

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

March 12, 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, March 12, 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. Randy Duncan, Director, Emergency Management Department; Mr. Don Brace, County Clerk; Ms. Dorsha Kirksey, Human Resources; Ms. Irene Hart, Director, Community Development; Captain Jim Wood, Sheriff's Department; Ms. Lisa Clancy, Program Director, District Attorney's Office; Ms. Marilyn Cook, Director, Comprehensive Community Care (COMCARE); Ms. Pamela Martin, Director, Clinical Services, Health Department; Ms. Peggy Baker, Supervisor, Communicable Disease Clinic, Health Department; Ms. Cindy Burbach, Health Surveillance and Disease Prevention, Health Department; Mr. John Nath, Director, Kansas Coliseum; Mr. Dale Miller, Interim Director, Metropolitan Area Planning Department; 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

Mr. Morris K. Dunlap, Member, Metropolitan Area Planning Commission.
Mr. Cody Sparks, Clinical Director, Tri-City Day School.

INVOCATION

The Invocation was led by Reverend Thomas Edwards of Eastminster Presbyterian Church, Wichita.

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES: Regular Meeting, February 19, 2003

The Clerk reported that all Commissioners were present at the Regular Meeting of February 19, 2003.

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Chairman Norton said, "You have the Minutes before you for February 19th. What's the will of the Board?"

MOTION

Commissioner Sciortino moved to approve the Minutes of the Regular Meeting of February 19, 2003.

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, "Before I call the next item, I wanted to comment on Ben's new glasses. Tom has lost his glasses and Ben has got new glasses. I wanted to recognize those."

Commissioner Sciortino said, "You like these?"

Chairman Norton said, "I don't know that I like them, but I can see that you're going to be able to see better with them."

Commissioner Sciortino said, "I owe it all to a buddy of mine, Dr. Boyle. He's got an optometry shop on South Seneca and the ladies said this was really me. I don't know what you all think, but at least I can see now. That's kind of neat. So, thanks a lot guys."

Chairman Norton said, "Well, anything that makes Ben see clearer in this life, I'm all for it. Clerk, call the next item."

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PROCLAMATION

A. PROCLAMATION DECLARING MARCH 2003 AS “RED CROSS MONTH.”

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

PROCLAMATION

WHEREAS, March marks the national observance of Red Cross Month, which honors the work millions of volunteers do each day in communities across the country including Sedgwick County; and

WHEREAS, for more than 121 years, the American Red Cross has honored its mission; to provide relief to victims of disasters, while helping people prevent, prepare for, and respond to emergencies; and

WHEREAS, today, the mission of the American Red Cross is more relevant than ever as we confront a changing America full of unique challenges. From the aftermath of September 11 came a new resolve: to be better prepared in the event of another wide-scale attack anywhere in America; and

WHEREAS, through its bold, new *Together We Prepare* initiative, the Red Cross is empowering individuals and families to protect themselves. With five simple steps- make a plan, build a kit, get trained, volunteer, and give blood- the Midway-Kansas Chapter, the Central Plains Region, and Americans from coast to coast will help make their communities safer; and

WHEREAS, last year alone, more than 4,520 silent heroes helped our neighbors by supporting the efforts of the Midway-Kansas Chapter and Central Plains Region Blood Services; more than 43,000 area citizens took Red Cross classes to learn lifesaving skills such as first aid, CPR, and defibrillator use; and volunteer blood donors made more than 106,000 blood donations, which were collected, processed and delivered by the Red Cross, to help area hospital patients.

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

“RED CROSS MONTH”

and call upon all citizens of Sedgwick County to become partners in preparedness with the

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Midway-Kansas Chapter and to become active participants in advancing the noble mission of the Red Cross.

Dated March 12th. Kristi, and I think Bev Moreland is here today to accept the proclamation.”

MOTION

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

Commissioner Winters seconded the Motion.

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

VOTE

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

Ms. Bev Moreland, Executive Director, Midway-Kansas Chapter, Red Cross, greeted the Commissioners and said, “On behalf of our board of directors, our 4,000 plus volunteers, our staff and, most importantly, the thousands of people we serve annually in this community, I want to thank you for recognizing the work of the American Red Cross.

We’ve been serving Sedgwick County and surrounding counties for more than 100 years and are proud to have done so. I also want to thank you for the tremendous partnerships we share with Sedgwick County. We’re proud to collaborate with Sedgwick County EMS, Emergency Management, Fire Department, Health Department, COMCARE and others to help our community be safer. As all of you know, now more than ever we’re all being looked at to help citizens be prepared, feel safer and be confident, as they go about their daily lives, that they live in prepared communities and these partnerships really make that possible.

So, thank you again for this honor and for recognizing our work, helping us celebrate Red Cross Month and our services. That increased awareness truly advances our mission, which ultimately saves lives and we appreciate it very much. Thank you.”

Chairman Norton said, “Don’t run off, Bev. Commissioner Sciortino.”

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Commissioner Sciortino said, “Bev, could you share with the people how Red Cross got started? I looked it up. I thought it was really interesting. Maybe you could share with everybody the history.”

Ms. Moreland said, “Over 120-plus years ago, a woman by the name of Clara Barton started the American Red Cross. It really grew out of the casualties of war, truthfully. The fact that there was a need for a humanitarian, non-partisan entity that would take care of both civilians, primarily civilians in times of war. And it grew, then, in terms of American Red Cross, that we are a charter entity, which gives us responsibility to respond in times of disaster and to provide support to military families.

Our mission has obviously expanded, in terms of the other roles that we play in communities, based on what those needs are, but our primary mission is to help people plan, prepare for and respond to emergencies.”

Commissioner Sciortino said, “And you do a great job.”

Ms. Moreland said, “Thank you very much.”

Chairman Norton said, “Don’t run off. In case I’ve never said officially thank you, thank you to the Red Cross for the help they gave Haysville during the tornado. We think of Red Cross as a big, global organization that deals with wars and major cataclysmic kinds of things, but you know they’re part of the community and help neighbors every day. And you know, I think I would be remiss if I didn’t say, you know, the Red Cross was there, on the firing line at two o’clock in the morning trying to prepare for what we had to do down in Haysville and south Wichita. So, it is part of your mission, I know.”

Ms. Moreland said, “Thank you very much and I appreciate your saying that, because we are a national organization and that brings a great deal to us, but the bottom line is we are a local entity with local accountability and with local support. It’s the community, the county, our citizens that really make it possible for us to carry out our work and that’s really important to us that people know how grassroots we are.”

Commissioner Sciortino said, “And you make fantastic sloppy joes.”

Ms. Moreland said, “Well, it is part of our mission.”

Chairman Norton said, “Thank you, Bev and congratulations.”

