adopt the Resolution.

Chairman Sciortino seconded the Motion.

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

VOTE

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

Chairman Sciortino said, "Next item."

3. RESOLUTION ESTABLISHING FAIR MARKET RENTS APPLICABLE TO THE SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM FOR FISCAL YEAR 2003.

Mr. Snapp said, "Commissioners, these fair market rents are again established by HUD on an annual basis, based on the number of bedrooms in a unit. The rents rose 2% from last year. This is another step in our calculating of housing assistance payments. If there's any questions, I'll answer them now."

Chairman Sciortino said, "Brad, let me just make sure. This seems so simple, I have to ask the question. But just taking, for example, in 2002 a three-bedroom home was \$787 and for 2003 it would be \$804 a month. Is that correct?"

Mr. Snapp said, "Yes."

Chairman Sciortino said, "I understand the grid then. What's the will of the Board on this item please?"

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MOTION

Commissioner Gwin moved to adopt the Resolution.

Commissioner Norton seconded the Motion.

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

VOTE

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

Chairman Sciortino said, "Next item."

4. ADJUSTMENT TO SEDGWICK COUNTY HOUSING AUTHORITY PAYMENT STANDARDS.

Chairman Sciortino said, "We do this on an annual basis, don't we?"

Mr. Snapp said, "Yes, we do. On this one, it's up to the Housing Authority to set the standard, based on . . . it's just allowing the tenant to have choice and get a unit within their affordability range. We'd like to raise the three-bedroom unit from 100% to 110% of fair market rent. If there's any questions, I'll try to answer those."

Chairman Sciortino said, "Would you say that again? You'd like to raise the rent from where?"

Mr. Snapp said, "Our payment standard is based on the fair market rent, so it's our payment standard is either 100% or 110% of the fair market rent. So we want to really raise our three-bedroom to 110%, which means . . . well, it is kind of a rocket science formula here."

Chairman Sciortino said, "Well, just a minute. You're wanting to raise it 10% above the fair market?"

Mr. Snapp said, "Yes, that's right, so rent, gross rent plus utility will be within that range. Now,

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we're not necessarily going to pay that much. We don't pay that much at all but it's just part of the calculation that we do for a tenant to get to their final assistance payment."

Chairman Sciortino said, "Oh, okay, okay, excuse me. So we're going to be giving a credit to the renter of 110% of fair market rent. I thought you were charging them 110. I was trying to figure out what that was all about."

Mr. Snapp said, "We just open the window a little bit larger to allow our calculation, because when it gets down to the bottom line, a tenant cannot pay more than 40% of their adjusted monthly in rent and utilities."

Chairman Sciortino said, "Yeah, I got that."

Commissioner Norton said, "All that does is change the number that's plugged into the formulas though, doesn't it?"

Mr. Snapp said, "Right."

Commissioner Norton said, "And it's a pretty complicated calculation. It's just one number."

Mr. Snapp said, "Exactly."

Chairman Sciortino said, "You understand that, right?"

Commissioner Norton said, "Not very well but I understand there's a formula that you plug all these numbers in to come to this final thing and all you're doing is raising that one number, not at fair market value but a little higher, which changes the end product a little bit in favor of the tenant."

Mr. Snapp said, "Yes."

Chairman Sciortino said, "Okay. What's the will of the Board on this item?"

MOTION

Commissioner Gwin moved to approve the adjustment to payment standards.

Commissioner Norton seconded the Motion.

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

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VOTE

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

Chairman Sciortino said, "Thank you very much, Brad. Next item."

5. RECOMMENDATIONS FOR 21ST CENTURY COMMUNITY GRANTS TO FUND PROJECTS PROMOTING COMMUNITY PLANNING OR COMMUNITY IMPROVEMENT.

- **CITY OF BENTLEY** **\$3,465**
- **CITY OF CLEARWATER** **\$5,000**
- **CITY OF COLWICH** **\$4,035**
- **CITY OF HAYSVILLE** **\$7,500**
- **CITY OF MULVANE** **\$5,000**

Ms. Irene Hart, Director, Division of Community Development, greeted the Commissioners and said, "Sedgwick County sponsors a program of 21st Century grants, which go to second and third class cities in Sedgwick County. Eligible projects are those, which promote community planning or community improvement, including historic preservation. Applications from those cities are encouraged for projects that the cities are unable to accomplish without these funds and for projects which demonstrate a partnership between the city and Sedgwick County."

