

## **MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

### **REGULAR MEETING**

**February 26, 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, February 26, 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. Brad Snapp, Housing Director, Housing Office; Mr. Dale Miller, Acting Director, Metropolitan Area Planning Department; Mr. Bob Lamkey, Director, Division of Public Safety; Mr. Gerald Frantz, Interim Director, Health Department; Mr. Tom Pollan, Director, Emergency Medical Services; Ms. Marilyn Cook, Director, Comprehensive Community Care; Mr. Ted Jobst, Director, Integrated Family Health, Health Department; Ms. Pamela Martin, Director, Clinical Services, Health Department; Mr. Ron Holt, Director, 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.

### **INVOCATION**

The Invocation was led by Dr. W. Michael Chittum, Reverend of Plymouth Congregational Church, Wichita.

### **FLAG SALUTE**

### **ROLL CALL**

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

### **CONSIDERATION OF MINUTES:** Regular Meeting, January 29, 2003

The Clerk reported that all Commissioners were present at the Regular Meeting of January 29, 2003.

**Chairman Norton** said, "You have before you the Minutes. Board action?"

**Regular Meeting, February 26, 2003**

**MOTION**

Commissioner Winters moved to approve the Minutes of the Regular Meeting of January 29, 2003.

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."

**PUBLIC HEARING**

**A. PUBLIC HEARING REGARDING ISSUANCE OF NOT TO EXCEED \$200,000,000 AGGREGATE PRINCIPLE AMOUNT OF SINGLE FAMILY MORTGAGE REVENUE BONDS IN ONE OR MORE SERIES OF SEDGWICK COUNTY, KANSAS AND SHAWNEE COUNTY, KANSAS.**

**Mr. Brad Snapp**, Housing Director, Housing Office, greeted the Commissioners and said, "This is the annual public hearing we do for the Sedgwick/ Shawnee County issuance of the Single Family Mortgage Revenue Bond program. We probably won't get issued \$200,000,000 with bonds but it will probably be closer to two issues of \$60,000,000 and then it will cover the draw down, recycling program that's usually about \$50,000,000 a year.

Last year, just for some facts for our activities, we issued probably about almost 900 loans for first time homebuyers across the state. We have 103 counties participating. We have loans in 88 of those counties and so we're doing real good on this program. If you have any questions, I'll try to answer those now."

## Regular Meeting, February 26, 2003

**Chairman Norton** said, "If there's none from the bench, I'll open the public hearing and accept any public comment. Is there anyone in the audience here to speak on this issue? Seeing none, I'll close the public hearing and limit the comments from the bench. Any questions of Brad on this particular issue?"

**Commissioner Winters** said, "Mr. Chairman, I'll just make one comment. I see that Chuck Bouly is in the room and one of our partners on this has been the George K. Baum Company for a number of years and we certainly appreciated the assistance that their firm gives to Sedgwick County on this. It's a great program. And Brad, do you have any idea how long Sedgwick County has been involved in this process?"

**Mr. Snapp** said, "I think it's from the mid '80s. We totaled up the loans that we know of and there's been about 13,500 loans made through this program, or at least in the last 12 years."

**Commissioner Winters** said, "Well, it's a great program for both lenders and first-time homebuyers, give some opportunities for lenders to take advantage of some tax advantages and certainly makes available some funds to some folks that have a real tough time getting into that first house."

**Chairman Norton** said, "Absolutely. Commissioner Sciortino."

**Commissioner Sciortino** said, "Brad, I think maybe the public might find this interesting or informative. Do you have any records on, like last year, how many of these loans were actually made to Sedgwick County citizens?"