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DONATION

B. DONATION OF \$100.00 BY WAL-MART FOUNDATION, TO BE USED BY SEDGWICK COUNTY EMERGENCY MANAGEMENT "RADIO AMATEUR CIVIL EMERGENCY SERVICES" TEAM TO PURCHASE AMATEUR RADIO EQUIPMENT FOR A MOBILE COMMUNICATIONS VAN.

Mr. Randy Duncan, Director, Emergency Management Department, greeted the Commissioners and said, "The item on the agenda this morning is to accept the donation from the Walmart Foundation. We're very grateful to them for their donation of \$100 to help us purchase amateur radio equipment, which will go in our mobile communications van, which is a vehicle that we have re-utilized from the county's vehicle inventory. Originally, it was a public transportation van, and now we're getting some extra use out of it as a communications van for our amateur group. I'd be happy to answer any questions that you might have regarding the donation."

Chairman Norton said, "I think it's just another step in making sure that van is going to be usable for all the types of emergencies that they may have to deal with."

Mr. Duncan said, "Yes, sir."

Chairman Norton said, "And obviously having the van available is good, but having equipment in it is even going to be better."

Mr. Duncan said, "That it is. I'd also like to take just a moment and let you know how much work our amateurs have actually put into that. They've taken the van, which was originally configured with seats, of course, to transport people. They've removed a number of the seats. They have gone in and hand-built cabinetry to hold their equipment. And it's just a sight to behold. They've done it in an extremely professional manner and of course we would extend an invitation to any of you that would care to come and actually take a physical look at it any time it's out and employed. We hope that the Commission today would accept the donation and authorize the Chair to sign a letter thanking them, thanking the Walmart Foundation for their donation."

Chairman Norton said, "If we ride in the van, can we play with the equipment?"

Mr. Duncan said, "I'll have to check with our amateurs. I'm not even sure they'll let me play with the equipment, sir."

Chairman Norton said, "So, we have no power at all in this matter. I see how it is. If there's no

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other discussion, what is the will of the Board?"

MOTION

Commissioner Sciortino moved to accept the donation and authorize the Chairman to sign a letter of appreciation.

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, Randy. Next item."

APPOINTMENT

C. RESOLUTION APPOINTING MORRIS K. DUNLAP (COMMISSIONER UNRUH'S APPOINTMENT) TO THE METROPOLITAN AREA PLANNING COMMISSION.

Mr. Rich Euson, County Counselor, greeted the Commissioners and said, "Commissioners, we've prepared a resolution that would appoint Mr. Dunlap to a four-year term on the Metropolitan Area Planning Commission and I recommend that you adopt the resolution."

MOTION

Commissioner Unruh moved to adopt the Resolution.

Commissioner McGinn seconded the Motion.

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

VOTE

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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 I believe Morris is here today. So, we can actually have a swearing in.”

Commissioner Winters left at 9:20 a.m.

Mr. Don Brace, County Clerk, said, “Please raise your right hand.

I do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Kansas, and faithfully discharge the duties of the office of Wichita/ Sedgwick County Metropolitan Area Planning Commission, so help me God.”

Mr. Morris Dunlap, Member, Metropolitan Area Planning Commission, said, “I do.”

Mr. Brace said, “Congratulations.”

Chairman Norton said, “This will be the last time, but we’ll give you five minutes at the podium.”

Mr. Dunlap said, “I see I’ve already dispatched Tom to the back room. This is not my first time on the Planning Commission. I was a member five years ago and I had to leave because of some business requirements and I appreciate the opportunity. As one of your staff said this morning, she wasn’t sure if this was congratulations or condolences. I hope we don’t face another thing like the Home Depot that I was involved in last time and I think you may solve the trash issue before it comes before us again. So, I look forward to an opportunity to serve, but a more quiet time this time.”

Chairman Norton said, “Well, actually, in these economic times, even though it was a little contentious, we need more Home Depots for job creation. So, we’ll just have to fight that battle and, hopefully, another big box will come here and create some jobs.”

Mr. Dunlap said, “I’ve left you some information in your offices this morning about jobs also.”

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Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Well, I just think it should be noted that Mr. Dunlap has already demonstrated ability and a heart for service to our community and, as he's mentioned, served on many boards and committees previously and that's all been greatly appreciated. But, I just am confident that Morris, you'll serve with intelligence and imagination and I appreciate your agreeing to this appointment."

Mr. Dunlap said, "Thank you."

Chairman Norton said, "Thank you, Morris. Well, do I have to call this next item, if we don't want to let this guy go?"

Commissioner Sciortino said, "You're the Chairman. You can do anything you want."

Chairman Norton said, "Okay. Jimmie is saying I have to, so Clerk, call the next item."

Commissioner Winters returned at 9:22 a.m.

RETIREMENT

D. PRESENTATION OF RETIREMENT CLOCK TO JIMMIE SHAVER, DIVISION CHIEF, FIRE DEPARTMENT.

Ms. Dorsha Kirksey, Division of Human Resources, greeted the Commissioners and said, "Here this morning to honor Jimmie Shaver, Fire Division Chief of Fire District #1. He will retire on April 1st, 2003 after 26 years of service."

Mr. Shaver, in regard to his retirement, writes he plans to spend time with his wife, Sam, his three grown children and three grandchildren. He will now have more time to devote to golf and fishing. Jimmie has always worked for Sedgwick County Fire District #1 and describes his employment as very rewarding, loved almost every minute, always wanted to go to work every day, never regretted a day of my employment. 'I love me job, don't ever change it'.

Effective April 1, 2003, I will become the City of Andover, Kansas first fully paid fire chief, so time for golf and fishing will have to wait. Congratulations."

Commissioner Winters said, "Well, step in here close, Jimmie. There's a lot of folks here in the

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room today who are wanting to say congratulations to you. Chairman Norton asked me if I would present this to you. I said I'd be glad to, even though I broke my glasses, I can't hardly see, I can still see good enough to present this to you. A lot of your friends and coworkers are here today.

We have a lot of great employees at Sedgwick County, but I'm always really pleased to be able to present a retirement clock to somebody who has devoted their career to public safety. And your career is certainly not over. We hope that you'll be excellent neighbors to our fire district at Andover. You know that if you ever need to converse with any of the commissioners, you've got an open door to do that, if we can continue and improve the service to our citizens.

You've been a great asset to Sedgwick County, you know, raising to a pretty high rank in what we think is one of the finest departments in the state and so congratulations. Thanks for the work that you've done. This clock is given, on behalf of the Board of County Commissioners, but also the citizens of Sedgwick County. So, we wish you the very best in your new endeavor. So, congratulations, and maybe just a couple of words."