The total amount of funding available for these projects is \$25,000 and the maximum grant available is \$7,500. This year we received applications from eight communities with requests totaling over \$45,000. Staff have reviewed the applications and recommend the following to you. We recommend the Bentley proposal, which would codify their city ordinances, in the amount of \$3,465, the Clearwater application for \$5,000, which assists with their comprehensive plan, the Colwich application for \$4,035 to again codify their city ordinances, the Haysville application in the amount of \$7,500 to work on their community image campaign and Mulvane for \$5,000, which

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is a plan for their community park system and open space master plan. I'd be happy to answer any questions you might have and would recommend your approval of these allocations."

Chairman Sciortino said, "I don't see that there's any questions, just a comment from me. I think that it's very gratifying for us to be able to assist some of the smaller communities in some of these programs. It always seems like, at a drop of the hat, we're doing something for Wichita, doing something for Wichita and I think it's great that we realize, here from the Bench, that there's 19 other viable communities within Sedgwick County and this is at least an attempt, on our part, to partner with them on some worthwhile projects. So, it's just a general comment and I compliment you and the staff that went through all the hard work of going through all the applications and making your recommendations. Commissioner Norton."

Commissioner Norton said, "I agree with the Chairman and I think the thing that's really important here is that some of these amounts seem like pretty small, insignificant amounts. I mean, \$3,465, but that's a huge amount of money to Bentley. As we go to the A.L.A.R.M. meetings and everything and we talk about some of the things they're trying to do, that's going to make a real impact on their budgets, because they don't have the money to do some of these things otherwise. So, I'm very supportive of these. I know the City of Mulvane is excited with their money, as is the City of Haysville, because I've talked to the mayor and it's something that they've wanted to do for five years that I even started working on as mayor and now they'll be able to do it. So both of those projects I know first hand and I did hear, at the last A.L.A.R.M. meeting that Bentley was excited that they thought they were going to get some of this money to do their project too. So I think we're having an impact on the small cities. Thanks."

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

Commissioner Winters said, "Thank you, Mr. Chairman. Irene, I'd also say thanks to you and your committee for working on this project. I've been very supportive of this since the very beginning and thinking, that first budget year, I was the champion of this program."

I think it's interesting, again, we see the City of Clearwater is going to use this on their comprehensive plan and I don't know how many small communities have used this grant money to improve or make their first comprehensive plan but this really comes back to assist us, because if they have good comprehensive plans, they have good tools for their planning commission and then those things that happen in their area of influence, they've got good tools they can work with and they know what's going to work for the community and what's not and then when we have some of these cases, I think we end up having better information and they've done a better job in these smaller communities. So I think these comprehensive plans that these grants have funded are just

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extremely important. So I think this is a good program and I'm certainly going to be interested in next year's round again and you know this is one that I think that we need to seriously consider maybe expanding this program."

Chairman Sciortino said, "Now, don't say that because I have some people in Mulvane that probably will call me immediately with an application for an addendum."

Ms. Hart said, "Well, there were three applications that we couldn't fund because there wasn't enough money. Every one of these the county funds is just a small portion of the total project."

Chairman Sciortino said, "Just to expand a little bit on what Tim said, I was down in Mulvane and was talking to those folks Monday and you just don't realize how appreciative these smaller communities are on any assistance. I've yet to have any of them . . . Well, any of them, I have two cities, Derby and now Mulvane, come out with just a hand out. It's actually saying, hey could you join with us. It's sort of like a hand up type thing and it's interesting, when I go down and sit at . . . I was down in Derby sitting at their city meeting last night and a lot of the things that they deal with and the people on different sides of the issue, it's just like a microcosm of our meetings too. But I do echo what Tim said is that these folks are very appreciative of any help they can get and we are one large community and I think, I don't know how far Tom wants to take this, but I would be one commissioner that would entertain looking at how we could expand the amount of monies that we contribute to this on an annual basis.

So, okay, that's all I have. What's the will of the Board on this item?"

MOTION

Commissioner Winters moved to approve the recommendations and allocate funding.

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

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Chairman Sciortino said, "Thank you very much, Irene. Next item please."

H. RESOLUTION AUTHORIZING CERTAIN OFFICERS AND EMPLOYEES OF SEDGWICK COUNTY TO TRANSFER FUNDS FOR INVESTMENT AND WITHDRAW FUNDS FROM THE KANSAS MUNICIPAL INVESTMENT POOL.

Ms. Chris Chronis, Chief Financial Officer, Division of Finance, greeted the Commissioners and said, "The County currently has a little over \$15,000,000 invested with the Municipal Investment Pool. This is a pool that is run by the State of Kansas on behalf of municipalities. It's essentially a money market fund. In order for us to participate in the fund, the pool governing body requires a resolution of the Board of Commissioners designating specific employees of the County who are authorized to perform transactions or to access information about the County's account. The exiting resolution is somewhat outdated. It names people who no longer work for the County, and so we have to do a new resolution. That is what's before you. The resolution that's before you names the County's investment officer, the Deputy CFO and the CFO as the individuals who will be authorized to perform transactions on the County's behalf with the Municipal Investment Pool. If there are no questions, I recommend your approval of the resolution."

