

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

January 29, 2003

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, January 29, 2003 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Tim Norton; with the following present: Chair Pro Tem Thomas G. Winters; Commissioner David M. Unruh; Commissioner Carolyn McGinn; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Robert W. Parnacott, Assistant County Counselor; Ms. Irene Hart, Director, Division of Community Development; Mr. Bill Meek, Register of Deeds; Ms. Marilyn Cook, Director, Comprehensive Community Care; Ms. Chris Kautzer, Systems Integration Coordinator, Department of Corrections; Mr. Larry Ternes, Youth Services Administrator, Department of Corrections; Mr. Marty Hughes, Revenue Manager, Division of Finance; Mr. Gerald Frantz, Interim Director, Health Department; Mr. Don Brace, County Clerk; Ms. Kathy Sexton, Assistant County Manager; Mr. Marvin Duncan, Director, Fleet Maintenance; 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

Dr. Joe Davison, Medical Society of Sedgwick County.

Ms. Terry Cassidy, City Manager's Office, City of Wichita.

Mr. Bill Bolin, Executive Director, South Central Kansas Economic Development District (SCKEDD).

Mr. Todd Allam, Member, Solid Waste Management Committee.

Mr. Joe Pajor, Member, Solid Waste Management Committee.

INVOCATION

The Invocation was led by Ms. Sydney Stigge-Kaufman of Inter-Faith Ministries, Wichita.

FLAG SALUTE

ROLL CALL

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

Chairman Norton said, "Next item."

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CONSIDERATION OF MINUTES: Special Meeting, December 3, 2002
Special Meeting, December 9, 2002
Special Meeting, December 13, 2002
Special Meeting, December 17, 2002
Regular Meeting, December 18, 2002

The Clerk reported that Chairman Norton was absent at the Special Meeting of December 3, 2002, Commissioner Gwin was absent at the Special Meeting of December 9, 2002, all Commissioners were present at the Special Meeting of December 13, 2002, Commissioner Gwin was absent at the Special Meeting of December 17, 2002 and all Commissioners were present at the Regular Meeting of December 18, 2002.

Chairman Norton said, "I believe we can take the first one separately and then the other four together. If we would have a motion to do that."

MOTION

Commissioner Sciortino moved to approve the Minutes of the Special Meeting of December 3rd, 2002.

Commissioner Winters seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Abstain
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Abstain

MOTION

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Commissioner Sciortino moved to approve the Minutes of the Special Meetings of December 9th, 13th and 17th, 2002 and the Regular Meeting of December 18th, 2002.

Commissioner McGinn seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Abstain
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, “Before I move on to proclamation, I just wanted to make a comment that you know the fabric of Wichita has many threads and on Friday at 11:00 we’ll be celebrating, acknowledging and mourning one of those threads and that’s ‘Ole Mike’ Oatman, the old tee-legged, toe-legged, bee-legged, bow-legged gee willikers Ole Mike has made an indelible impression on Wichita and Sedgwick County and I just wanted to acknowledge that many of us here knew him and loved him and acknowledge his mark on Wichita and Sedgwick County.

Clerk, call the next item.”

PROCLAMATION

A. PROCLAMATION DECLARING 2003 AS “MEDICAL SOCIETY OF SEDGWICK COUNTY CENTENNIAL YEAR.”

Chairman Norton said, “I’d like to read this into the record, proclamation of Sedgwick County, Kansas.

PROCLAMATION

WHEREAS, physicians were among the earliest residents in Sedgwick County, arriving in 1867; and

WHEREAS, these pioneer doctors treated the sick and injured, stopped epidemics, built hospitals,

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held public office, owned businesses and helped Wichita- Sedgwick County grow into a thriving community; and

WHEREAS, the Medical Society of Sedgwick County (MSSC) was founded in 1903 with 25 members who considered meeting the medical needs of the citizens to be the ‘noblest of all professions’; and

WHEREAS, the Medical Society is a not-for-profit organization representing physicians in Wichita and Sedgwick County and dedicated to advancing scientific- based medicine, professional standards and medical ethics; and

WHEREAS, the Medical Society collaborates with local and state governments and community groups to benefit the citizens of Sedgwick County through programs such as Project Access; Medical Service Bureau; EMS medical protocols and quality assurance; prescription fraud prevention; medical utilization review and a health care provider network; and

WHEREAS, during 2003, the Medical Society and its 1,078 members are recognizing a century of unwavering commitment to the health and well being of the community.

NOW THEREFORE BE IT RESOLVED, that I, Tim R. Norton, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim 2003 as

‘MEDICAL SOCIETY OF SEDGWICK COUNTY CENTENNIAL YEAR’

and recognize all past and present members of the Medical Society for their achievement and service to Sedgwick County during the past 100 years.

Date January 29th, 2003.

And I think Dr. Joe Davison is here to receive that. Dr. Davison.”

MOTION

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Commissioner Winters 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 David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, “Dr. Davison.”

Dr. Joe Davison, Representative, Sedgwick County Medical Society, said, “On behalf of the Medical Society, I would like to thank the Commissioners for the proclamation. It’s kind of a unique position that I’m in. I’m not just thanking you for the physicians today, but I have the opportunity to thank you for the physicians of 100 years ago.

Their dreams were to live in this beautiful county of ours and to practice excellent medicine and that is the same dream that we have now. So for those doctors 100 years ago and the current ones, I’d like to thank you and let’s make an agreement that 100 years from today let’s all meet here and do this again.”

Commissioner Sciortino said, “Well, that’s up to you, if you can keep us alive.”

Dr. Davison said, “Thank you so much.”

Chairman Norton said, “I’d like to acknowledge that Dwight Allen is here also joining us, who has been very instrumental and worked with the county on several issues that we’ve had to wrestle with over the years. So I appreciate you being here today. Any comments?”

Commissioner McGinn said, “Thank you for being here today and thank you for the past 100 years and I’ll look forward to as many of the next 100 years as I can. But seriously, I want to thank

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you for working with us, Sedgwick County, on many of the things that we do in collaboration with the medical field. I think about EMS and I think about a host of a lot of other things and I wish you great success in this celebration year. I heard about this six months ago from the guy sitting out in the audience, Greg Sullivan. He was very excited about it and already working on many of the events that you're going to have this year. So I look forward to seeing all of the celebrations and the things that you're going to bring forward this next year and thank you for all that you do."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "Yeah, I think, doctor, it should be noted that your society does a tremendous amount of pro bono work also. I had occasion some years back to act as an interpreter at Guadalupe Clinic and those physicians, we actually had a backlog of physicians willing to volunteer their time and give exactly the same treatment and quality that you give to paying patients and they were volunteering their time, which I think is the most valuable and their skills and talents. And I think the public needs to recognize and appreciate some of the volunteer work that your organization does and I, for one, am very appreciative of it. Thank you. That's all I have."

Chairman Norton said, "Clerk, call the next item."

PUBLIC HEARING

B. PUBLIC HEARING REGARDING WHETHER CITY OF WICHITA (CITY) HAS PROVIDED SERVICES AS SET OUT IN THE SERVICE PLAN PREPARED FOR ANNEXATION OF AREA GENERALLY LOCATED AT EAST DOUGLAS AVENUE, EAST OF GREENWICH ROAD, SOUTH OF 9TH STREET, AND WEST OF 127TH STREET EAST AND K-96, EFFECTIVE NOVEMBER 28, 1997.

Chairman Norton said, "I assume, Bob, you're going to give us a presentation here."

OVERHEAD PRESENTATION

Mr. Robert W. Parnacott, Assistant County Counselor, County Counselor's Office, greeted the Commissioners and said, "I am. This is similar to the hearing we had last week. This is a different annexation that occurred back in 1997. Again, the Kansas Annexation Act, K.S.A. 12-531 requires that for annexations where a city has had to prepared a service plan, which are generally those annexations where the landowners have not consented to the annexation, they have to prepare a service extension plan.

Five years following the effective date of the annexation, this board has to have a public hearing to determine if those services were provided in accordance with the service plan. In just a second, we'll get the pertinent sheet from the service plan up. This is the listing of the services that were to

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be provided. Some of them were to be provided only on petition. Others were to be provided on a schedule as set out. We have mailed notice, as required by statute, to the City of Wichita and they have representatives here to speak and answer any questions. We also mailed notices to every landowner in the area that was annexed.

To this date, we have only received a couple of inquiries to raise an issue about street lighting and I'm sure that they will speak a little more directly to this but I will mention that the particular e-mail that we got, and I'll just put it up on the screen in a second. I believe I forwarded it to you as an e-mail, addressed street lighting on Central Avenue, between Greenwich and 127th Street. I've gone back to the service plan and if you look on page 23 of the backup, this paragraph that I've got in brackets, that talks about what was planned in terms of installation of street lighting. There were to be 25 to 29 street lights at the intersections and at the mid-block of long blocks. My understanding from the city is that they have actually complied with this particular requirement. For reasons involving some road construction issues along Central at the time of the annexation, street lighting was not put in on Central and it appears to not have been required by the service plan.