Mr. Jimmie Shaver, Fire Division Chief, Fire District #1, said, "Okay, thank you. After 26 years of . . . half my life, it's been a great run. I'm not going far, but will have a good time. Thanks."

Chairman Norton said, "Commissioner Sciortino. Don't run off."

Commissioner Sciortino said, "Well, you know, I don't see that Chief Shaver is going anywhere. I think we've just expanded Fire District #1 to include Andover. So, I don't think he's going anywhere. Our loss is their gain and, with first responder and everything, that's kind of nice. We don't have to pay the guy anything, and we've just expanded Fire District #1."

Mr. Morris said, "I look at it the other way. We may annex you."

Commissioner Sciortino said, "Oh, okay. Anyway, congratulations, Chief, come on back. Let me see the new chief's uniform. I think Chief . . . do it a little better than Chief Curmode and let's really show him what it's like. Congratulations."

Chairman Norton said, "We are very blessed. Next item."

NEW BUSINESS

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E. RESOLUTION AUTHORIZING SEDGWICK COUNTY TO ENTER INTO AN INTERLOCAL AGREEMENT WITH HARVEY COUNTY THAT ALLOWS SEDGWICK COUNTY HOUSING AUTHORITY TO ADMINISTER SECTION 8 HOUSING CHOICE VOUCHERS IN HARVEY COUNTY

Ms. Irene Hart, Director, Community Development, greeted the Commissioners and said, “Brad Snapp was going to present this item, but he’s in Topeka working on some housing legislation for one of our programs.

In 1995, the Sedgwick County Commission formed the Sedgwick County Housing Authority and, in partnership with Harvey and Butler County Commissions, expanded the jurisdiction to include Harvey and Butler Counties.

What you have today is an update of the inter-local agreement with the Harvey County Commission, so that we may continue and expand some services in Harvey County. The Harvey County Commission has reviewed the inter-local agreement and has approved it. In some ways it’s kind of a pleasure for me, because in 1985 I was the one who brought the whole issue to the County Commission for approval. So, we’re still in there and still hanging on. I’d be happy to answer any of the questions you might have.”

Chairman Norton said, “I see no questions. What is the will of the Board?”

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

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

Chairman Norton said, "Thanks, Irene. Next item."

F. GRANT APPLICATION TO U.S. DEPARTMENT OF JUSTICE PROGRAM, BUREAU OF JUSTICE ASSISTANCE, FOR PARTICIPATION IN THE 2003 BULLETPROOF VEST PARTNERSHIP PROGRAM.

Captain Jim Wood, Sheriff's Department, greeted the Commissioners and said, "Sheriff Steed had to be in Topeka today, so I'm filling in for him. I'm Captain Jim Woods, from the Sedgwick County Sheriff's Department. I'm here to request your approval to participate in the 2003 Bulletproof Vest Partnership program offered by the U.S. Department of Justice Program, Bureau of Justice Assistance.

This is the fifth year that Sedgwick County has participated in this Bureau of Justice Assistance Program to assist local jurisdictions in acquiring body armor for law enforcement officers. The program will reimburse the registered jurisdictions up to 50% of the cost of procuring the vests. The entire application, reporting and cash draw-down process is done on-line through the DOJP website, so there is no forms to fill out or anything to sign at this time.

The county would purchase the vests through the normal procurement procedures. As in past years, we plan to use donated funds to make these purchases. We plan to purchase 25 vests this year, at an estimated cost of \$13,325. The total amount of reimbursement received to date totals over \$18,000. This year's program could save the county up to \$6,687. I'd be happy to answer any questions you may have."

Chairman Norton said, "I see none in front of me. What is the will of the Board?"

MOTION

Commissioner Winters moved to approve the Grant Application and authorize the Chairman

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or his designee to complete the application process on line; authorize the Chairman to sign all necessary documents, including a grant award agreement containing substantially the same terms and conditions as this Application; and approve establishment of budget authority at the time the grant award documents are executed.

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, “Thanks, Jim. Clerk, call the next item.”

G. GRANT APPLICATION TO OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF KANSAS FOR CRIME VICTIMS ASSISTANCE FUNDING.

Ms. Lisa Clancy, Program Director, District Attorney’ Office, greeted the Commissioners and said, “What you have before you is a grant request for continuation of our restitution coordinator that we have had going into our fourth year. This is through the Crime Victims Assistance fund. It is a total of \$39,680, with a 25% match. However, this grant only awards up to \$25,000, so the additional also comes from the County contingency funds.

We’d ask that you authorize the grant application and authorize the Chair to sign any requested documentation.”

Chairman Norton said, “Okay. I see no lights. So, what is the will of the Board?”

MOTION

Commissioner Unruh moved to approve the Grant Application and authorize the Chairman to sign all necessary documents, including a grant award agreement containing substantially

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the same terms and conditions as this Application; and approve establishment of budget authority at the time the grant award documents are executed.

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, “Thanks, Lisa. Clerk, call the next item.”

COMCARE

H. COMCARE.

- 1. AGREEMENT WITH DERBY UNIFIED SCHOOL DISTRICT (USD) 260, HAYSVILLE USD 261 AND MULVANE USD 263 FOR COMCARE TO PROVIDE MENTAL HEALTH SERVICES FOR SEDGWICK COUNTY STUDENTS OF THE TRI-CITY DAY SCHOOL.**

Ms. Marilyn Cook, Director, Comprehensive Community Care (COMCARE), greeted the Commissioners and said, “This is an agreement that we’re entering into for the second year with Derby schools, Haysville schools and Mulvane schools for a therapeutic day school. This day school is located in Haysville, in the Hemphill Building, and it provides services for children ages 5 through 21. It provides a special education and focus and a focus on behavioral issues for children and it’s gone very, very well.

The agreement outlines the duties of the school and it outlines the duties of the COMCARE staff that are located there. We have two case managers in that program and those duties include providing the typical case management duties of case management. They help with crisis stabilization. They also help get children to off-site medication appointments when that is required,

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provide attendant care and they help the clinical director lead psycho-social groups. I'm going to ask that you approve the contract, but before I do I'd like to introduce you to Cody Sparks, who is a clinical director of that program, and ask him to say just a couple of things about the program."

Mr. Cody Sparks, Clinical Director, Tri-City Day School, greeted the Commissioners and said, "Marilyn asked me to come today and just talk to you a little bit about what we do there, so you have a better understanding of what happens.

The Tri-City Day School was developed in the fall of 2001 to provide special education services for the students of Haysville, Derby and Mulvane school districts. And all the kids that come there are what we call severely emotionally disturbed kids. They're children that cannot be helped in regular school, so they come to our school for special treatment in essence.