Chairman Sciortino said, "I just have one question of the Manager. You've reviewed this and you're very comfortable with this procedure?"

Mr. Buchanan said, "Yes, sir."

Chairman Sciortino said, "Okay, fine, thank you. Commissioners, I don't see there's any questions, other than the one I just asked there. So what's the will of the Board on this item?"

MOTION

Commissioner Norton moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

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VOTE

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

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

I. AGREEMENT WITH UNIVERSITY OF NEBRASKA MEDICAL CENTER COLLEGE OF NURSING TO PROVIDE A ONE-YEAR CLINICAL RESEARCH STUDY AT THE HEALTH DEPARTMENT’S MATERNAL AND INFANT CLINIC.

Ms. Pamela Martin, Director of Clinical Services, Health Department, greeted the Commissioners and said, “I’m here to propose an item with a standardized contract with the University of Nebraska Medical Center College of Nursing to conduct a one-year clinical research study at the Maternal and Infant Clinic.

The study seeks to increase breastfeeding duration among Hispanic women enrolled as prenatal patients at the M and I Clinic. Our outcomes from the study would include increased knowledge and motivation to extend breastfeeding. It would also reinforce commitment of the Maternal and Infant Clinic staff to educate patients on the benefits of breastfeeding.

The individual conducting the study, as part of her doctoral dissertation, will be allowed to have access to and be provided with protected personal health information, as defined by the Health Insurance Portability and Accountability Act of 1996.

At the conclusion of her study, she will present her findings to the Sedgwick County Health Department’s staff. In regards to financial considerations, there is no cost to the Sedgwick County Health Department associated with this contract.

University of Nebraska Medical Center shall maintain its own expense in regards to professional liability insurance. Legal considerations, it’s permissible disclosure of protective health information under general rule 45CFR164.502. We are recommending the Board to approve agreement and authorize the Chair to sign. I do . . . Jane Schlikaw, she is present, the person who will be doing the one year research study, she is here today if you have any questions.”

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Chairman Sciortino said, “We don’t have any questions, but we’d love to have her come in and maybe just briefly tell us what you plan to do. We like to embarrass everybody that comes into our office.”

Commissioner Winters said, “We like to make this hard.”

Ms. Jane Schlikaw, MN, RN, ARNP/ CTN, Southwestern College, said, “Thank you for this opportunity. I hope to accomplish . . . to increase breastfeeding rates and duration among the clients at the M and I Clinic and this fall I hope to implement a prenatal breastfeeding class with clients at the clinic and then follow up by collecting data to verify breastfeeding rates and duration.

I call this a pilot study that I am doing and at the end of that I will use that data to propose a further dissertation study which will be larger and possibly will look at social support and self-efficacy, all components of health promotion.”

Commissioner Gwin said, “Can I ask just a couple of questions? Give me your name again please.”

Ms. Schlikaw said, “My name is Jane Schlikaw.”

Commissioner Gwin said, “Now, Jane, tell us a little bit about you. This is for your doctoral dissertation.”

Ms. Schlikaw said, “Yes. I am currently on the faculty, nursing faculty at Southwestern College and I’m seeking a PhD through University of Nebraska and I have finished my course work and am now in the midst of my pilot studies.”

Commissioner Gwin said, “And so how did you . . . I mean, I know selecting a doctoral dissertation is . . . I don’t know that, I’ve never been one, but I would suspect it would be difficult. How did you come to this? What importance do you put on this subject?”

Ms. Schlikaw said, “I believe that breastfeeding gives a good, healthy start to life and with what we know about clients and particularly disadvantaged clients or those who are predisposed to poverty situations and statistics will show us that that includes the Hispanic community. I believe that breastfeeding will help give infants a healthy start to life and improve health for that population.”

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Commissioner Gwin said, "We look forward to your report back to the Health Department of your findings. Thank you."

Chairman Sciortino said, "Well, it's actually very beneficial to the mother because doesn't it help contract the uterus and there's a lot of . . . My wife got me reading a ton of material back in the days when we had our children and she decided to breastfeed. But there are a lot of benefits to the mother too."

Ms. Schlikaw said, "There are benefits to the mother as well."

Chairman Sciortino said, "And the other thing that we haven't mentioned, it's a lot less expensive. Do you have, and if you don't that's okay, what does it cost an average parent for a month's worth of formula?"

Ms. Schlikaw said, "And I don't know that."

Chairman Sciortino said, "And I'll bet you it would be fairly substantial savings and so there a . . . Well, anyway, I don't want to get into that."