**Mr. Snapp** said, "I do. I know that number. I don't know it off the top of my head."

**Commissioner Sciortino** said, "Okay. There were some that participated?"

**Mr. Snapp** said, "Oh, yes there were."

**Regular Meeting, February 26, 2003**

**Commissioner Sciortino** said, "Okay. If you happen to get it later on, you might let us know."

**Mr. Snapp** said, "Yeah, I will."

**Commissioner Sciortino** said, "That would be kind of nice."

**Mr. Snapp** said, "I'll send you an e-mail. Would that be okay?"

**Commissioner Sciortino** said, "Yeah, sure, no problem. Thank you, that's all I had."

**Chairman Norton** said, "Does this require any other action, Brad, today other than public hearing?"

**Mr. Snapp** said, "Nothing."

**Chairman Norton** said, "That's it, okay. Thank you, Brad, appreciate it. Clerk, call the next item."

**PLANNING DEPARTMENT**

**B. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).**

- 1. CASE NUMBER VAC2002-00041 – VACATION OF A PORTION OF A PLATTED 75-FOOT BUILDING SETBACK LINE, GENERALLY LOCATED SOUTHWEST OF THE INTERSECTION OF 47<sup>TH</sup> STREET SOUTH AND GREENWICH ROAD. DISTRICT #2.**

**POWERPOINT PRESENTATION**

**Mr. Dale Miller**, Acting Director, Metropolitan Area Planning Department, greeted the Commissioners and said, "This is a request to vacate a platted building setback line along the north side of this property, which is located just south of 47<sup>th</sup> and west of Greenwich.

As you can see from the aerial, the applicant has a home on the site and there is a platted 75 foot building setback line along the north and the east. They desire to build an outbuilding, a garage I believe it is, and this platted setback line makes it difficult to do it in the configuration that he is after and so he is asking for that 75-foot setback to be reduced to 60 feet.

## Regular Meeting, February 26, 2003

And there's the diagram of the application. This was heard by Planning Commission. They are recommending approval. There was a person who appeared at Planning Commission and spoke in opposition. I believe that they are the owners of the property here to the east and I believe she expressed concern that if there were more buildings put out closer to the road it would impact the rural appearance of the area, if I understood her comments correctly.

We did send her a letter advising her of the meeting today and I don't know if she's here or not, but those were the comments at Planning Commission. Be happy to answer any questions."

**Chairman Norton** said, "Commissioner Winters."

**Commissioner Winters** said, "Dale, do you know why was there a 75-foot setback here in the first place?"

**Mr. Miller** said, "Some . . . since this is platted property, some people choose to put those on the plat instead of leaving it up just to the zoning code. The other reason may have been is that there's a separate regulation that says that from the center-line of 47<sup>th</sup> back that there's a building setback line of 100 feet to protect any future road improvement needs and this would not violate that and that may have also been part of their thinking as well."

**Commissioner Winters** said, "But as far as Public Works is concerned, there doesn't seem to be a need for this setback on future expansion of 47<sup>th</sup> Street?"

**Mr. David Spears**, County Engineer/ Director, Public Works Department, greeted the Commissioners and said, "We don't have a problem with it. I don't think it would affect us if we went to four lanes, this reduction. I don't see any problem with it."

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

**Chairman Norton** said, "Commissioner Sciortino, this is your district."

**Commissioner Sciortino** said, "I just want to know . . . I mean, I would like it . . . I don't know if the individual that protested is in the audience, but if he or she is, I'd like to hear if there's anybody here that . . . Okay. Doesn't appear that there are. Okay, thank you."

**Chairman Norton** said, "I see no other questions. What is the will of the Board?"

**Regular Meeting, February 26, 2003**

**MOTION**

Commissioner Sciortino moved to Follow the recommendation of the Metropolitan Area Planning Commission (MAPC), approve the Vacation Order 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, “Thanks, Dale. You’ve got something else. Okay, next item.”

- 2. CASE NUMBER CON2002-00052 – RESOLUTION AUTHORIZING CONDITIONAL USE FOR A CHURCH ON PROPERTY ZONED “RR” RURAL RESIDENTIAL, GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF 61<sup>ST</sup> STREET NORTH/K-254 AND WEBB ROAD. DISTRICT #1.**

**POWERPOINT PRESENTATION**

**Mr. Miller** said, “As you can see, this is the zoning map. All the property surrounding the application here in the black outline is zoned ‘RR’ Rural Residential. As she indicated, the applicants would like to build a church on this site. There is a home that already exists on the site and, as we’ll see on the site plans that we’ll get to in here in a minute, that they would like to build the church further back.