When we were looking at developing this type of school, our first thought was to get COMCARE involved, because we knew these children had severe mental illness issues and we knew we would need COMCARE's help in meeting all of their needs that they have. And in essence, we looked at our school as a treatment facility that provided education. So, we talked to Marilyn and got involved with COMCARE and they let us graciously have two case managers and has been invaluable in providing the services that our kids need.

And I'd like to give you a couple of examples of how that has played out. One student is bi-polar and if you know anything about that, at times they don't have their medication, they're very hyperactive or manic and will literally be climbing the walls. And if this certain student does not have his medication, he would literally be climbing the walls. And, for whatever reason, he doesn't get his medication from time to time and the case managers then will call the doctor, get a prescription and, at times if the parents don't transportation, will take the parent to the pharmacy to get the medication to bring it to school, so that the child can have the medication to calm down in order to learn and participate in class. So, that's the kind of things that the case managers can do, that our staff, that any school staff would not be able to do. They just can't leave the building like that.

We also looked at the case managers as an integral part of our team, as part of our treatment team, and built the program around the mental health aspect of treatment.

Another success story that we had was a young girl named Ashlyn who has a degenerative brain disorder; and this little girl has rages that are so severe that it takes three and four people to hold her down. She gets really violent and assaultive. She had been in the state hospital seven times up to the point when we got her. We got her right out in August of 2001, as she was coming out of a state hospital. Her behavior had been so bad, and these rages so violent, that in a restraint in the state

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hospital several years before she had literally broken both of her arms fighting against the people there that were holding her and trying to keep her safe.

Her behavior had been so bad in school, they didn't know what to do with her, because she would be assaultive and hit other kids. On the bus ride to school they had to kick her off the bus because she was trying to kick out the windows, assaulting the bus driver and assaulting other students on the bus. So, that's kind of where we started out with this young girl.

The mother was just physically and emotionally exhausted from dealing with this young girl. She was a single mother, had two other younger kids, trying to keep everybody healthy and safe, because the older girl would be assaultive with the younger kids; and she was, literally at the point of ready to give up custody of this young girl for the safety of her family.

We met with COMCARE. COMCARE had been involved. We had the school district involved, and we literally had to talk her into retaining custody of her child, because she was just physically and emotionally exhausted and could not, at that point, consider even keeping the kid on. But we talked her into it, give it another try, let's wrap some services around her and that's what COMCARE and the school district did. We had services involved. We had case managers coming out and helping her, providing her some respite care, some relief from dealing with all these issues.

We had occupational therapists coming in that knew about these types of brain disorders coming into our school and working with the child, helping her calm down, so she could learn. We had attendant care people working with her after school, that kind of thing.

We worked on social skills while in school and now, approximately 18 months later, she still has rages but the frequency and the intensity of those rages are significantly reduced. She is getting an education. Her grades are going up. This is the longest, she's went 18 months without being hospitalized, in her entire life and this is the longest that she's ever been in one place for an education.

And so, those are the kind of things that our program is looking at doing with the kids of Sedgwick County; and keeping everybody safe and utilizing the mental health and COMCARE is just invaluable in providing these kind of services for the kids. I'd be open for any questions that you have at this time."

Chairman Norton said, "Commissioner McGinn."

Commissioner McGinn said, "Thank you. I think my question is for Marilyn, but thank you. Just trying to understand the financing, Marilyn. It looks like it's a straight pass through from the state."

Ms. Cook said, "Yes. Cody's salary is paid for by the school district. We just provide the case

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management services that are involved.”

Commissioner McGinn said, “And the state . . .?”

Ms. Cook said, “That comes from state funds.”

Commissioner McGinn said, “Okay. That was the other thing. I was wondering how the school was involved and so, that’s your part, basically, is 259? No, it would be these school districts, all three.”

Ms. Cook said, “Right. By the way, Cody also . . . You agreed to the signing of a contract for Cody to work with COMCARE. He opens the cases for us. He’s the clinician, the Masters level clinician that does the intakes. He supervises the case manager’s work down there. And, during the summer, he comes to COMCARE and provides staff . . . or services to us on-site, so that’s good too.”

Commissioner McGinn said, “So we’re not really using an administrative case worker, we’re just using the clinicians.”

Ms. Cook said, “Right.”

Commissioner McGinn said, “Okay. Thank you.”

Chairman Norton said, “Commissioner Unruh.”

Commissioner Unruh said, “I just wanted to comment. It’s terrific to hear the stories about the successes that you’ve achieved and it gives validity to the program and I’m happy to hear that. But how many students are involved?”

Mr. Sparks said, “We have the capacity for 30 students, and at this time we have 27.”

Commissioner Unruh said, “Okay.”

Commissioner McGinn said, “So, you’re just about full.”

Commissioner Sciortino said, “I had a luncheon yesterday with the Mulvane school district and they were speaking very highly of this program and very complimentary of the whole collective efforts. And I believe, it’s moved around a little bit, but a larger school district could maybe handle it on their own, but getting together with all three, there was some economies of scale there. So, I think, from their point of view, you all are doing a great job.”

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Chairman Sciortino said, “Wonderful. I see no other lights. Any other comments? What is the will of the Board?”

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, “Thanks, Marilyn. Thanks, Cody. Clerk, call the next item.”

2. AGREEMENT WITH INTER-FAITH MINISTRIES TO PROVIDE EMERGENCY OVERFLOW SHELTER SERVICES FOR HOMELESS INDIVIDUALS.

Ms. Cook said, “Commissioners, this item is a contract with Inter-Faith Ministries that provides funding of \$10,400 for operation of the emergency overflow shelter for homeless individuals. That

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shelter runs from December 1st through the end of February. The contract or agreement says that they must serve at least 400 people, but when I looked at a publication they had, it showed that they are housing approximately 91 individuals each night at the different churches that are being involved. And I did get a list of those, so they could be acknowledged publicly as well. They are: the United Methodist Church on Broadway, the First Baptist Church on Central and Market, St. John's Episcopal Church on North Topeka and St. Paul's United Methodist Church on Broadway. Actually there's a fifth one, the First Metropolitan Community Church on Kansas.

So, this is an agreement. We pay part of the money for this overflow shelter. The City of Wichita pays for a portion and United Way pays for a portion. We also have case management services there in the evenings a couple of nights a week to make sure that individuals that have severe and persistent mental illnesses are being connected to the services they need to from our facilities. Happy to answer any questions. Otherwise, I'm requesting that you approve the contract."

Chairman Norton said, "I see no questions. What's the will of the Board?"

MOTION

Commissioner Winters moved to Approve the Agreement 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, "Thanks, Marilyn. Next item."

Commissioner McGinn left at 9:44 a.m.

HEALTH DEPARTMENT

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I. HEALTH DEPARTMENT.