Commissioner Norton said, "Will this deal with the social, economic and cultural aspects of that culture too, or is it just going to be narrowly focused?"

Ms. Schlikaw said, "It is narrowly focused upon increasing breastfeeding rates but what we also know, I guess further from that, is when one successfully raises a healthy child, it does improve self-worth, self-efficacy."

Chairman Sciortino said, "Because there's a lot of immune things that are transferred, there's a lot of positives. I wish you a lot of luck on that. Thank you. What's the will of the Board on this item please?"

MOTION

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

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. See, we were easy. We weren’t that hard. We’re very easy on the Health Department especially. Next item please.”

J. KANSAS JUVENILE JUSTICE AUTHORITY BUDGET REQUESTS FOR UNEXPENDED FISCAL YEAR 2002 FUNDS.

Mr. Mark Masterson, Director, Department of Corrections, greeted the Commissioners and said, “The State Juvenile Justice Authority will allow unexpended funds from state fiscal year 2002 to be used in 2003. We have budget requests before you today for use of these funds in both our prevention and graduated sanctions block grants. The Juvenile Corrections Advisory Board followed the usual process in recommending these items to you. Specifically, they had the Advisory subcommittees review needs with the current providers, review the strategic plan and the funding environment, then make recommendations to the Advisory Board.

This year the overriding concern is the state budget. We’ve already been cut significantly in our graduated sanctions fund. We expect to be cut in both funds in January. So the Advisory Board and their subcommittees recommend reserving the bulk of the funds for future budget cuts.

The budget documents before you accomplish that within the state procedures. They also provide small, need-based increases for some of the providers and funds to carry out the recommendations made by the prevention consultant at last week’s meeting, specifically funds are provided to the recommended community needs assessment and for the prevention trainings. For prevention there’s \$285,674 available. They recommend reserving 48% of these funds, or \$138,450. The reserve fund is created in the Truancy Media Campaign program on the documents before you. This is a

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previously approved program that we can fund, but wait until late in the spring to decide to implement or not. By that time, we'll have a much better understanding of the state budget situation.

For graduated sanctions, we have \$193,921 to budget for. The recommendation is to reserve 77% of these funds, or \$148,921, for cuts and spend \$45,000 for transportation costs incurred moving juveniles to placements in the juvenile case management budget. That's an area where we took a significant hit on providing those services, so that helps us there. The reserve is created on the documents before you in the case management budget.

We have funds available because we planned for it last year and we did that in response to news of the deteriorating state budget situation. I ask that you approve the budget requests and authorize the Chair to sign them and I'd be happy to answer any questions."

Chairman Sciortino said, "Any questions, Commissioners? Just a comment, Mark. You, along with a lot of department heads are to be commended in the work that you did last year, when we started anticipating that there might be a crunch from the state level and it's through this type of proper planning that we were able, at least at this point, to absorb and to make due with all of the cuts that have come so far to us, without taking the easy course and raising the mill levy and what have you. Don't know for sure how much longer we can continue to absorb them without getting into muscle and bone, but the work that you've done is not easy and I, for one, and I think I'm speaking for all of us, just want to compliment all of the department heads, but you happen to be the one standing in front of us, for the work you did in taking serious this idea that we need start anticipating a downturn from the state funding level. So, that's all I want to say there. Commissioner Winters."

Commissioner Winters said, "And I'd also just like to make sure that we thank the Juvenile Corrections Advisory Board for the work they've done. They've reviewed all of this. I know that you've probably got the numbers in front of you, but you've shared with them all of this information."

Mr. Masterson said, "Yes, and I have it on a document, if you'd like me to get that to you."

Commissioner Winters said, "No, this is fine. Thank you. That's all I had."

Chairman Sciortino said, "Well, hey Mark, just on a totally unrelated thing, we're about to wrap up. I just need about two minutes of your time after the meeting, if you have time."

Mr. Masterson said, "Okay."

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Chairman Sciortino said, “What’s the will of the Board on this item please?”

MOTION

Commissioner McGinn moved to approve the budget requests.

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, “Thank you. Before we go to the next scheduled item, I believe this would be an appropriate time to take an Off Agenda item.”

MOTION

Commissioner Gwin moved to take an Off Agenda item.

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

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OFF AGENDA ITEM

Chairman Sciortino said, "Thank you. Bill, I don't know if you can help us. Did you want to make this presentation to us?"

Mr. Buchanan said, "Annually, the Kansas Association of Counties sends us a request, a form that we are requested to fill out that designates several people, voting delegates to the annual conference and because the conference is coming relatively quickly, in mid-November, the form needs to be submitted to the Kansas Association of Counties this week and that's why it's an Off Agenda item. Therefore, I recommend you do whatever you need to do to appoint the voting delegates to this conference."