## Regular Meeting, February 26, 2003

As you can see, there are scattered large-lot residential uses to the north, agricultural uses to the west and to the east, some home sites here to the south. Here on the east there is a gentleman who operates a cattle operation on that location. As you can see by the recommended land use plan, this is shown as being appropriate for rural uses. It's my understanding that this church is currently located in the City of Wichita and they are looking to expand and so they found this location and it meets their needs for expansion purposes.

At the Metropolitan Area Planning Commission hearing there were some folks that spoke in opposition, primarily citing traffic concerns, kind of the basic thing, 'We moved out to the country to get away from urban type uses and now the urban type uses are following us' and we're not really thinking that traffic is . . . increased traffic in this area is good, is generally the gist of the comments we received. The folks represented in red equal 49% protest, so that will require a two-thirds majority override by the Commission in order to override that. And there were letters of objection received by the property owner in blue, but since they're outside the 1,000 feet it doesn't add to the percentage.

Here's the site plan. They've provided us with a three-phased site plan. They plan to build the initial building. The home that you saw in the aerial is there. They would use this access road to access the site. Then, as the church is more successful, they'll add on and then finally, that's what they're showing as ultimate build-out. They would be required to pave the Webb Road and the access road to their main entrance. And this is the application area looking east. This is the cattle operation east of the application area. This is basically standing where the church is proposed to be, looking back west at the home that's on the site today. Folks to the south, west and the suburban homes to the north of the application area.

The Planning Commission did recommend approval. They're subjected to conditions. I believe there are 11 of them found in the staff report. And with that, I'd answer questions."

**Chairman Norton** said, "I see no questions, but we've had a history of opening this up for any comment, either pro or con. If there's anyone in the audience that would like to speak to this issue, I would allow five minutes. I see none. Okay. Please state your name and address for the record."

**Pastor Larry Barber**, Goshen Christian Center, 2805 N. Parkwood Lane, Wichita, greeted the Commissioners and said, "It is our church that is looking to build in this area. It's perfect for that because of the streets and the access and all this and basically, we're just trying to grow, trying to find a place for increased worship to try to make Wichita a better place."

**Chairman Norton** said, "Thank you. Commissioner Unruh."

### **Regular Meeting, February 26, 2003**

**Commissioner Unruh** said, "Thank you, Mr. Chairman. I've spoken with Pastor Barber on a couple of occasions and spoken to some of the parties involved in the protest. And just to give voice to their objection, they're concerned about traffic getting on and off 254 and the hazard that that might cause. The man that owns the cattle operations directly to the east is concerned that using the newly blacktopped road might create mud and other reasons for the deterioration for the road that might cause future conflict and I think probably their biggest objection is that they wanted to keep the property in agricultural use and they don't want to disrupt the rural ambiance that they enjoy out there. I suppose a typical conflict between those who live in the county and having to deal with what's been called, I suppose to some degree, urban sprawl.

So I told the folks that I would express their objections and ask for . . . just make the comment and I could maybe speak on their behalf. However, all that notwithstanding, I'm going to support the request for this zoning change."

**Chairman Norton** said, "Commissioner McGinn."

**Commissioner McGinn** said, "Dale, I have a question for you. A lot of the churches that we've seen that are growing out, are most of them within city limits? I mean, we've seen a lot of churches moving out to the east. Are they in the city limits when they grow or when they build? What's the trend, I guess is what I'm trying . . .?"

**Mr. Miller** said, "Well, I'm trying to think, like Messiah Baptist and the Catholic churches just east, I believe originally they were in the county when they started their activities, and as they got their platting approved and hooked onto city services, then they were annexed in. I think we've seen a mix. I mean, some inside and some outside."

**Commissioner McGinn** said, "And how far is this property from city limits right now? Kristi, could we . . . I'd like to just keep the map up, if we could, especially the site plan."