So in all respects, it appears to me that they have complied with all the services that they said they would comply with or extend with the service plan.

So with that, I would recommend that you open the public hearing and receive any comments from the public or from the city and then after we close the public hearing we'll have a motion that you can make a finding based on the evidence presented. We will also have a resolution prepared to formalize your finding and that will be on the next available consent agenda. So, unless there are any other questions, I'd recommend opening the public hearing."

Chairman Norton said, "Questions of Bob at this point? I will open the public hearing and accept comments from the public or from the City of Wichita, if they would so like. Please state your name for the record."

Ms. Terry Cassidy, City of Wichita Manager's Office, greeted the Commissioners and said, "And on behalf of the city would indicate that we do feel that we are in complete compliance with the service plan. I would be happy to highlight some of the items on the summary table if you would wish. We also do have representatives from all of the departments who have provided services to this area available today for you to ask questions of them as well."

Chairman Norton said, "Any questions from the bench? I don't think we have any. Is there any will to see all the information on this?"

Commissioner Winters said, "I'd just be interested, if there's somebody from the public who

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wants to speak.”

Chairman Norton said, “Is there anyone from the general public that would like to speak, either in favor or against? I see none. At this point I will close the public hearing and we’ll discuss from the bench. Any questions of the city or Bob? I see no questions. Commissioner Winters.”

Commissioner Winters said, “The only comment that I’d have is Bob, is there any way that we could streamline part of this process at all? It would appear that the city is certainly well represented here and if I’m correct we’re going to have several of these over the next period of years. I would think there’s going to be quite a few and I wonder if, when you send out those letters to all the property owners, you could ask them to respond and if we get a response then the city could be fully prepared to answer those here at our meeting. But there’s a lot of high-power folks here for this morning.”

Mr. Parnacott said, “And actually that’s really what we’ve done. We send the letter out. The notice of the hearing goes out with a cover letter. The cover letter explains that if they have any issues or anything to talk about before the hearing, they can contact me. That’s been done. These people have e-mailed me or called me. At that point, I let the city know and we address any issues that need to be addressed. The city, I think, in just an abundance of caution, has decided to bring their representatives.”

Commissioner Winters said, “Okay. Well, it’s good to have them in the meeting room. That’s the only thing I had Mr. Chairman.”

Chairman Norton said, “At this point, I’d entertain a motion.”

MOTION

Commissioner Unruh moved to find that the City has provided services in accordance with the service extension plan.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye

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Commissioner Ben Sciortino Aye
Chairman Tim Norton Aye

Chairman Norton said, "Thank you, Bob and thanks to all from the City of Wichita stopping by today. Clerk, call the next item."

NEW BUSINESS

C. RESOLUTION APPROVING A CHANGE TO THE SOUTH CENTRAL KANSAS ECONOMIC DEVELOPMENT DISTRICT ARTICLES OF INCORPORATION.

Ms. Irene Hart, Director, Division of Community Development, greeted the Commissioners and said, "Thirty years ago, 14 counties in south central Kansas came together and formed the South Central Kansas Economic Development District or SCKEDD and I'll use the term SCKEDD. SCKEDD has operated successfully over the last 30 years, growing businesses and developing local economies. In the past several years, I have served as one of the officers of the SCKEDD organization and through the past several years and with new leadership of Bill Bolin, Executive Director, we've taken a look at a lot of the policies and procedures that have just grown over 30 years and we spent quite a lot of time trying to streamline and update the organization so it can respond to the needs of the community as it exists now, rather than 30 years ago.

One of those issues happens to be the board of directors. Under the original agreement to form the SCKEDD organization, there was a population-based formula to create a board of directors. If we follow that population-based formula and the 2000 census we would have a board of directors of 83 members this year with SCKEDD. As time has passed, the board of directors has become more and more a formality. They meet annually to ratify election of officers, to adopt the budget and plan of work. But the actual work itself of the board occurs each month with a 30-member executive committee.

We reviewed this and we evaluated a number of different ways to condense 83 members into a more manageable organization and the executive committee has recommended to you and the same recommendation is going to all 14 counties that in effect the executive council become the board of directors. So it would in fact reduce the 83 member board of directors to a 30 member board of directors.

The difference that makes in Sedgwick County is that we have, under the old formula, we have 32 appointments to the board of directors that meets once a year. That has been difficult in past years. That's been difficult to keep 32 people interested for a whole year just so that they can go to one meeting and for the past several years you all have only appointed 8 members. Well, coincidentally, with the new formula, the Sedgwick County representation would be 8 members. It has worked successfully for the past several years. You would continue to appoint the 8 members and I would

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certainly recommend it to you. If you have any questions, Bill Bolin the Executive Director is here who probably can answer some of the details better than I can but I'd be happy to try to answer any questions you might have."

Chairman Norton said, "Are there any questions of Irene? Irene, do we have any sense of what the other counties are feeling about this? I mean, will they loose representation as we did but it will all balance out pretty equal?"

Ms. Hart said, "Every county will be represented and then there's an increment based on their population. We, as the largest county, we will not have representation based on our population but the only way to combine Elk County and Sedgwick County population based means that we have 32 members and they have 1, so it's adjusted to make sure that the region is represented, each county is represented. The executive council was 100% in support of this formula. And Bill, you've been to some of the other county commissions. Have they expressed any concern?"

Mr. Bill Bolin, Executive Director, SCKEDD, greeted the Commissioners and said, "To answer your question, so far 9 county commissions have looked at this same proposal and all have agreed to it and each one of them would be reducing the number of members coming to the board of directors. The idea is to make for a highly active board of directors instead of ones who just kind of rubber stamp once a year. And so those nine have all been quite happy. You're the tenth. I'll be visiting the other four next month."

Chairman Norton said, "It seems like to me that streamlining at this juncture in the economic environment to make this a more fluid, more active, more engaged board is a good time to do that, because there's some tough times, economic development is on everybody's mind and I think the more people you can engage that really are attached is going to be positive. So obviously I'll be in support of this.

Any other questions from the bench? I would entertain a motion."

MOTION

Commissioner Winters moved to adopt the Resolution.

Commissioner McGinn seconded the Motion.

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

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VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, “Thanks, Irene. Thanks, Bill, for coming by too. Next item.”

D. REGISTER OF DEEDS.

Mr. Bill Meek, Register of Deeds, greeted the Commissioners and said, “I was really glad to see you recognize the physicians this morning and as a sidebar, Dr. Davison is my physician, so I’m looking forward to the next 100 years.

We have two proposals for you this morning. I would like to take them in reverse order, if it would be all right with the commission, which would put the requirement for the margins up as the first item for you to consider and I’d like to consider them as individual resolutions. That would allow 3 inches margin at the top of the document, an inch at the bottom and half inch on each side.”

Chairman Norton said, “Any problem with us taking D-2 first? That’s fine, Bill. Go ahead.”

2. RESOLUTION SETTING A POLICY FOR THE REQUIRED MARGINS OF DOCUMENTS SUBMITTED TO THE REGISTER OF DEEDS FOR FILING OR RECORDING.

Mr. Meek said, “Okay. That would allow for the documents to have a 3 inch margin at the top of the document, a one inch margin at the bottom and a half inch margin on each side. And this is in compliance with the trends for a national unification of standardization of forms throughout the nation.”

Chairman Norton said, “Seems like an easy thing to me. Does it require a resolution for us to set your margins?”

Mr. Meek said, “We’re not really sure, Commissioner. I think there’s an area that . . . I think the register of deeds has the authority to do that. But in the fairness of bringing everything open and above board to the citizens and having a reasonable debate, that’s the reason why we’re bringing it now.”

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Chairman Norton said, "Okay. Commissioner Sciortino."

Commissioner Sciortino said, "Bill, just for the record or anybody in the audience or viewing us that is really interested, what is the logic behind wanting or needing these margins?"

Mr. Meek said, "Under our new electronic system that we've been developing within the county, through the efforts of joint cooperation with Information Services in the county, county manager's staff, our documents will only be able to place the information in a give spot. It will be done electronically. Without that spot available, we would have to charge the two dollars automatically."

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

Chairman Norton said, "Any other questions or comments? At this point I'd entertain a motion."

MOTION

Commissioner Winters moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "And we'll move to D-1."

1. RESOLUTION SETTING A REFUND POLICY FOR OVERPAYMENT OF FEES PAID TO THE REGISTER OF DEEDS.

Mr. Meek said, "This item, Commissioners, is for the Register of Deeds to implement a refund policy. This idea was initially generated by constituents saying, 'You know we would like to have a vehicle or a means to get these documents filed'. So what sometimes starts out as necessarily in one person's opinion a good idea, when it's brought to the light of day and we had good public comment and good public debate, with the media involved and the commission and staff, things come to our attention and sometimes it's a good idea and it follows through and sometimes it's not

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such a good idea.