Chairman Sciortino said, "Well, Commissioners, I'd like to make a recommendation here. I know that Tom has been very, very involved in this and I would like to have you consider making Tom the voting delegate, Tim perhaps maybe the first alternate and Betsy has indicated she would be willing to serve as the third alternate. And that would be the slate that I would recommend but it's up to you all."

Commissioner Winters said, "That's fine with me, I plan on being there."

Commissioner Norton said, "I'll be there as well."

Chairman Sciortino said, "I think we all will."

Commissioner Gwin said, "I'll be there and make sure that they're there."

Chairman Sciortino said, "And Carolyn will be there to make sure you all are there, so we're all going to be there I think."

Commissioner McGinn said, "Well, I certainly support both of these individuals, but I hate to see our Chair not have the opportunity to be a delegate."

Chairman Sciortino said, "Well, that's the thing where I like to share the power and if you can share the responsibility and the authority, it just makes me feel better about that. I'm real comfortable with the way I've presented this, Commissioner, if you are."

Commissioner Gwin said, "And he'll be participating. I mean, you'll be there every step of the way."

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Chairman Sciortino said, "I'll be there every step of the way, cracking the whip, the power behind the throne."

Commissioner McGinn said, "Okay."

MOTION

Commissioner Gwin moved to appoint Commissioner Tom Winters as the voting delegate of the Kansas Association of Counties with Commissioner Tim Norton as 1st Alternate and Betsy Gwin as 2nd Alternate.

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."

Commissioner McGinn said, "I'd just like to make a comment. I do have a conflict and will not be able to attend this conference."

Chairman Sciortino said, "We'll send you the Minutes of the meeting. Let's go to the next item please."

K. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF OCTOBER 17, 2002.

Ms. Iris Baker, Director, Purchasing Department, greeted the Commissioners and said, "There are six items today for consideration that resulted from the meeting of the Board of Bids and Contracts of October 17th, 2002."

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- 1) **DISTRICT ATTORNEY'S OFFICE 1ST FLOOR ANNEX RENOVATION-FACILITY PROJECTS**
FUNDING: CAPITAL IMPROVEMENT PROJECT

The first item today, District Attorney's Office 1st floor annex renovation. Recommendation is the low bid, including the alternate, from Descon Inc. for a total of \$36,176.

- 2) **FIRE ALARM SYSTEM UPGRADE- FACILITY PROJECTS**
FUNDING: CAPITAL IMPROVEMENT PROJECT

The second item, fire alarm system upgrade at Facility Projects. Recommend the quote from Simplex Grinnell in the amount of \$105,000.

- 3) **SYSTEM FURNITURE- FACILITY PROJECTS**
FUNDING: CAPITAL IMPROVEMENT PROJECT

Third item, system furniture for Facility Projects. Recommend the quote from Goldsmith's in the amount of \$83,118.82.

- 4) **DRAINAGE IMPROVEMENTS- PUBLIC WORKS**
FUNDING: PUBLIC WORKS

The fourth item, drainage improvements for Public Works. Recommend the low bid from Wittwer Enterprises of \$51,691.

- 5) **REMANUFACTURED TONER CARTRIDGES- VARIOUS DEPARTMENTS**
FUNDING: VARIOUS DEPARTMENTS

Fifth item, remanufactured toner cartridges for various departments throughout the County. Recommend the proposal to execute a one-year contract with two one-year options to renew with KK Office Solutions.

- 6) **HIPAA CONSULTING- VARIOUS DEPARTMENTS**
FUNDING: DIVISION INFORMATION AND OPERATIONS/ SYSTEMS & SECURITY

And item number six, HIPAA consulting for various departments. Recommend low proposal to execute a contract with EMR Legal Incorporated in the amount of \$39,000.

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Staff and I'd be happy to answer questions and recommend approval of these items."

Chairman Sciortino said, "We have a question from Commissioner Gwin."

Commissioner Gwin said, "I guess that HIPAA consulting kind of surprises me, particularly given, Iris, there's so many in the hundreds of thousands of dollars. Are we sure that EMR gets it?"

Ms. Baker said, "Yes, we did verify that and they have done very similar work in Johnson County and they are successful, so we feel very confident that they're going to be able to do what we need done."

Commissioner Gwin said, "Okay. It looked . . . I mean, there were a couple of them that were at that end but it surprised me, given the several hundreds of thousands of dollars from other folks."

Chairman Sciortino said, "Commissioner, I had a conversation on this very item with Stephanie Payton yesterday. What she was explaining to me, number one, they're very comfortable with this provider and they have done quality work with Johnson County and some other entities but it all depends on what you're asking them to do and what have you. And I think it's because we've got our ducks pretty much in order anyway that we only needed a few things done and some of these other providers perhaps weren't taking into consideration that and were just saying you have to take the whole package or whatever."