1. AGREEMENTS (TWO) PROVIDING CLINICAL ROTATION SITES FOR NURSING STUDENTS.

- **UNIVERSITY OF KANSAS MEDICAL CENTER SCHOOL OF NURSING**
- **SOUTHWESTERN COLLEGE DEPARTMENT OF NURSING**

Ms. Pam Martin, Director, Clinical Services, Health Department, greeted the Commissioners and said, "The Sedgwick County Health Department has furnished a clinical rotation site for nursing students from the University of Kansas Medical Center School of Nursing and Southwestern College Department of Nursing. The participation at the Health Department allows students to observe patients and nursing staff to learn procedures in a clinical setting, while providing the optimum learning experience for the students.

By continuing this partnership, we are encouraging an interest in public health nursing and providing a source of future degreed nurses for the Sedgwick County Health Department. Both schools of nursing provide health and professional liability insurance coverage for their students. This agreement involves no cost to either entity. Our recommended action is to approve the agreement and authorizing the Chair to sign."

Chairman Norton said, "I see no questions."

MOTION

Commissioner Winters moved to approve the Agreements and authorize the Chairman to sign.

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	Absent
Commissioner Ben Sciortino	Aye

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Chairman Tim Norton

Aye

Chairman Norton said, "Thanks, Pam. Next item."

Commissioner McGinn returned at 9:45 a.m.

2. GRANT AWARD AGREEMENT WITH KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT (KDHE) FOR CONTINUED FUNDING OF CLINIC STAFFING AND OPERATING EXPENSES FOR THE TUBERCULOSIS CONTROL PROGRAM.

Ms. Peggy Baker, Supervisor, Communicable Disease Clinic, greeted the Commissioners and said, "I'm asking the Board to approve the grant to continue the services of the TB clinic at the Health Department."

The State of Kansas, although it's a low incident state for TB, had 80 cases during the year 2002. Of that, Sedgwick County had 29 of those cases. This grant is about \$8,000 less than it was last year. The grant is a pass through from the Centers of Disease Control and we don't know what next year is going to hold in regards to funding either. So, we're asking you to approve this, so we can continue providing care for those with TB."

Chairman Norton said, "How does 29 cases compare to previous years, Peggy?"

Ms. Baker said, "We were up by 9."

Chairman Norton said, "That's what I thought. That number is rising a little bit, isn't it?"

Ms. Baker said, "Right. The national incidents is coming down and, for some reason, Kansas is going up and CDC was in Topeka in the last month looking at maybe why that's happening."

Chairman Norton said, "Okay."

Ms. Baker said, "But there's only so many dollars to go around."

Chairman Norton said, "Okay. I see no questions. What's the will of the Board?"

MOTION

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

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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, "Clerk, call the next item."

3. GRANT AWARD CONTRACT WITH KDHE FOR FUNDING TO PROVIDE INCOME-ELIGIBLE PATIENTS X-RAY AND LABORATORY SERVICES THROUGH THE TUBERCULOSIS CONTROL PROGRAM.

Mr. William Buchanan, County Manager, greeted the Commissioners and said, "We'd like to withdraw this item, defer it indefinitely."

MOTION

Commissioner Sciortino moved to defer Item I-3 indefinitely.

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

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Chairman Tim Norton

Aye

Chairman Norton said, "Next item."

4. **ADJUSTMENT TO THE HEALTH DEPARTMENT STAFFING TABLE TO CHANGE FROM TEMPORARY TO PERMANENT ONE PUBLIC HEALTH EMERGENCY COORDINATOR POSITION, BAND 4; ONE TEMPORARY ADMINISTRATIVE OFFICER POSITION, BAND 3; AND ONE PART-TIME POSITION.**

Ms. Cindy Burbach, Director, Health Surveillance and Disease Prevention, greeted the Commissioners and said, "Last fall, when we received funding through KDHE from CDC for a bio-terrorism and preparedness, the first thing you have to do to start managing that kind of a grant, which was \$432,000 and some odd cents, is to have the staff and the people available to start managing it. So, at the advice of Human Resources, we created these positions in a temporary status, just so we could get moving and get started and work. And so, now I'm asking that these positions be changed over to permanent status.

As she listed the positions, they are those that are basically running this program for bio-terrorism preparedness. We would ask that the Board just change these, with us, from temporary to permanent. The budget impact statement on the second page reflects an amount of benefits that will be additional, just because these are permanent instead of temporary. However, this amount of money was built into the original grant."

Chairman Norton said, "Okay. And these positions are currently filled? We've filled all of them? There's none of them that are open."

Ms. Burbach said, "That's the work that's being done as we speak."

Chairman Norton said, "All right. I see no questions. What's the will of the Board?"

MOTION

Commissioner Sciortino moved to approve the adjustment to the Health Department Staffing Table.

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, “And certainly, this is . . . when we talk emergency and the things they’re doing with bio-terrorism, I think we all know in the environment we’re in right now, pretty important money being spent on issues that we hope we never deal with, but certainly we’re going to have to be prepared for. So, thank you Cindy.”

Ms. Burbach said, “Thank you.”

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

J. KANSAS COLISEUM MONTHLY REPORT.

POWERPOINT PRESENTATION

Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, “For the month of February. Usually, February is one of our busiest months. This year was certainly no exception. We had 91,000, almost 92,000 people come through the doors, 18 events, 31 performances. Event related revenues were in excess of \$220,000. In addition, Select-a-Seat had almost \$77,000 in service fees, through not only events at our facility, but for Century II, the Cotillion and some of the other events that we serve.

Highlights for the month, Model A Parts Swap, we had 20,000 people through the doors in the two days. Sesame Street, a recurring event, we did some shifting in the event calendar. Sesame Street is now back in February. It did very, very well. We shifted the rodeo to January and, of course, when I did the January report we were up 18%. So, both events really benefited from the calendar shift. But we had all our favorite characters back again and it was a really good time.

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Boat, Sport and Travel Show, excellent show, recurring. Next year, 50th anniversary of the Boat, Sport and Travel Show in this market. It will of course be the 25th year at the Coliseum, but it's been here for 50 years. Great show, between the campers and the boats, and right about February you're starting to think about 'I want to spend some time outside'.

In the sports zone, six hockey games, over 14,000 people. Five Shocker games, almost 30,000 people. Coming up, in March is pretty jam packed. Tomorrow we have Toby Keith. Friday we have Cher for a second time. There are 200 tickets left for the second show with Cher. That means she's going to sell over a million dollars, between her two shows of tickets in Sedgwick County, in our market.