What I would like to do is give you the facts on exactly what this issue curtails [sic]. This . . . We have three ways that documents come into the Register of Deeds Office. One way they come in across the counter. That is never a refund problem at that point because they're charged right there at that . . . It just doesn't happen. The second way they come is through the title companies, our local title companies that we have here in town. That is never a problem. The problem on the refund is in the mail that comes in. Now this mail comes in from professionals. We're not talking maybe an occasional private individual will send in a document, but a large portion, if not a very large portion come from out-of-state organizations like large banks or brokerage companies or people that are in the business.

I have been getting information back from some of these constituents and saying 'You know, we would just as soon you kept the money and filed the document' but that was not our intent in the very beginning to keep the money. The way the procedure would work is that the document would come in. If it was over that amount, within that area, we would still file the document. We would send them back a notice that they had overpaid and that they could then say 'Hey, I want that one dollar, or five dollars or six dollars' whatever the case may be.

I went back and I really sat down and looked at the month of December, which was our complete, entire full month of operation that we could base some numbers on to see how the numbers came out. Here are the facts. All those documents that fit into that particular category of everything that was received in the Register of Deeds Office for the month of December was a total of 89 documents. When we added up the amount of money involved in that it came to \$159, which meant that the average of that document was \$1.78 in that category. So the year-end total would probably be somewhere in the neighborhood of \$1,800- \$1,900. But that money still would not be kept. We would notify the individuals that they had overpaid and here's the procedure in getting the money.

What I'd like to do is recommend that you take into consideration three specific options. One, approve the resolution as it's being submitted. Two, approve the resolution as you want to modify it from the bench. Or three, let me go back, do some more research, talk to the constituents and see if there's genuinely a need out there and of course, obviously, and it always goes without saying, working with the Manager's staff because they help us a bunch, to see if there's another vehicle that we can accomplish what we're trying to accomplish without putting harm on anyone or any individual. And that's my recommendation and I'll stand for any questions."

Chairman Norton said, "I don't see any right now."

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Commissioner Sciortino said, "I have just one. Do you have a preference of the three that you've presented to us, do you have a preference of what you would like for us to do?"

Mr. Meek said, "Yes, I do. I think that we need to do a little bit more investigating. I think we need to do a little bit more. I would prefer the third option, but that's up to your consideration."

MOTION

Commissioner Sciortino moved to adopt the third option, as presented by the Register of Deeds, where he would have time to re-look at this item and discuss with the people involved and maybe come back to us with a more workable solution.

Commissioner Winters seconded the Motion.

Chairman Norton said, "I have a motion and a second. Any other discussion?"

Mr. Richard Euson, County Counselor, said, "Commissioners, for clarification, does that mean you'd defer indefinitely?"

Commissioner Winters said, "Yes."

Chairman Norton said, "Until brought forth. Okay, Clerk call the roll."

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "Thank you, Bill. I really appreciate you bringing that kind of dialogue to the bench because there has been some information out in the media. It's interesting that some of the numbers were a little higher in some of the reports than what you'd constructed and it's

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interesting that those numbers were pretty different but I think it's good to have the dialogue here in public, talk about it and we look forward to your presentation when you bring it back. Thank you very much.

Tom, did you have a . . . ?”

Commissioner Winters said, “Well, the only thing I was going to say is I think Bill has indicated to me earlier that . . . I mean, I want to try to help streamline the system. I mean, if there is a catch in the process, let's see if we can't streamline the system. We've got a new backroom computer system that's doing wonders. Maybe it can solve this problem too.”

Chairman Norton said, “Let's hope so. Clerk, call the next item.”

E. AUTHORIZATION FOR COMMISSIONERS TO REPRESENT SEDGWICK COUNTY AT THE 2003 NATIONAL ASSOCIATION OF COUNTIES (NACO) ANNUAL LEGISLATIVE CONFERENCE.

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, “This is the annual legislative conference of what we refer to as NACO. It's scheduled for February 28th through March 3rd. This action would authorize Commissioners to represent us at that conference.

There are a number of issues, including solid waste, homeland security, other environmental issues and of course the ever-present funding crisis and discussions about the economy and the federal help for local governments, discussions on those topics. I would recommend that you authorize Commissioners who want to represent Sedgwick County at the 2003 NACO Legislative Conference.”

Chairman Norton said, “Commissioner Winters.”

Commissioner Winters said, “Thank you. You know, we often . . . Well, not real often, but we do attend educational meetings now and again and since Commissioner Norton has been here, we've begun to end our meetings with a note on where people are and what they've been doing. When preparing for this conference, I thought it would perhaps be a good idea to tell in advance what some of us have planned and let folks know where at least a couple of us are going to be the first weekend in March. And the manager did hit some of the highlights.

About three things that interested me particularly about this upcoming conference is there is going to be a focus on homeland security and interactions with counties and federal government. And so, I think I'm certainly going to be interested in that. There are going to be several opportunities to be engaged in early childhood development and ready for school and our health department is fully

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engaged in that and I've been pretty active in our Olds Project and the Family Nurse Partnership. Both of those, I think, are very important.

There is also going to be a seminar on diverting the mentally ill from jail and there's proposed federal legislation now that would provide some funds for counties for diversion programs if you can find the mentally ill that are in your detention facilities. And nationally, over 16% of people that are in jails have some kind of mental issues. And so I thought with our jail overcrowding that this would certainly be a seminar that I want to be involved in.

And then, lastly, Commissioner McGinn and I both serve on the Environmental Energy and Land Use committee which, let me tell you, that committee can get quite interesting at times because it does deal from everything from solid waste to land use planning, which is always an issue. But this is the sub-committee group that then brings information to the full body that then votes on resolutions of what NACO will support, what they will not support.

So it's kind of packed into a Saturday, Sunday, Monday, Tuesday but the other interesting thing is then the following weekend cities are in Washington. And so, I think there's kind of a, as you visit with people on Capitol Hill, there's kind of this 'Well, the counties are here this week, cities will be here next week' and I think county government is well represented in Washington when a number of people are there. So, I thought it'd be important to share with reason prior, instead of hearing . . . and we will tell you about when we get back, but anyway this is the update on where we'll be."

Chairman Norton said, "Well, I really appreciate that, Commissioner Winters. I think it's important that the citizens know why we're going. Commissioner McGinn."

Commissioner McGinn said, "Thank you. And Tom pretty much shared a lot of what I was going to share. I will add on the environment, energy and land use committee. There are also a lot of water quality issues and we all know that that's something that's very important to our county, and so I want to be able to participate in some of the things that other people are doing nationwide.

A couple of things though that . . . Tom hit on most things, but the other one was HIPAA and the Health Insurance Portability and Accountability Act. That's something you have to read I think, unless you're just doing that all the time. But that's something that we're going to be in compliance here in April and it's a very convoluted, complex thing that we have an individual working on that full time now. But I think it's important for us to really understand what all that means and what it's going to mean to our community as well. Medicare, Medicaid, there's a program on that as well, as far as all the states are cutting and then the mentally ill. That's an important issue to me because as we think about expanding our jails, I think we need to think about how we do that

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differently and not have maximum security. Maybe we need to have different kinds of security that doesn't cost as much money.

And then the final thing . . . I'm sorry if I wasn't listening and missed it but the final day you have an opportunity to visit with our congressmen and I think that's very important. I know Tom and I had an opportunity to visit with them right after 9/11 and talked to them about the things we're doing with Ready to Respond and I think it would be good to give them an update on that and also stay . . . have good conversation or continue to have conversations about the homeland security facility that we're looking at here in Wichita, Kansas to be a regional facility for the United States even. So, I think it's going to be a very important meeting and look forward to gaining a lot of insight. Thank you."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "Thank you, Mr. Chairman. Well, I think it's very appropriate that we have representation there. I was going to ask the question if we were going to have the opportunity to meet with our congressmen or senators, because I think it's always good to keep those doors open. And the one thing that I've heard that's going to be on the agenda is that Sedgwick County isn't unique and State of Kansas isn't unique in so much that they're having a financial crisis. I think this is spreading out throughout the entire nation and it would be very beneficial to find out from other counties what are they doing and what adjustments have they made, because sometimes you can step away from the trees and see the forest a little clearer. So, I think it will be very productive and I'll be very supportive of this item."

Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. I think that most of the details of the conference have been enumerated here but I'm supportive of this I guess for a selfish reason. I think it will give me an opportunity to get a more global perspective of the issues that we face and an opportunity not just for education, but for a new commissioner an opportunity for some real maturing at a fast pace so that I can be more effective for our citizens. So, I'm supportive of this."