Commissioner Gwin said, "And you have to look at the hourly rate for additional work too. Thank you. That's all."

Chairman Sciortino said, "All right. There's no other items on this. What's the will of the Board on this particular item?"

MOTION

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

Commissioner Winters seconded the Motion.

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Chairman Sciortino said, "Now comment, Mr. Buchanan."

Mr. Buchanan said, "I think it should be noted, on item five please, these remanufactured toner cartridges, you've received an e-mail from Kathy Sexton, the Chair of the Waste Minimization Team. Here's an opportunity to buy some reused, reworked cartridges that performance will be as good, if not better, than newly manufactured for less than half the cost. The County is walking its talk when it's now talking about recycling and purchasing recycling goods and in this case we're saving money also. So this is like a triple win."

Chairman Sciortino said, "Right. I think it's great and Kathy and I e-mailed back and forth for ways that we could get the department heads to go along with it and I think we've come to some kind of understanding how we could do that too. So that's great."

Just one item, Iris. On item three, I just have to keep in custom to myself and when I talk, how come we only had one bid on that furniture that Goldsmith's bid on?"

Ms. Baker said, "Commissioner, we have one quote because Goldsmith's is a state contract and it offers a 72% discount. No one else can touch it."

Chairman Sciortino said, "All right, understand. Thank you. Commissioner Norton."

Commissioner Norton said, "Just a couple of things. One, a comment on the toner cartridges, we implemented that and did similar at Target seven, eight years ago and it was very successful, great cost savings and there are companies out there that do great quality work in remanufacturing and I'm very supportive of that. I think it's a great movement that government would look at these same kind of things, because private industry has been looking at them for a long time."

Chairman Sciortino said, "Well, this is just another example of how we really are, like the Manager said, walking the walk not only on recycling but also how can we reduce expenditures and keep us as lean as we can. So, I think it's a win/ win too and you're all to be complimented on thinking about it. And who do I compliment on that? Okay, great. I think we've got a recycling expert over there, so I want to compliment all of you on that."

Ms. Kathy Sexton, CIO, said, "Mr. Chairman, I really would like to compliment the committee. They put in a lot of work and Jo Sanders from Environmental Resources, Candice Johnson from Purchasing Department, Alma Bussart from the Sheriff's Department, couldn't be here today but she put in a lot of effort, Richard Chebultz from Operations Manager, Janice Fine from DIO and Patrick Broz from the Tag Office. They all worked very hard on this. Thank you."

Chairman Sciortino said, "Please receive our thanks and we want to commend you on the effort"

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that you're doing. You don't get rewards for that, other than you're doing one heck of a job and you're saving the taxpayer dollars and you're helping the environment. I mean it's a win/ win/ win, three wins. Yes, sir."

Commissioner Norton said, "I have one last thing. I'd like David Spears to comment on the drainage improvements for 95th Street South and Broadway. Obviously, we've already voted on it, but I'd like for the record . . . Have we not voted? Okay. I'd like a comment on that, just what that project is, as we move forward on all those drainage projects."

Mr. Spears said, "Commissioners, at the risk of being chastised again, I'll go ahead and comment."

Chairman Sciortino said, "No, no. You're being complimented. You're an excellent commentator."

Mr. Spears said, "There's been a longstanding drainage problem at 95th and Broadway and the southern Sedgwick County drainage projects, all of them, we prioritized them all and this is I think D-4, which of course would mean it's the fourth highest priority. And it's just been standing water at the intersection. We're working with KDOT on it also and not only the intersection, the surrounding area. So this should help get rid of the standing water and I think the public would appreciate it and it's not only standing in the fields but also in the roads and would also be safer for the driving public."

Commissioner Norton said, "And this is right at Waco, on Broadway, is that correct?"

Mr. Spears said, "Yes."

Commissioner Norton said, "If you're familiar with the Waco area along Broadway, at 95th, I mean it's been a problem for probably 25 years maybe."

Mr. Spears said, "As long as I can remember."

Chairman Sciortino said, "Okay, is that it. We had a Motion and a Second already so what's the will of the Board? Call the vote."

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 we have one other Off Agenda item, I think.”

MOTION

Commissioner Winters moved to consider an Off Agenda item.

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

OFF AGENDA ITEM

Ms. Baker said, “The Bid Board did hold a special meeting on October 22nd. There was one item for consideration.

**1) BRIDGE IMPROVEMENTS- PUBLIC WORKS
FUNDING: SALES TAX**

And that item is bridge improvements for Public Works and the recommendation is the low bid from Dondlinger and Sons Construction in the amount of \$282,720. Be happy to answer questions and recommend approval of this item.”