We have the Spring Madness Go-cart races over in the arena building that we convert into 'little Daytona'. Arenacross, the motorcycle races the 21st through the 23rd. Bob the Builder, very popular children's show, is coming for two days, March 25th to 26th. And Wichita Stealth will open the 2003 season March 29th versus Arkansas.

I'd be happy to answer any questions anybody should have at this time."

Chairman Norton said, "And you didn't mention that we kicked off the Coliseum task force."

Mr. Nath said, "Yes, we did."

Chairman Norton said, "And I thought that was just a wonderful bringing together of some great constituents and architects and engineers and electeds to try to start that process."

Mr. Nath said, "I thought it was a better meeting than I would have ever expected. I thought that the overriding theme that this is a treasure in our community and people have a lot of warm and fuzzy feelings about events that were attended and our staff really liked to hear the recurring comments there that 'Let's fix it and do it right'. That was great."

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Chairman Norton said, "Well, some of the anecdotal comments from the participants about how they were attached to the Coliseum the first time they went there, or what their most precious moment was in their life was pretty engaging for me, because not growing up here, it was interesting to hear the perspective of people that have maybe grown up here and gone to their first concert at the Coliseum or some event, that it was very pertinent to them. So, I think it was very important to have that citizens' group engaged in this."

Mr. Buchanan said, "Mr. Chairman."

Chairman Norton said, "Yes."

Mr. Buchanan said, "Mr. Chairman, in this morning's sports page there was a comment by the athletic director of Wichita State University that was very complimentary to John and the staff about trying to switch some dates so that, if at all possible, Wichita State could make a bid for the NIT tournament. John, would you comment about what accommodations you made, and I know I've surprised you and that's not fair."

Mr. Nath said, "No, and that's fine. It's something we've been working on and we do these things all the time. We do events. That's what we do for a living and if we've got to play around with the schedules a little bit, we do. So, we have the last hockey game, and then we're scheduled to take ice off, and we're scheduled to move the dirt in right on top of that for the Arenacross. But we can delay taking ice off, or delay moving dirt in, but we have a window there Monday or Tuesday, and we can play the NIT game either day and we'll just do our maintenance items on the other day. So, we're juggling the schedule. We won't find out till Sunday whether W.S.U. was accepted into the NIT, but it will be great and we want to do the game. So, we're going to make it happen."

Chairman Norton said, "Recent history has shown that you can turn on a dime on some of these events."

Mr. Nath said, "Well, it's not me. It's the guys, and they do a great job."

Chairman Norton said, "Well, we knew it wasn't you, John. We knew it was the guys. But I think that's important for people to know that we can accommodate and go from event to event pretty quickly, because that's part of the system."

Mr. Nath said, "Frank Griffith, when we did that little thing with Channel 12 about the turnover between, he said he'd stack them up against anybody in the country, even Madison Square Garden, and I'd do the same thing. It's a great crew out there."

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Chairman Norton said, "Yeah, that's awesome. Commissioner Sciortino."

Commissioner Sciortino said, "Well, you know, I had some very positive comments about that task force too. And one fellow was telling me that he, twenty-some-odd years ago, proposed to his wife at the Coliseum for some event. And you know, we just don't think, people look at this as a landmark as an entity. You know, I look at it as a building, but I think it gets into the emotional makeup of citizens after it's been there so long and you have various experiences. And I'm looking forward to some really positive comments coming out from this task force, so that we could fix it up and enhance it and who know, maybe somebody will propose 25 years from now in the same building. But that was kind of neat when they said that, I didn't realize that people will actually take a venue like that and kind of breath life into it, as far as their experiences are concerned. So, you're doing good work, John."

Mr. Nath said, "Thank you."

Chairman Norton said, "Well, some of the positive comments I've heard about the Forum, although I never went there, I'm hearing the same thing now, a generation, about the Coliseum. You know, that the Forum was the place for one generation. Now it's the Coliseum.

I also thought it was a great article in the Derby Reporter with Kevin Chase, saying 'I really didn't want to be on the committee much and Ben kind of talked me into it and now that I've been there, wow, am I honored to be part of this'. And I think that's very positive that some folks said, 'Yeah, we're not so sure' and now they're really pushing to be engaged in the process. So, that's wonderful."

Commissioner Sciortino said, "And I never threatened to take my account away from the bank. There was no pressure at all."

Chairman Norton said, "Okay, I see no other lights flashing. What's the will of the Board? We received and file, so thank you very much, John."

MOTION

Commissioner McGinn moved to receive and file.

Commissioner Winters 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, "Next item."

DEFERRED ITEM

K. AMENDMENT TO THE CAPITAL IMPROVEMENT PROGRAM (CIP) TO INCREASE FUNDING FOR PROJECTS B-223, BRIDGE ON 13TH STREET NORTH; AND B-373, BRIDGE ON 55TH STREET SOUTH.

Commissioner Winters said, "Mr. Chairman, can I make a couple of comments?"

Chairman Norton said, "Yes, you may."

Commissioner Winters said, "These are two bridges that are in Commissioner Sciortino's and my districts, five and three, and they came in over bid. This is to improve . . . Capital Improvements. Commissioner Sciortino and I are still very concerned about these bridges, but we would suggest that we would defer this item indefinitely and we reject the bids and we go back and we try to sharpen our pencils and maybe change the bid specs, maybe reassess and come back at a later date and try to get these prices more in line with what we think they should be. So, if it's acceptable, Mr. Chairman, I'd like to move that we defer this item indefinitely."

MOTION

Commissioner Winters moved defer Item K indefinitely.

Commissioner Sciortino 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, "Next item."

L. PURCHASING DEPARTMENT.

1. RECONSIDERATION OF ITEM 2 OF THE MINUTES OF THE FEBRUARY 20, 2003 REGULAR MEETING OF THE BOARD OF BIDS AND CONTRACTS: BRIDGE IMPROVEMENTS – PUBLIC WORKS.

Commissioner Winters said, "And again, this is that same item, and I would move that we reject all bids."

MOTION

Commissioner Winters moved to reject all bids.

Commissioner Sciortino seconded the Motion.

Commissioner Winters said, "And then I just have one comment. I mean, if anybody out in the public is aware of these two bridges, one on 13th Street North and the one down in Ben's district, 55th Street South, we're still very concerned about these bridges. We're still going to work a plan to try to come to a good solution, but these bids were just higher than we had expected and if there's something that we can do to get these bids back in line, we're going to try to do that."

Chairman Norton said, "Just another quick comment. We talked about, in staff meeting yesterday, that we're going to visit about bridges and our policy on bridges and we have 653. Is that right, Dave? You keep telling me, so I want to be sure I get it right."

Mr. David Spears, County Engineer/ Director, Bureau of Public Works, said, "That's correct."