Chairman Norton said, "Well, I'll kind of sum up. I am not going this year for several reasons but I think we're sending a new commissioner that probably can engage and learn some new information and we're sending two commissioners that, you know, have a history of going and being connected and serving on boards. I think it's important, and I said this last week, to increase our knowledge base, our intellectual capital, and anytime that you can sit with other pros, other electeds, our legislators and with other people that are knowledgeable in the issues that we deal

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with, either in seminar or workshops, I think it's incredibly powerful for the citizens of Sedgwick County to be able to bear the fruits of that. So, I'm excited.

Although I'll not be there, I've already visited with Commissioner Winters about homeland defense because that's an issue that I enumerated last week and thank you, Commissioner McGinn, for bringing that up again. I think it's important we deal with those issues and certainly homeland defense, land use, water quality, health care are all things that I kind of enumerated last week that I want us to focus on and I think we've got great representatives that will go and represent Sedgwick County in a more global nature and also bring back a knowledge base that we can't get just talking among ourselves. So, I think it's very powerful.

At this point, I would entertain a motion."

MOTION

Commissioner Winters moved to authorize Commissioners to represent Sedgwick County at the 2003 NACo Legislative Conference.

Commissioner Unruh seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "Next item."

F. DIVISION OF HUMAN SERVICES.

1. AGREEMENT WITH THE UNIVERSITY OF KANSAS CENTER FOR

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RESEARCH, INC. FOR COMCARE TO PROVIDE DEVELOPMENT OF AN ONGOING EMPLOYMENT SERVICES PROGRAM.

Ms. Marilyn Cook, Director, Comprehensive Community Care (COMCARE), greeted the Commissioners and said, “April of this past year, COMCARE was selected as one of several mental health centers in the state to participate in an evidence-based study on employment of consumers that have a severe and persistent mental illness. An evidence-based practice, just for those that don’t understand that, is one that has proven in more than one setting to be effective and one that is ready to be replicated in other communities.

Our role in this whole project is to work with Dartmouth College, through K.U.’s Center for Research and we’re in the process of implementing the model and we’re doing that in our Community Support Services program, where we have a very clear focus on getting our consumers working.

The contract that’s before you on the agenda today is actually a sub-contract with K.U.’s Center for Research and the funding for that, however, is coming from the Johnson and Johnson Corporation. It has been very supportive of this project, as well as one on dually diagnosed individuals throughout the United States and it’s . . . the money, which is \$10,000 is designed to help provider agencies who are chosen with any additional costs that are associated with trying to implement this process that first year.

The money can be used for clothing for consumers for work who are starting a job for the first time. It could be used for tools, for transportation. It could be used for educational kinds of things. Wyandotte and Burton-Ash in Lawrence were the other two centers chosen for this. Burton-Ash has not decided how they’re going to use their money. Wyandotte decided to pool all that money in an escrow account for their consumers to use for car repair and car insurance.

We originally were going to use a large portion of that money to go visit the program that’s been running for seven years in Connecticut that has had very wonderful results but Connecticut also had budget cuts and they cut that program in January, first of this year. So we cancelled that trip and are in the process of deciding the best way to use that money. But we are requesting that you approve the contract and I’d be happy to answer any questions you might have on it.”

Chairman Norton said, “Commissioner Sciortino.”

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Commissioner Sciortino said, “Just one real quick one. If I could just kind of boil it down a little bit as to what we’re trying to do, we’re going to try to assist some of our clients in being prepared to look for a job, what to say, how to do an interview, how to dress. In other words, position them to improve their chances of getting employment. Isn’t that basically what we’re doing?”

Ms. Cook said, “Actually it’s a little bit more than that. That is the model we had been using and that model we spent quite a bit of time doing those things that you were outlining to prepare people. This new model, this evidence-based model said do a much more rapid assessment up front, look in particular at the employment and occupational areas of interest for consumers and get them working more quickly. You don’t have to find the perfect job, the perfect match and go out there and do that more quickly. So we have a whole new philosophy and way of connecting folks to jobs. Transportation is an incredible issue in this area, so one of our strategies is to look in the radius of places in the neighborhoods where people are living and saying ‘What places are there that are in this person’s neighborhood where this person could walk to work’. So the model is very, very different, a lot less prep, a lot more action.”

Commissioner Sciortino said, “And I would assume then, like next year you could give us a status report like these are how many people that entered the program, here’s how many people we placed on employment and what have you and show the public. I mean, I think this is a tremendous investment in giving a hand-up to someone but it should be easy to track the outcomes too to see how productive we were.”

Ms. Cook said, “We have a data base that’s doing that currently.”

Commissioner Sciortino said, “That’s great. Thank you.”

Chairman Norton said, “Besides transportation, are there other partnerships? You talked about clothing. Dress for Success is a entity out there now that tries to find clothing I think maybe just for women that are entering the job market. But are there other partnerships that you can hook up with to make this money go farther?”

Ms. Cook said, “Oh, absolutely and we are already engaged in a lot of those collaborative arrangement. So those are just some of the suggestions from Dartmouth in terms and Johnson and Johnson in terms of how to use the money. And we probably wouldn’t do that, since those are in place in our county. We would look at the best means to use that money and make it spread the farthest.”

Chairman Norton said, “Awesome. Any other questions from the bench? At this point I would entertain a motion.”

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MOTION

Commissioner Sciortino moved to Approve the Agreement and authorize the Chairman to sign.

Commissioner McGinn seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "Next item."

2. CONTRACT WITH EAP PLUS TO PROVIDE EMPLOYEE ASSISTANCE SERVICES.

Ms. Cook said, "This item is a renewal of the EAP contract that's been in place for several years. It's being renewed at the same rate as it has been for the past several years. The contract covers services such as counseling and consultation, assessment and referral, supervisory training and employee education.

The services are available to all full-time and part-time and retired county employees and their immediate family members. The EAP also does a monthly drug-free workplace orientation in the county's new employee orientation series and offers other workshops as well. One that Mr. Casey has done a number of times is one called Good Grief, but he's also offered other workshops as well.

The EAP program continues to meet the national average of utilization between 2 and 4%. In our case, it's about 70 employees a year that seek services there. Issues that people bring to our EAP

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include: substance abuse issues, grief issues, marital conflicts, anger management, domestic violence situations and a number of formal supervisory referrals are also made to him. And last year the EAP offered services to employees in 16 different Sedgwick County departments. We are requesting that you renew the contract.”

Chairman Norton said, “Any discussion, questions?”

MOTION

Commissioner McGinn moved to approve the Contract and authorize the Chairman to sign.

Commissioner Winters seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, “Next item.”

3. SENIOR CARE ACT SLIDING FEE SCALE FOR MILL LEVY-FUNDED MINOR HOME REPAIR PROGRAM.

Ms. Christa Lavette, Minor Home Repair Coordinator, Department on Aging, greeted the Commissioners and said, “I’m requesting approval of the implementation of the sliding fee scale for the mill-levy funded Minor Home Repair program.

Historically, we’ve been able to meet the minor home repair request of customers and stay within budgetary restraints. In 2002, this became difficult as the demands for the community increased. This program is unique in that we are the only agency that focuses on issues dealing with access health and safety for older adults in Sedgwick County.

In order to meet the demands of the community and to remain fiscally responsible, it is necessary to require that customers share in the cost of the project. The sliding fee scale calculates the customer’s co-pay based on the gross monthly income. By applying this change, we will be able to assist the demands of the community and leverage our funding.

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Alternatives, Commissioners can elect not to use the sliding fee scale, which would limit the amount of customers served. Implementing the sliding fee scale would not require any additional funding, however by not implementing, fewer customers would be served.

I'm asking that the Commissioners approve the implementation of the sliding fee scale. I would be happy to answer any of your questions."

Chairman Norton said, "I don't see any at present. Does anyone have any questions?"

Commissioner Winters said, "Surely we have a real hard question someplace here."

Chairman Norton said, "Do you think it will disincentize if people do have to pay something and maybe then we don't give the money away at all because you know, seniors having to pay anything might disincen them to go ahead with it. If they know the whole amount is going to be paid, they may do it. Do you think that there's going to be a disincentive and I guess we'll find that out when we try it, but what's your sense?"

Ms. Lavette said, "I'm not thinking that it would be. Some are willing to assist with the cost."

Chairman Norton said, "Okay. Any other discussion? At this point, I would entertain a motion."

MOTION

Commissioner Winters moved to approve implementation of the sliding fee scale.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "Thank you very much. Clerk call the next item."

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- 4. STATE FISCAL YEAR 2003 JUVENILE JUSTICE COMMUNITY FUNDING PLAN.**
- **AMENDMENT TO THE PLAN**
 - **AMENDMENT TO AGREEMENT WITH WICHITA A.C.T.S. ON TRUANCY**
 - **AGREEMENT WITH FAMILY CONSULTATION SERVICE TO PROVIDE MENTAL HEALTH SERVICES**

Ms. Chris Kautzer, Systems Integration Coordinator, Department of Corrections, greeted the Commissioners and said, "I'm filling in this morning for Mark Masterson who is in Topeka today for a legislative hearing.