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Chairman Sciortino said, "We have a question that I know of right now. Commissioner Winters."

Commissioner Winters said, "Thank you. Well, I just want to say thank you to several folks, Bureau of Public Works, David Spears, the Legal Department and Purchasing for speeding this item through and yet meeting all of the time requirements. This is for repairs on the bridge north of Mount Hope and about four weeks ago that bridge had to be closed because of a serious problem with the bridge. We ended up with five contractors bidding on this bridge. Dondlinger and Son had the low bid. David, do you have any idea when they plan on starting or what we can . . . if we're still on this schedule for being completed in mid-January?"

Mr. Spears said, "Yes, sir. The plan is, and we put in the specifications, a window for the start and the beginning of that window is the first Monday in November. So it will take us next week to get all the paperwork done and the agreements and the bonds and everything and then we're figuring the following Monday to start.

I know my people contacted them yesterday but I did not hear back if they do intend to start that particular day, but we do intend to be finished in January."

Chairman Sciortino left at 11:03 a.m.

Commissioner Winters said, "Okay. Well, that sounds good. I appreciate everybody's work on this in doing this as quickly, yet staying within all the parameters of bidding projects and with five bidders, I think we gave them ample time to get their bid today. I probably would like, Kristi, if we could send maybe some notice to some media that this has been let and folks will be at least assured that we're moving forward on getting this bridge open as soon as possible. That's all I had. Thank you."

Chair Pro Tem Gwin said, "Thank you. Commissioner Norton."

Commissioner Norton said, "Well, just a comment. I think it's very encouraging that we're getting it done this fast. And if you look at the engineer's estimate, the bids came in really, really low and I think that's exciting too, in today's environment, when we're trying to save every dollar we can, that the bid process brings the price down from what we thought originally it was going to do, particularly having to do as fast as we do. A lot of times you pay premium for that. It looks like we got some pretty good bids on this thing."

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Chair Pro Tem Gwin said, “Any other comments?”

MOTION

Commissioner Winters moved to approve the recommendations of 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	Aye
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Absent

Chair Pro Tem Gwin said, “Next item.”

CONSENT AGENDA

L. CONSENT AGENDA.

1. Right-of-Way Easements.

- a. Two Temporary Construction Easements and two Permanent Floodway Reserve Easements for Sedgwick County Greenhaven Drainage Project. CIP# D-2. District #5.
- b. Nine Temporary Construction Easements for Sedgwick County Idlewild Street Drainage Project on Idlewild from Clifton to the Arkansas River. CIP# D-3. District #5.
- c. One Easement for Right-of-Way for Sedgwick County Project 610-20; 37th Street North between Maize and Tyler Roads. District #4.

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- d. One Easement for Right-of-Way for Sedgwick County Project 634-28 and 29; 63rd Street South between Hydraulic and K-15. CIP# R-247. Districts #2 and #5.
2. **Notices of Intent (four) and Resolutions (four) authorizing demolition of improvements on County-owned properties.**
3. **Amendment to the 2002 Capital Improvement Program to include demolition of four County-owned flood plain buyout properties.**
4. **Line Item Adjusted Budget Summaries for the Multisystemic Therapy Program, to be submitted to Juvenile Justice Authority.**
5. **Resolution determining the manner deemed prudent for sale or disposition of certain County property located at 207-209 North Emporia, Wichita, Kansas.**
6. **Agreement with RAMSAFE Technologies, L.L.C. for Beta Test Software Licensing.**
7. **Technical adjustment to Comprehensive Community Care's sliding fee-for-service schedule.**
8. **Orders dated October 9 and October 16, 2002 to correct tax roll for change of assessment.**
9. **Payroll Check Registers of October 11 and October 15, 2002.**
10. **General Bills Check Register(s) for the week of October 16 – 22, 2002.**

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

Chair Pro Tem Gwin said, "Okay, Commissioner Norton."

Commissioner Norton said, "I just have a comment on item two. Bill, if you would just comment on what we're doing with some County owned properties. It talks about demolition of improvements and any time we destroy something that we own or take care of documents, I think it should be on public record."

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Mr. Buchanan said, “This is a legal hoop that we need to jump through, because of the way State of Kansas treats counties and the disposition of properties. We’ve purchased these properties under a FEMA grant for flood control and part of that grant indicated we would purchase them and tear them down. And so that action was taken by the Commission some time ago. We are now ready to tear those . . . We purchased them and now we’re ready to tear those houses down and we believe we need to publish again and place notice of intent of doing that so that we meet the state requirements of law.”

Chair Pro Tem Gwin said, “So two and three are both relevant to that particular one. Okay. Any other questions on the Consent Agenda? If not, what’s the will of the Board?”