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Chairman Norton said, “We have a lot of bridges that we deal with. Dave was telling me yesterday, there’s some counties that have two, so 653 . . . One county has two, right?”

Mr. Spears said, “Two or three.”

Chairman Norton said, “Pretty small amount and we have a large amount, and we’re going to continue to work on this. A lot of this came to mind, for me, when we started looking at some of these bridges and now the bids are going over and it gets pretty expensive on what we’re going to do on them. So, I applaud Tom and Ben for holding off until we can, like you say, sharpen the pencil and understand what we need to do with some of the bridges that we have in the county. So, we have a motion and a second. 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, “Next item.”

2. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING OF MARCH 6, 2003.

Ms. Iris Baker, Director, Purchasing Department, greeted the Commissioners and said, “This meeting resulted in three items for consideration today.

**1) POLICE CARS- FLEET MANAGEMENT
FUNDING: VEHICLE ACQUISITION**

The first item, police cars for Fleet Management. Recommend the low bid, including trade-ins, from Lubbers Ford in the amount of \$163,223.

**2) SPORT UTILITY VEHICLES- FLEET MANAGEMENT
FUNDING: VEHICLE ACQUISITION**

Item two, sport utility vehicles for Fleet Management. Recommend the low bid, including trade-ins, from Rusty Eck Ford in the amount of \$51,399.

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3) 2003 ASPHALT SURFACE REJUVENATION- PUBLIC WORKS
FUNDING: SALES TAX

And item three is the 2003 asphalt surface rejuvenation for Public Works. Recommend the only bid received from Cutler Repaving in the amount of \$486,542.87.

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

Chairman Norton said, “Okay. Commissioner Sciortino.”

Commissioner Sciortino said, “Yeah, Iris, if you could just . . . Like on item three, such a large potential contract for someone and only one repaving company bid? I mean, is it just they got more business than they know what to do with, David?”

Mr. Spears said, “Commissioner Sciortino, Cutler Repaving does a process that is recycling, and we also . . . they also bid last year and we had a project with them, and this covers about seven miles of roadwork and there are others that do . . . I think the other nearest company that does it is in Houston, Texas and they were not interested. At such time as . . . Wichita sometimes, they do the same type of work and if there’s enough work with both Wichita and Sedgwick County then this other firm will come up and bid. But for this particular one, it was just . . . happen to be just one bid. And like I say, it is recycling. It’s a specialized type of work and we generally do some of it each year.”

Commissioner Sciortino said, “So, I mean, is this how we let the bid is that we wanted them to use recycled material. Was that part of the RFP or whatever?”

Mr. Spears said, “That’s right.”

Commissioner Sciortino said, “Oh, okay, that makes sense then. Okay, thank you.”

Commissioner Winters said, “That’s not exactly right.”

Commissioner McGinn said, “I had my light on. Well, I just wanted to add too, this is a certain way to do a road that nobody in town does the way they do, and that’s take some of that surface off and then lay it back down, as they recycle it. So, it’s also you can either tear the road completely and start all over, or you can take it down instead of keep building it up and you have layers upon layers, is my understanding.”

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Mr. Spears said, "That's basically correct. Their motto is that they recycle on the other side of the curb."

Commissioner McGinn said, "Right, but it's a different way of doing the road and it's kind of an in between fix, in between tearing up a road completely and starting over or just constantly putting another layer on."

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

Chairman Norton said, "Commissioner Winters."

Commissioner Winters said, "But it's not . . . The cost is not directly in response to using recycled product. It's a whole recycling process of doing a road. So, that's where I thought, when you said 'Well the cost is based on using recycled materials'. No, that doesn't have anything to do with it. It's a process that recycles part of the road as you're doing the repair."

Commissioner Sciortino said, "Okay. So if I understand it, they come along, take off the stuff, do something inside of a machine and lay it back down again, basically."

Mr. Spears said, "And a little other, what do you call it, virgin material is added with the recycled also."

Commissioner Sciortino said, "It sounds kind of neat. Okay, thanks."

Chairman Norton said, "Any other discussion? I would entertain a motion."

MOTION

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

Commissioner McGinn seconded the Motion.

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

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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, Iris. Next item.”

CONSENT AGENDA

M. CONSENT AGENDA.

1. Right-of-Way Easements.

- a. Easement for Right-of-Way for Riverside Township Project 829-W; Woodlawn between 55th and 63rd Streets South. District #5.
- b. Temporary Construction Easement for Sedgwick County Drainage Project 612-19; 29th Street North between 103rd and 119th Streets West. District #3.
- c. Temporary Construction Easement for Sedgwick County Project 634-28 and 29; 63rd Street South between Hydraulic and K-15. CIP# R-247. Districts #2 and #5.
- d. Temporary Construction Easement for Sedgwick County Project 632-29-3000; bridge on 55th Street South between Hillside and Oliver. CIP# B-373. District #5.

2. MAPD Case Number DR2001-00009 – Proposed amendments to Wichita-Sedgwick County Subdivision Regulations.

3. Amendment to Agreement with Blue Cross Blue Shield (BCBS) of Kansas to formalize the current practice of BCBS charging a fee for “Blue Card” services outside the geographic area served by BCBS of Kansas.

4. Amendment to Agreement with KDHE for a Family Planning Grant providing a one-time supplemental funding increase of \$3,051.

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5. **Order dated March 5, 2003 to correct tax roll for change of assessment.**
6. **General Bills Check Register(s) for the week of March 5 – March 11, 2003.**
7. **Section 8 Housing Assistance Payment Contracts.**

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>Landlord</u>
V03005	\$101.00	Mapleridge Residences
V03006	\$584.00	Debby Gooding
V03007	\$545.00	Andover Crossing

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

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V01034	\$325.00	\$325.00
V01069	\$299.00	\$403.00
V01075	\$286.00	\$260.00
V01044	\$333.00	\$315.00
V01064	\$319.00	\$326.00
V020019	\$412.00	\$428.00
V99022	\$132.00	\$153.00
V020024	\$487.00	\$585.00
V2037	\$196.00	\$274.00
V99021	\$151.00	\$127.00
V99024	\$220.00	\$223.00
V01060	\$600.00	\$606.00
V020029	\$325.00	\$332.00
V01054	\$307.00	\$342.00
V01048	\$348.00	\$348.00
V020025	\$255.00	\$253.00
V020017	\$291.00	\$290.00
V020022	\$369.00	\$332.00

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V01078	\$323.00	\$257.00
V93028	\$188.00	\$139.00
V99066	\$204.00	\$597.00
V010110	\$560.00	\$560.00
V98043	\$375.00	\$370.00
V020059	\$410.00	\$237.00
V01085	\$309.00	\$246.00
V02078	\$493.00	\$286.00

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

MOTION

Commissioner Sciortino moved to approve the Consent Agenda as presented.