The item that you have before you involves approval of a new vendor and partner in one of our state-funded Juvenile Justice delinquency prevention programs and this is the Community Truancy Immunization project. This project is a collaborative effort that uses personnel from six different agencies that address truancy in a coordinated and intensified manner.

The change in vendor for this program involves the mental health piece, or a component of this project. The new vendor is Family Consultation Service, which is an affiliate of the Community Mental Health Center. The agreement before you provides up to \$38,801 to pay for mental health care for 30 students that are involved in this project. These mental health services are provided to students at five targeted middle schools.

Making this change in the middle of a state fiscal year involves three administrative actions for your approval. Number one would be an amendment to our Juvenile Justice Community funding plan. Number two is a modification of the agreement with Wichita A.C.T.S. on Truancy and number three is a new agreement with Family Consultation Service. This plan for services and the agreement was developed in coordination with the agencies that collaborate in this project and it was approved by our Juvenile Corrections Advisory Board or Team Justice at their December meeting. I ask that you approve these actions. I'd be happy to address any questions that you may have."

Chairman Norton said, "Any questions of Commissioners? I have one. What are the five schools?"

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Ms. Kautzer said, “The five schools that are involved in this collaborative effort is Jefferson Elementary School, Hamilton Middle School, Pleasant Valley Middle School, Marshall Middle School and Curtis Middle School.”

Chairman Norton said, “Okay. I see no questions. At this point I would entertain a motion.”

MOTION

Commissioner Winters moved to approve the Plan amendment and associated Agreements, and authorize the Chairman to sign.

Commissioner Unruh seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, “Thank you, Chris. Next item.”

5. AGREEMENT WITH FINNEY COUNTY, KANSAS BOARD OF COUNTY COMMISSIONERS TO PROVIDE OFFSITE JUVENILE DETENTION HOUSING SERVICES.

Mr. Larry Ternes, Youth Services Administrator, Department of Corrections, greeted the Commissioners and said, “The agreement this morning is necessary to assist with our overflow population at the Juvenile Detention Facility. It represents no increase over last year’s agreement

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and there is no guaranteed minimum with this contract or with this agreement. I would recommend that you approve the agreement and authorize the Chairman to sign and would be happy to answer any questions that you may have.”

Chairman Norton said, “Commissioner Winters.”

Commissioner Winters said, “Larry, could you just give us an update about how the trends are going on our placements out of county? Are we holding steady or are those numbers fluctuating one way or another?”

Mr. Ternes said, “We actually saw a slight reduction in our overall secure custody population last year. We averaged about 62 in secured custody, 18 approximately in off-site housing. This contract or this agreement is occasionally used. As you know from the agreement that you approved last week, our primary overflow goes to the Clarence Kelly Facility in Topeka. So because of the distance, this one is occasionally used but primarily in Topeka is the facility that we use. So the trend has gone down slightly but we anticipate that this particular contract, once again, will be used somewhat infrequently over the year but it’s necessary just in case that population does spike up.”

Commissioner Winters said, “Okay, thanks for the update. That’s all I had.”

Chairman Norton said, “Commissioner Sciortino.”

Commissioner Sciortino said, “Yes, thank you. I just wanted clarity. There is a volume discount, if I read it right. The rate is \$115 a day, but whenever we place five, I guess at the same time, there’s five or more beds it goes to \$100. How does that rate compare to the rate that we’re being charged by the Clarence Kelley.”

Mr. Ternes said, “It’s very comparable. As you know, the Clarence Kelley Facility is a guaranteed. We have to pay that . . . We pay that whether we have the population there or not and the . . . It’s kind of a market for the providers out there today. They can charge kind of what they want but some of these facilities, like Finney County, their population has been relatively low for offenders so that’s why they’re able to offer a lower price. You may be interested that these costs that you see before you don’t represent our transportation costs and the medical costs that we also incur for residents in these facilities.”

Commissioner Sciortino said, “And this is being done just as a backup or a failsafe should we all of the sudden see our population dramatically increasing.”

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Mr. Ternes said, "That is correct, Commissioner."

Commissioner Sciortino said, "Fine. I have no other questions. Thank you."

Chairman Norton said, "Do you have a sense that the economy of Sedgwick County and the area is going to affect the numbers? You say there's a reduction now. That kind of maybe goes against the trend. Do you have a sense of what's going to happen in the next two or three years?"

Mr. Ternes said, "That's a very good question. I wish I could answer that for you but that's been the most predictable thing about our population has been its unpredictability. And for me to sit here today and try to give you an idea of what's going to happen with the economy would be just a guess on my part. We have seen some spikes over the last several months but when we think the population is going to increase, based on our trends, it just goes the opposite way."

Chairman Norton said, "Well, hopefully what we continue to do with some of the Juvenile monies that we've got will continue to keep it at least somewhat level or have some reductions. Okay. If there's no other questions, I'd entertain a motion."

MOTION

Commissioner Sciortino 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 David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

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Chairman Norton said, "Thanks, Larry. Appreciate it. Next item."

G. CIVIL RIGHTS AND FAIR HOUSING COMPLAINT PROCEDURE.

Mr. Marty Hughes, Revenue Manager, Division of Finance, greeted the Commissioners and said, "This morning, we have for your consideration a procedure to receive and process civil rights and fair housing complaints from citizens of Sedgwick County. And the reason we have this coming before you today is that one of our grants that we have, it's a Community Development Block Grant for our rails project for United Warehouse requires that we have this procedure in place. It's not a change in the process that we do right now but it basically formalizes the process that we have in place. And the process is basically if there's a complaint then the individual that has the complaint would contact the county employee relations and diversity officer and then the diversity officer would have the citizen contact the Kansas Human Rights Commission and the Kansas Department of Commerce and Housing and they handle, as far as investigating complaints, they would do that. So Sedgwick County employees or Sedgwick County personnel would not do investigations of complaints. They'd just basically forward the individual to the state agency that handles that.

So anyway, that's kind of what the process is and I'd recommend that you approve the procedure and authorize the Chairman to sign the civil rights and fair housing complaint procedure document."

Chairman Norton said, "Any questions from the bench? I just have one. How often is this procedure being used presently. I mean, is it something that is used very often?"

Mr. Hughes said, "I don't really know how often it gets used. Generally, in house, we handle employee concerns and that's handled through the personnel policy. So I don't think it's too often that we get questions or concerns from citizens outside."

Mr. Buchanan said, "Commissioner . . . Chairman Norton, in the last 12 years there has been no complaints regarding fair housing complaints."

Chairman Norton said, "I'm sure we have to have a procedure anyway, whether we have them or not. Okay. With no other discussion or questions, I would entertain a motion."

MOTION

Commissioner McGinn moved to approve the procedure and authorize the Chairman to sign.

Commissioner Winters seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "Thank you, Marty. Next item."

H. ADJUSTMENT TO THE HEALTH DEPARTMENT STAFFING TABLE.

- **TRANSFER FUNDING FOR FOUR ASSISTANT CASE MANAGER POSITIONS, RANGE 13, AND ONE CASE MANAGER POSITION, RANGE 16**
- **USE TRANSFERRED FUNDING FOR TWO COMMUNITY HEALTH NURSE POSITIONS, RANGE 22, AND ONE ADMINISTRATIVE OFFICER POSITION, RANGE 21, WITHIN THE INTEGRATED FAMILY HEALTH DIVISION**
- **NET REDUCTION OF TWO POSITIONS AND SAVINGS OF \$16,098**

Mr. Gerald Frantz, Interim Director, Health Department, greeted the Commissioners and said, "This agenda item deals with staffing table adjustments for transferring funding for four assistant case manager positions and one case manager position, which are all para-professional positions in the Health Department to be used for two community health nurses and an administrative officer, community health liaison. These three positions of course are professional positions and all of this within the Integrated Family Health Division of the Health Department. The overall result is a net reduction of two positions, representing a savings of a little over \$16,000.

In late summer/early fall of 2002, this being a grant-funded position, the folks from the Kansas Department of Health and Environment visited us for a site visit and after spending some time with us for a couple of days they recommended that we go away from the use of para-professionals in visiting our moms and babies out in the field and instead use two new nurse professional positions and to also get someone to work within the community visiting the churches and the schools and other community organizations to serve as a liaison between our integrated family health

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department group and the community. So, we would ask that you approve this item and etcetera, etcetera.”

Chairman Norton said, “Well, I see no questions from the bench. I do have a comment. I think it’s nice that you bring a proposal that actually saves money for the county under these economic times and then hopefully that is a real \$16,098 savings and it’s not voodoo math or whatever.”

Mr. Frantz said, “No. If Chris Chronis is involved, you know there’s no voodoo math.”

Chairman Norton said, “Then that’s a good thing. Commissioner Winters.”