MOTION

Commissioner Winters 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	Absent

Chair Pro Tem Gwin said, “Now we’re at the other business category. I know we always have some. Carolyn, I’ll start with you. I don’t have any lights, I can do what I want.”

M. OTHER

Commissioner McGinn said, “Well, one thing that’s happening tomorrow night, in case you missed the beginning of our meeting is the annual meeting for the NAACP and I’m sure they still have some tickets available, if anyone is interested in going and would suggest that you would call Wanda McDaniels. She’s in the phone book or you may also be able to get information at the Kansas African American Museum. And I will be present at that and making some comments and look forward to it.”

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Chair Pro Tem Gwin said, “Okay, thank you. Commissioner Winters, anything on your agenda?”

Commissioner Winters said, “Just very briefly, the Kansas Department of Transportation is holding a meeting here at 5:30 at the Hyatt Hotel to talk about the highway comprehensive program and how it’s going to effect local units of government. So I know a number of us plan on attending that meeting this evening and that’s all I’ve got to share.”

Chair Pro Tem Gwin said, “Okay. Commissioner Norton.”

Commissioner Norton said, “Well, I just dove-tail on that. I think it’s going to be important, in that meeting tonight, that we’re there and advocate for some of the projects. I know one of the things that falls under system enhancements is the railroad project that goes through the center of Wichita and of course effects Haysville. David, his staff has done a marvelous job over a long period of time trying to put that together and for it to derail, is that the right term, for it to derail this late in the game is just inappropriate for the state. So hopefully we can advocate for that. I’m going to be there tonight and speak. I’ve asked the mayor of Haysville to be there also. You know, they talked about ‘well, they don’t want to fund projects that maybe haven’t started’. Well, if you look at the numbers, it’s been almost a million dollars spent, quite a bit of right-of-way bought and over 1,800 man-hours of our staff time devoted to this. Well, that doesn’t sound like a project that hadn’t started to me. So, hopefully we’ll make some inroads tonight with that group.

The last thing I had was the fall festival was last weekend. The weather turned out great. There were huge crowds and I appreciate the County staff that came out. Minnie was there, Tom Pollan was there, Jan Moralez was there. There may be others, but I know those three were there. But I really appreciate their continuing efforts to come into the small towns and to the festivals and tout what Sedgwick County does so well. And I got some great comments from citizens out there that, wow, they had the safe house, where they do the smoke and the kids got to go in and climb out the windows and EMS was out there. So they did some wonderful things in Haysville and I really appreciate their ongoing connection to the small communities. That’s all I have.”

Chair Pro Tem Gwin said, “And that reminds me, earlier . . . or just within the last couple of days we’ve suffered a couple of tragic fire deaths in this community and it always hurts us, whether we know the family or not, particularly when they are children and so my sympathies this morning go out certainly to the families of those kiddos.

But then, when I wrote the Fire Chief I said, but we also need to remember the people who respond, because it’s especially difficult on them too when they have one of those events. So thank you to the firefighters, EMS, those folks who tried.”

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Commissioner Norton said, "I know Station 34, out of Haysville, responded to that first but I think three other stations ended up responding too. So quite a few people were involved in that, not only along with EMS and some other agencies. So pretty tough thing when that happens."

Chair Pro Tem Gwin said, "Tough go, tough go. Is there any other? Yes."

Commissioner McGinn said, "Just wanted to add to the KDOT conversation, I may not make the meeting tonight. I agree that we spend a lot of time and money trying to move forward and we need to encourage them to have that happen."

The other thing is, and I don't know if you'll have an opportunity to speak on this or not, I don't know if the Northwest Bypass will ever happen, but if it does, I just would encourage that the state would listen to some of the local people that kind of know their infrastructure well, their traffic well and I know we have a disagreement with them about where interchanges need to be on that. So, I don't know if that will come up tonight, but it's a concern of many people. Thank you."

Chair Pro Tem Gwin said, "Yeah, it is. The other reminder, and thank you Kristi or whomever brought it up, this weekend we go back in time on Sunday morning at 2:00 so be sure, when you change your clocks you change those batteries in your smoke detectors too."

Commissioner Norton said, "Does that mean I get more sleep or less sleep?"

Chair Pro Tem Gwin said, "I think you get less, I think you fall back, I think you lose an hour, don't you?"

Commissioner McGinn said, "No, you get more."

Chair Pro Tem Gwin said, "I get more. Cool. Anyway, move your clocks and also change those batteries in your smoke detectors at home. Anything else? Any other business to come before this Meeting? We're adjourned."

N. ADJOURNMENT

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There being no other business to come before the Board, the Meeting was adjourned at 11:12 a.m.

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

Regular Meeting, October 23, 2002

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:

_____, 2002