Commissioner Unruh seconded the Motion.

Chairman Norton said, "I have a motion and a second to accept the consent agenda. Any discussion?"

Commissioner McGinn said, "I have several questions."

Chairman Norton said, "Okay."

Commissioner McGinn said, "Dale, could you come forward please? I guess I would like, unless I've missed it at a staff meeting or something, some explanation on some of the changes for the subdivision regulations."

Mr. Dale Miller, Interim Director, Metropolitan Area Planning Department, greeted the Commissioners and said, "I'll do what I can."

Commissioner McGinn said, "Okay. The sections three and four, the zoning code changing from 'SF-6 to 'SF-5' and changing the square feet from 6,000 to 5,000, all I really want to know is just what some of thinking was behind everything."

Mr. Miller said, "Well, this was done . . . that amendment was done a couple of years ago. It was

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all part of the Comprehensive Plan update, when the push was to try and be more efficient and increase the density of uses and it was felt that the 6,000 square foot minimum lot size could be reduced to 5,000 without jeopardizing the quality of development and allow for more dense developments. Not everybody is billing that dense of a development, but it at least allows for that to happen.”

Commissioner McGinn said, “Okay On section 7, the street lighting requirements within three miles of the City of Wichita. What happens when cities are overlapping? How do we deal with that? Their miles of influence, or whatever?”

Mr. Miller said, “Well, the zoning area of influence wouldn’t apply. Now if it was Derby, Haysville, Mulvane and Valley Center, they have their own subdivision jurisdiction out in the county, and so the plat would go to them and it would be handled by them and between that city and the utility. Basically, this is a policy that apparently everyone had agreed to and it’s been working, but there was no codification of the standards and so, we were trying to get it in the subdivision regulations so it’s clear.”

Commissioner McGinn said, “So the lines are clear and so there’s no problem with the overlapping lines.”

Mr. Miller said, “To my knowledge, that’s not an issue.”

Mr. Euson said, “Commissioner McGinn, I think the statute says that when there’s two cities close to each other, that when they get . . . when their three-mile jurisdictions start to abut each other, that they can only go half the distance between them, as they get closer.”

Commissioner McGinn said, “So there’s some kind of a rule in place that helps guide that.”

Mr. Euson said, “Takes care of that, yes.”

Commissioner McGinn said, “Okay. The rights-of-way widths for section line roads, is that just in the city, or is that everywhere?”

Mr. Miller said, “Well, there are the standards, and it’s a codification of the specific standards. Part of it grew out of the access management policy, and then the other part was just realizing that the way we do utilities now, with all the additional cable and everything else, that the distances needed to be changed.”

Commissioner McGinn said, “Okay. And then there was one comment in here I just didn’t

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understand and it had to do with development rights for single-family residential uses and there's a backup that talks about the vesting of development rights. And can you just give me an idea of what all that's about?"

Mr. Miller said, "Well, basically, it is . . . the current section is entitled 'Vesting Development Rights' and that was revised to include rewording of the current regulations contained in the county that are exempt from platting. There were . . . it's not really a change, it's just a clarification, so that it's clear that people with single-family residential development have certain rights that can't be removed from them and that they're vested. And it's just a clarification of that policy is what it amounts to."

Commissioner McGinn said, "Okay. Thank you, Mr. Chairman."

Chairman Norton said, "Thanks, Carolyn, for bringing those up. Some of those things are, I think, very pertinent and we needed a little dialogue on them. What's the will of the Board? Oh, 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, "Is there anything else to come before the Board of County Commissioners? We do have a Board of County Commissioners sitting as the Fire District #1, so let's do 'Other' first and then we'll do our final. Anything else?"

N. OTHER

Commissioner Winters said, "Well, I would report I did have a rather busy Saturday. I went out to the A.L.A.R.M. meeting, the rural mayors' association met out at Viola. They had a good meeting out at Viola and then I did go up to Cheney for Farm Bureau's Farmer and Rancher Appreciation Day lunch at the fairgrounds and heard several good speakers and Farm Bureau did an excellent job of recognizing farmers and ranchers in the county. So, a couple of good meetings on Saturday."

Chairman Norton said, "Okay. Just so people know, some of us will be attending the governor's

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budget address at 1:30 at the Hugh's Metro Center and hopefully we'll hear some insight on what the state's going to do with their budget woes and how that might effect the county and I would urge citizens to stop by and hear what's going on, but certainly some of us, as electeds, are going to stop by and try to understand some of that.

At this point, if there's nothing else, I will adjourn the meeting."

Commissioner Winters said, "We're going to have an Executive Session in this meeting."

Chairman Norton said, "Oh, in this one. I'll recess our meeting as the Board of County Commissioners."

The Board of Sedgwick County Commissioners recessed into the Fire District #1 meeting at 10:11 a.m. and returned at 10:22 a.m.

Chairman Norton said, "I'll call back to order the Board of County Commissioners meeting. And I have one thing here. David has asked me to say something about our annual township meeting that we had this week, and I think it's important that maybe we comment on that. We did have a great turnout and Dave, have you got some comments on that real quick?"

Mr. Spears said, "Just wanted to . . . I thought you might mention that, with all the things that you were doing last week, we had three commissioners attend and quite a turnout of the township officials. And of course, by law, we have to do that once every year and we enjoy the interaction that we have with them. We learn about many of the problems they have and we just go to work on some of the drainage items they give us."

Chairman Norton said, "Thanks, Dave."

MOTION

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Commissioner Winters moved that the Board of County Commissioners recess into Executive Session for 10 minutes to consider consultation with legal counsel on matters privileged in the attorney/ client relationship relating to pending claims and litigation and legal advice and that the Board of County Commissioners return from Executive Session no sooner than 10:25 a.m.

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

The Board of Sedgwick County Commissioners recessed into Executive Session at 10:27 a.m. and returned at 10:50 a.m.

Chairman Norton said, "I'll call the meeting back to order. According to state statute, there was no binding action taken in our Executive Session today. Is there anything else to come before us?"

Mr. Euson said, "Yes, Mr. Chairman. While in Executive Session, we discussed a claim from a former employee by the name of James S. Morgan. This is a worker's compensation claim, due to a neck injury, and we would recommend that you approve a settlement in the total amount of \$50,000, which would be a full and final settlement, not subject to further modification and not subject to further medical payments. That's our recommendation and recommend you approve it."

MOTION

Commissioner Sciortino moved to approve the settlement in the case of James S. Morgan

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worker's compensation claim.

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, "Anything else, Commissioners? We are now adjourned."

O. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:51 a.m.

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**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

BEN SCIORTINO, Commissioner
Fifth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2003