Commissioner Winters said, “Jerry, in changing the names, Integrated Family Health Division, etcetera, where is the Family Nurse Partnership and did it get its name changed again?”

Mr. Frantz said, “Yes. The Nurse Family Partnership we now call the Healthy Baby program, right, all under Integrated Family Health now are all of our nurse field visitation programs, which includes the Healthy Start initiative and the Healthy Baby program. It also includes our WIC program and our behavioral health program. It’s all integrated together into one Integrated Family Health program, which deals with dealing with moms and their children and including the behavioral health elements of that.”

Commissioner Winters said, “Okay. Well as that once started out as the Olds Project with very strict protocols and procedures to stay within their tested model, are we still adhering to all of those protocols and procedures?”

Mr. Frantz said, “Absolutely.”

Commissioner Winters said, “I mean, should I have a concern about as we change the name of this and we more integrate it in with other programs, if those other programs stick to the protocols of this original Olds, then I think everything is fine. If we let other issues, and I mean getting them all on the same road I think is terrific, but we need to make sure that those program plans are not diluted.”

Mr. Frantz said, “We share your concerns on that Commissioner. All of our staff, our current staff in the program have been trained under the Nurse Family Partnership training program. The differences in terms of protocols and the disciplines involved in what we were doing under that banner, versus what we were doing under this banner are very minor. The big difference is we

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don't have to pay to continue, as we did in the Nurse Family Partnership model. So we're basically doing the same thing, but we're not paying to carry the name and to go down to Colorado every year, send everybody to Colorado every year to get continuing education in the program."

Commissioner Winters said, "Okay. So now the Integrated Family Health Division is what we refer to when we're talking about all these early adult, childhood kinds of programs are tied up in Integrated Family Health."

Mr. Frantz said, "Yes, Commissioner, that is correct."

Commissioner Winters said, "Okay, very good. I think that's all I've got. Thanks."

Chairman Norton said, "Any other questions, discussion? At this point, I would entertain a motion."

MOTION

Commissioner Winters moved to approve the adjustments to the Health Department Staffing Table.

Commissioner Unruh seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "Thank you, Jerry. Appreciate it. Next item."

I. RESOLUTION REMOVING CERTAIN CONNECTING LINK STREETS IN THE CITY OF VALLEY CENTER FROM THE SEDGWICK COUNTY HIGHWAY SYSTEM.

Mr. David Spears, P.E., Director/County Engineer, Public Works, greeted the Commissioners and said, "Item I is a resolution that officially deletes connecting link streets inside the city limits of Valley Center from the Sedgwick County road system. The reason for the change is that Valley

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Center's population is greater than 5,000 and in accordance with K.S.A. 68-506F, the county is not obligated to maintain their roads.

In this particular case, the Metropolitan Area Planning Department has prepared a report on the populations of all cities in Sedgwick County. This is what it looks like. The report is entitled '2002 Development Trends'. It indicates that the population of Valley Center in 2002 was 5,019 based on building permits issued since the federal census was taken in 2000. I recommend that you adopt the resolution which will take effect on March the 1st."

Chairman Norton said, "Okay. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. David, and this is standard procedure. This is how we have treated every other city that's hit 5,000 as far as we use a local planning department to predict those trends and that's consistent also with other counties in the state?"

Mr. Spears said, "It's consistent with other counties and yes, we did Park City in December of '93 and Bel Aire in April of '99 and there have been different verifiable reports that we have used in the past for verifying the population that we're comfortable with."

Commissioner McGinn said, "Okay. And you said you did Park City '93, Bel Aire '99, so we don't just wait every ten years to get the census report. I mean this is . . ."

Mr. Spears said, "Right and this case, the Planning Department has a person over there, Steve Banks, and we work with the Planning Department and this is what he does, one of his main duties is looks at population trends and as I say, they did use the building permits, which is pretty verifiable."

Commissioner McGinn said, "And the procedure that we use, or have used in the past is consistent with we pass a resolution and then we send a letter to that community."

Mr. Spears said, "That's correct and I have copies of those here that we have done in the past. We pass a resolution and then we notify them in writing of what's going to happen."

Commissioner McGinn said, "And basically, they just have to take over the maintenance of the interlinking . . ."

Mr. Spears said, "Connecting links."

Commissioner McGinn said, "Connecting links but does not prevent us from any future inter-local

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agreements that we may have.”

Mr. Spears said, “Oh absolutely not, it doesn’t prevent you from that, just as we enter into agreements with the City of Wichita, which has a population of 350,000. So, yes, on any major road project . . . this is mainly referring to maintenance of the connecting links.”

Commissioner McGinn said, “Okay, all right. Thank you. No further questions.”

Chairman Norton said, “Any other questions? I just have one, Dave. Any other small cities starting to move into that category that we can predict in the next two or three years? We talked about this kind of the other day, but I’d like to kind of have it on the record that we’ve had that dialogue.”

Mr. Spears said, “The only ones I see in the population forecast Mulvane, and you have to remember that part of Mulvane is in Sedgwick County and part is in Sumner County and I don’t know how that breaks down but they’re at 4,436 and Goddard, which you would think would be fairly high is only at, looks like 2,599, or say 2,600. So it would be a while before it gets there, unless they start annexing a lot of property.”

Chairman Norton said, “So it could be that we’re going to have a pretty good gap before we deal with this again with another community. Okay. Any other discussion, questions of David?”

MOTION

Commissioner McGinn moved to adopt the Resolution.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, “At this point, we have an Off Agenda item that has come to my attention and I would entertain a motion if you want to put that on the agenda at this point.”

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MOTION

Commissioner Sciortino moved to consider four Off Agenda items.

Commissioner Unruh seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

OFF AGENDA ITEM

RESOLUTION APPOINTING JOE PAJOR AND TODD K. ALLAM TO THE SEDGWICK COUNTY SOLID WASTE MANAGEMENT COMMITTEE.

Chairman Norton said, “This item is a resolution appointing two new members to the Solid Waste Management Committee. It’s come before us from the City of Wichita because they had I think one person resign and one person move out of county. It’s come before us today and I would entertain any questions. Commissioner Winters, did you have a comment?”

Commissioner Winters said, “I guess I do. I see that Joe Pajor is here today and I’m not sure that I know Todd Allam. I certainly know Joe, and he is certainly an expert on anything to do with solid waste and I’m confident would make an excellent committee member and I would vote to support him and Mr. Allam if they started after the next Solid Waste meeting. Next Monday, the committee is . . . I won’t say concluding because I’m not sure there’s a real conclusion here yet, but they’re going to take an important vote next Monday. Last week I did support Commissioner Unruh. I believe if a Commissioner has and needs and wants to make those appointments, he has the ability to do that and that’s why I supported Commissioner Unruh last week. I look at these as kind of joint appointments or acknowledgements, so again, I’m not going to make a big deal about this. I

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would support them if they took their positions on February the 4th, which would be the day after the next meeting because, again, I don't know Mr. Allam but I know Joe Pajor will make an excellent member. I just think that to bring them on just five days before they take a vote is something that I'd rather not do."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "Thank you. Well I'm going to support this motion and I'm going to support them being seated immediately. This is a big issue that we're going to have to be dealing with. The City of Wichita has requested us to fill . . . for us to consider these recommended appointments so that they could have, I think, a voice in what's going to be a fairly big decision in February and Wichita . . . Well, I could say this, they're the trashy-ist city that we have in Sedgwick County. They account for practically all . . . Can I say that right without having it taken the wrong place. I'm trying to interject a little humor probably at the wrong time. But I think they've requested that these two places be filled so that I think they want representation so they can be part of the dialogue and discussion about the direction that we may go. So I'm going to be supporting the resolution and supporting the adoption that they be seated immediately so that they can be present for that February meeting. Thank you."

Chairman Norton said, "Commissioner McGinn."

Commissioner McGinn said, "I'm not ready to make a decision yet, so I hope we continue to have some dialogue. As you always say, Chairman Norton, that everything needs to be brought to the light of day and I just received this this morning and I'm one that I don't, unless there's emergency situations, I don't really like to receive agenda items and move forward unless we've at least been visited with. And so we did just receive this this morning."

Joe Pajor I think has been at the meetings since the very beginning, even though he has not been a member on that board. I do not know anything about Todd Allam. I guess my question is to Rich is how long have these seats been empty and, you know, why are we just getting this now that we've been talking about how their going to vote, I think Monday, and did we know that these were empty for very long or what? I'm just trying to understand why we couldn't have taken care of this a while back."

Mr. Euson said, "I'm not sure exactly. There's one vacancy and one that terminated or became vacant as of December 31st. And I'm not sure exactly what the timing was on those. I mean, I think there was a resignation prior to December 31st and a vacancy created by the occurrence of that date. And so both . . . well, that would actually make two, because they would have both expired on December 31st anyway. These are appointments that are allowed to be made by the City of Wichita. They're two of five appointments that the City of Wichita has and if it would help you any, the

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statute says that they're allowed to make those nominations and if you do nothing, the nominations become effective within 30 days. So it's certainly appropriate, you know you can choose to do nothing and they'll become effective within 30 days. You certainly have the option of making them effective at any date you want to within that 30 day period."

Commissioner McGinn said, "Well, and I don't want to get in the way of what the city is doing. The other question I had was trying to understand, I thought this board was a citizens' board and I know that both these individuals are probably citizens of Wichita as well. So I mean, even though Joe is staff and represents Wichita, he's also a citizen too. But I didn't know if we were just . . . Because Kay Johnson I think is on there too and I didn't know if we were just . . . I wouldn't want to use all our first class vacancies to just put city staff on there, when I thought it was also a citizen advisory board. So, I just don't know what that looks like too. But if this is what Wichita wants, I'm not going get in the way of that. That's something else that did kind of catch my attention is that are we using up all the first class vacancies and putting staff on it, rather than the citizens at large."

Mr. Euson said, "Well, currently the other three positions that the City of Wichita has are Kay Johnson, Mitch Mitchell and Carol Slisher."

Commissioner McGinn said, "Okay. So two are not employed by the City of Wichita. So . . . Well, again, and I'm going to share again that Joe Pajor I know has been there since the beginning, at least sitting out in the audience, and so it's not like we're bringing somebody in there that hasn't been part of the process and understand all the discussion and those kinds of things. I don't have a problem with that and I don't know anything about Todd Allam and so my hope is that he's probably been following it too. But I will support what the majority of the board wants to do here today just because if this is what the City of Wichita wants, I don't want to get in the way. But I just thought some of those things needed to be raised, especially the fact that they're getting ready to have a vote on Monday and, you know, people need to be informed before they make that decision. Thank you."

Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. I'm going to be supportive of this resolution. I know we're coming up at a critical, pivotal time in the proceedings of the committee but Wichita, obviously, is a major player and a major stakeholder in this and I think that not to approve it and not allow them to have two representatives out of the group that they're allowed to have is not something I'm comfortable with. I think that we need to let them have the full representation that they're allowed and so I'll be supportive of it."

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Chairman Norton said, "Commissioner Winters."

Commissioner Winters said, "Thank you. Well, I think you've probably maybe convinced me. And again, I'll share the same concern that Commissioner McGinn had. The first time that I had seen this request was this morning and sometimes it takes me a little bit longer to process something and my first reaction was I was not in favor of that. But if I hear that this is a regular and routine request for appointment to the committee, they had somebody expire at the end of the year and I mean, I'm not going to vote against a city's recommended appointee. So the more I think about it, maybe I am not as concerned as I was a few moments ago because I mean, if they've got appointment slots, I guess they've got a right to put somebody in those slots. And again, when I first saw this this morning I was not comfortable with it, but after hearing us visit about it and hearing what Rich has to say, I am somewhat more comfortable."

Chairman Norton said, "Well, certainly I have an opinion on this too but I would like to thank Commissioner Winters for raising those concerns. It is kind of the final hour. We do have a vote. It may be a final vote with a great recommendation one way or the other or it may be a vote from the Solid Waste Committee that will continue the split cause. So I don't know what that's going to come out to."

I tried to put it in the context, if Haysville had an appointee and came to me and they wanted their representation at the last minute, would I deny that and I'd have to say no, they have the right to make sure that they have representation that I would honor who their person would be and just because it's Wichita, I probably will uphold what they would like to do. Yes, it is pretty close to what we consider maybe a drop-dead date for a vote, but I don't think that changes that Wichita should have their ability to have their five members there and vote. Hopefully, they're going to be appointing people that have been engaged, that understand the issue, that are good critical thinkers and problem-solvers and can help with the solution of this major problem. So I'll be supportive but I do thank Commissioner Winters and Commissioner McGinn for kind of bringing up some provocative information. We could have very easily passed through this today and gone past it but I think this is an important issue and a little dialogue and debate is probably good as we move forward.

Any other discussion or questions? I would entertain a motion at this point."

MOTION

Commissioner Sciortino moved to approve the resolution.

Commissioner Sciortino seconded the Motion.

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Chairman Norton said, "I have a motion and a second to adopt the resolution. Any other discussion?"

Commissioner McGinn said, "Just one more item, for the public I guess. Joe Pajor, I had the opportunity to be in a class that he taught, but we think about Jerry Harrison being our county historian, I guess we could call Joe Pajor the trash historian, since he has been in this ever since the beginning of the early '90s, maybe even late '80s. And so, I do feel very comfortable with his insight and what he'll bring.

The other thing, I guess, I just think we need to be always conscious of, as we continue on, when we have these boards though, and I feel comfortable now that Rich said two of them are citizens and not staff, but I just don't want our boards to all . . . I know staff needs to be there, but I don't want them to be the board always. So I just want to make that point. Thank you."

Chairman Norton said, "Great. Any other discussion, comments, questions? Clerk, call the roll."

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "Clerk call the next item. I'm sorry. County Clerk Brace is here, so I guess we can swear Joe and Todd in."

Commissioner McGinn said, "And I don't want to put Todd on the spot, but give him an opportunity to think about it, but maybe he could just share a little bit of the background with us."

Chairman Norton said, "I think it would be great. Let's do the swearing in and then we'll have each one of them comment."

Mr. Don Brace, County Clerk, said, "Raise your right hand.

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Kansas and faithfully discharge the duties

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of the office of Sedgwick County Solid Waste Management Committee, so help me God.”

Mr. Joe Pajor and Todd Allam, Members, Solid Waste Management Committee, said, “I do.”

Mr. Brace said, “Congratulations.”

Mr. Allam said, “I have been a resident of Sedgwick County and Wichita for 20 years, a little over. I came from Reno County and moved over here. I’m a home builder, land developer and oil and gas operator and drilling contractor. And I’ve watched this trash situation for years, because I have numerous oil and gas leases out in the County and I have tremendous problems with trash piling up on my oil and gas leases. I am a refuse generator, being a home builder, so I think it’s a critical issue that we need to really address and I’ll do my best. I guess I’m going to be presented some information to get up to speed on this as quick as possible.”

Chairman Norton said, “And Joe, you may want to just kind of introduce yourself real quick for the public.”

Mr. Pajor said, “Commissioners, just for the record, December 12th, 1986 I got the memo that started all this. I plan to have it wrapped up in the next 12 years.”

Chairman Norton said, “Thank you, Joe. Clerk, call the next item.”

J. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING OF JANUARY 23, 2003.

Ms. Iris Baker, Director, Purchasing Department, greeted the Commissioners and said, “There are five items today for consideration that resulted from that January 23rd meeting of the Board of Bids and Contracts.

**1) DUMP TRUCK- FLEET MANAGEMENT
FUNDING: VEHICLE ACQUISITION**

The first item today is a dump truck for Fleet Management. The recommendation is the quote, including a trade-in, from Doonan Truck and Equipment in the amount of \$66,870.

**2) LICENSE & MAINTENANCE RENEWAL- DIVISION OF INFORMATION & OPERATIONS
FUNDING: SYSTEMS & SECURITY**

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Item two, license and maintenance renewal for the Division of Information and Operations. Recommend the quote from Candle Corporation of \$30,000.

**3) 2003 LATEX MODIFIED SLURRY SEAL- PUBLIC WORKS
FUNDING: SALES TAX**

Item three, 2003 latex modified slurry seal for Public Works. Recommend the low bid from Ballou Construction in the amount of \$1,004,063.65.

**4) CHANGE ORDER- ADULT RESIDENTIAL PARKING LOT- FACILITY
PROJECTS
FUNDING: CAPITAL IMPROVEMENT PROJECT**

Item four, a change order to the Adult Residential parking lot for Facility Projects. Recommend to acknowledge the change order with Cornejo and Sons Construction in the amount of \$3,565.

**5) A & E SERVICES FOR KANSAS COLISEUM- FACILITY PROJECTS
FUNDING: CAPITAL IMPROVEMENT PROJECT**

The fifth item, architectural, engineering services for the Kansas Coliseum for Facility Projects. Recommend the low proposal from Wilson, Darnell and Mann in the amount of \$137,500.

I have staff available for questions and would recommend approval of these items today.”

Chairman Norton said, “Are there any questions of Iris from the bench? Kathy?”

Ms. Kathy Sexton, Assistant County Manager, said, “Commissioner, I do have a comment if I may, on the last item. I was involved with the last item, the architectural and engineering services for the Kansas Coliseum project. And I do just want to point out, this was a decision made based on the qualifications of the architectural teams brought forward, their experience, their design concepts and their fee. It was not a low bid. We did not make this decision based on who was the lowest cost. We have a very competent team of firms that will be doing this project and we’re very pleased to recommend them to you today. Thank you.”

Chairman Norton said, “Any discussion or questions, comments from the bench? I had a couple.”

Commissioner Sciortino said, “I had one, real quickly. Kathy, I’m glad that you mentioned what

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you mentioned there because with a project of this magnitude and given all the press and media on the downtown arena, the Coliseum, back and forth, I think it's good to assure the public that we weren't just going for the low dollar because sometimes the best price isn't the best deal. Am I right to assume that Wilson, Darnell, Mann has had experience in arenas and things that we're trying to develop or at least the partnership that they've put together."

Ms. Sexton said, "Commissioner, that's absolutely correct. Wilson, Darnell, Mann teamed up with McCluggage, Vansickle, Perry of Wichita and HOK Sport out of Kansas City. Those firms all have experience in building arenas, designing convention centers and big multi-purpose facilities very similar to the Kansas Coliseum."

Commissioner Sciortino said, "And rehabbing old arenas too?"

Ms. Sexton said, "Rehabbing old ones such as the one out at Wichita State being done currently."

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

Ms. Sexton said, "Thank you."

Chairman Norton said, "Just one question on number one. We're trading in a water truck for a dump truck. That's not apples and apples. That's apples and oranges, so just a comment on that."

Ms. Baker said, "I'll let Marvin Duncan handle that one."

Mr. Marvin Duncan, Director, Fleet Management, greeted the Commissioners and said, "As I look at the fleet, I'm always looking for better ways to do business with what we have. This water truck is 14 years old. We brought it in for a winter tune up, found a lot of things wrong with it. It only hauls water. So, I got with David Spears and I said 'Can we do something else? Could we put a tank in a dump truck?' And he's agreed to try that. I think it's going to be a good idea. They do it in the oil fields. It's a lightweight fiberglass tank. It will be a multi-role piece of equipment, haul sand, plow snow and haul water when we need it. So that's why we took the opportunity right now, as we have a contract in place with a vendor to replace this piece of equipment."

Chairman Norton said, "But we're trying a new mousetrap."

Commissioner McGinn said, "Finally starting to think like a farmer."

Chairman Norton said, "No comment there."

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Mr. Duncan said, "And this will be a white truck."

Chairman Norton said, "Thanks. Commissioner Sciortino."

Commissioner Sciortino said, "Well, I can't address whether that's good farming practices or what have you but I can compliment you on thinking out of the box, because I think in today's economy this idea of trying to figure out how we could have a multi-purpose vehicle because you don't always need a water truck, you don't always need a dump truck and what have you, where this can be a plow, a water . . . I think that this is exactly the type of thinking that this county is going to want to do now and in the future when we start just re-looking at what's the most efficient, effective way to spend the taxpayers' dollars. And I compliment you on doing that."

Mr. Duncan said, "Thank you, Commissioner."

Chairman Norton said, "I have just one comment to kind of sum up item five. I think this is a critical juncture in the county's job to try to seek out what we're going to do with the Coliseum. Obviously, Wilson, Darnell and Mann has a great reputation here locally, as all the people that bid do. So I think it's a win/win situation for the county to be able to pick from really great companies. But as we move forward, make no mistake about it, we'll engage the community. We had dialogues about that yesterday at the staff meeting about how we start the process of not only letting the architects kind of tell us what can be done, but where we're going to go with community input, how we're going to engage, not only the larger community, but maybe a smaller task force or focus groups so that we make sure that we give the best product to the citizens of Sedgwick County."

This has been a long road to get where we're at. You know, we thought we were going to get some kind of mandate on a downtown arena. That didn't happen and you know, the five commissioners are in lock-step that we need to move forward, make great decisions, not only on ADA, but what the future of the Kansas Coliseum is for our citizens. And if you look back at the report that John Nath has just given us on what a successful season kind of a tired, older Coliseum could give us, it's really encouraging maybe what a sparkly new Coliseum could give us in the future. So, this is pretty exciting time for Sedgwick County and I hope citizens understand that we're going to work real hard to make the best decision for everybody that lives wall-to-wall within the county. Any other discussion? Thank you, Iris. I would entertain a motion."

MOTION

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

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Commissioner McGinn seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "Next item."

CONSENT AGENDA

K. CONSENT AGENDA.

- 1. Agreements (two) to provide approved developmental disability services.**
 - Creative Community Living of South Central Kansas
 - Catholic Charities/Catholic Community Services
- 2. Letter of Lease Termination for property at 4620 East 13th Street, Suite B.**
- 3. Plat.**

Approved by Public Works. The County Treasurer has certified that taxes for the year 2002 and prior years have been paid for the following plat:

Ludlum First Addition

- 4. Budget Adjustment Requests.**
- 5. Waiver of policy to hire a Risk Manager at step 10.**

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- 6. Order dated January 22, 2003 to correct tax roll for change of assessment.**
- 7. General Bills Check Register(s) for the week of January 22 – 28, 2003.**

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

MOTION

Commissioner Sciortino moved to approve the Consent Agenda as presented.

Commissioner McGinn seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, “Any other items to come before the Commission bench today?”

L. OTHER

Commissioner Sciortino said, “Yeah, I had . . . I think there were a couple of activities this weekend. I could not attend the inaugural, I guess, recognition dinner, entertainment for all the people that serve on our advisory boards. I had a commitment to go down to Oaklawn. There was a cornbread and bean dinner fundraiser for one of the community churches down there and I had committed to go so that I could draw who won the quilt, and I lost, but I did get to eat a lot of food. But I understand it was very nice, the event. So that’s all I have.”

Chairman Norton said, “Okay. Commissioner McGinn.”

Commissioner McGinn said, “I just want to thank staff for putting on the event for our advisory

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board members. I think sometimes we may take them for granted. They work for free and they provide very good input that helps us shape our community in a positive way and so, I want to thank staff but more importantly I want to thank the citizens that serve on our advisory boards.”

Commissioner Sciortino said, “And from what I heard, I mean, they really liked it. It was a fun event.”

Commissioner McGinn said, “I hope we do on an annual basis.”

Commissioner Sciortino said, “Did I hear . . . Did Tom ride a bull or something? Did I hear that?”

Commissioner Winters said, “Why do you keep talking about it? You weren’t there.”

Commissioner Sciortino said, “I just heard stories about you, that’s all.”

Chairman Norton said, “Well, there probably was not near as much bull there if you weren’t there, Ben. It was a great event. I would have to compliment Andy Schlapp and Kristi Zukovich for really putting it all together. But it was interesting. We had quite a few board members. We filled up the Coors Room, the VIP room and there were board members that had served the community on a volunteer basis for over 20 years and that’s pretty amazing that people are engaged with the advisory boards that we govern as a county commission for that long and have done such great work for us.

Are there any other items to come before us?”

Commissioner Winters said, “Mr. Chairman, we do need to have an executive session, so if you’re ready for that motion.”

Chairman Norton said, “I believe I am.”

MOTION

Commissioner Winters moved that the Board of County Commissioners recess into Executive Session for 20 minutes to consider consultation with legal counsel on matters privileged in the attorney/ client relationship relating to pending claims and litigations, legal advice and preliminary discussions relating to the acquisition of real property for public purposes and that the Board of County Commissioners return from Executive Session no sooner than 11:00 a.m.

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Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Chairman Norton said, "We're in Executive Session."

The Board of Sedgwick County Commissioners recessed into Executive Session at 10:40 a.m. and returned at 11:25 a.m.

Chairman Norton said, "We're now back in session. According to state statute, there was no binding action taken in the executive session. Is there anything else to come before the Board of County Commissioners? Mr. Euson."

Mr. Euson said, "Mr. Chairman, while in executive session we discussed a worker's compensation case involving former Detention Deputy James Meese. And we would like to authorize settlement in that case. That's a case involving a work disability, total settlement of \$55,255.33, which would close out the future medical payments and any future modifications to the award. So I would recommend that for your approval."

Chairman Norton said, "I'd entertain a motion."

MOTION

Commissioner Winters moved to accept the settlement as set out my Legal Counsel.

Commissioner Sciortino seconded the Motion.

Commissioner Winters said, "Maybe you should read that amount one more time, just the dollar amount."

Mr. Euson said, "The dollar amount on the settlement was \$55,255.33."

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Chairman Norton said, "For the record. Thank you."

VOTE

Commissioner David M. Unruh	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Tim Norton	Aye

Mr. Euson said, "Thank you, Commissioners."

Chairman Norton said, "Mr. Manager, anything else before us?"

Mr. Buchanan said, "No, sir."

Chairman Norton said, "We are now adjourned."

M. ADJOURNMENT

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There being no other business to come before the Board, the Meeting was adjourned at 11:27 a.m.

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

TIM NORTON, Chairman
Second District

THOMAS G. WINTERS, Chair Pro Tem
Third District

DAVID M. UNRUH, Commissioner
First District

CAROLYN McGINN, Commissioner
Fourth District

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BEN SCIORTINO, Commissioner
Fifth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2003