**Mr. Miller** said, "Well, back up and see what we've got on the map here. The pink would be the existing city limits of Wichita."

**Commissioner McGinn** said, "And what's the yellow?"

**Mr. Miller** said, "The yellow is the growth area that's designated for Wichita. That's the 2030 line."

**Commissioner McGinn** said, "So it's about a mile and a half from the city limits, or less than that even."

## Regular Meeting, February 26, 2003

**Mr. Miller** said, "A mile and a quarter."

**Commissioner McGinn** said, "Okay. All right, I'm going to let you speak. I've got another question, but I'm not . . ."

**Chairman Norton** said, "Commissioner Winters."

**Commissioner Winters** said, "Well, I'm having trouble getting this spot located in my mind. 61<sup>st</sup> Street is 254, right? Okay, well on that back one I would . . . is that Wichita to the north or up here?"

**Commissioner McGinn** said, "That's Furley."

**Commissioner Winters** said, "That's Furley. What's . . . is Wichita back . . .?"

**Mr. Miller** said, "That's Wichita there. I believe what that is, that's the City of Wichita's land, the island annexation."

**Commissioner Winters** said, "Okay. But I guess I had a couple of comments. One, kind of off the subject a little bit, but Commissioners you've heard me talk about beginning this K-96 corridor study over between approximately Maize and south Hutchinson. This is kind of the thing I hope we can kind of look at in the K-96 corridor study and begin to look at some areas of potential future development. And so, maybe someday in the future we would want to even consider a corridor study from Wichita city limits on over into Butler County to El Dorado, because 254 is going to continue to be a major thoroughfare.

And so, as I look at this, I mean I kind of think I mean, if you're on 254 and you're close to a mile-line intersection, it's really been a pretty standard procedure in this county that that's a place where there's going to be some commercial activity or some heavier use activity and I guess the question that I would have is the person, I think, that might have an issue here is this one homeowner that almost looks like it's almost on the same property or just between this property and Webb Road. But since none of those people came today to really express their opposition, I think I'm going to tend to agree with Commissioner Unruh.

The other questions that I would have though is about services, that would mean basically sewer and water, and I assume that a lagoon is going to be used for the sewer disposal. Dale, do you have any knowledge if there's sufficient water here to handle this kind of a project?"

**Mr. Miller** said, "I don't have knowledge that there's actual water on the site that they can get to.

### **Regular Meeting, February 26, 2003**

They would have to go through county code to get their approvals on that and other appropriate either state/ county agencies as well.

Just as a clarification, this is actually Kechi up here and Bel Aire is down here and the City of Wichita, that I believe is the northern most extent of their city limits.”

**Commissioner Winters** said, “All right, well that makes sense. I can see that better now. All right, that’s all I have right now.”

**Chairman Norton** said, “Commissioner McGinn.”

**Commissioner McGinn** said, “Well, back to the water issue. I would hope that they would make sure that there’s sufficient water before they start, because that is, to me, an area that isn’t . . . it’s not over the equis beds and it’s not even in the outcrop area.”

**Mr. Miller** said, “I believe that there is a rural water district. What’s not . . . what staff doesn’t know is whether there’s any units left and the applicant may know. But I know the area is served by a rural water district.”

**Commissioner McGinn** said, “Okay. The other thing, I guess I’d just like to add, and I’m not sure if we’re making good use of this or not, but three years ago we passed a ‘Right to Farm’ resolution here at Sedgwick County and in looking at the letter from some of the neighbors, they talk about increased traffic, blockage of the access road. And would you go to the site map please, now. Okay, that access road is there right now, correct? Because of 254?”

**Mr. Miller** said, “Right. This access road here exists and if I remember right, I believe it goes up to the entrance to the gentleman’s cattle yard and that’s the end of it there.”

**Commissioner McGinn** said, “Okay. And so he’ll need to use that road to get in and out with the cattle. Complaints about noise from farm machinery, disturbance of cattle from strangers, you know on and on and on. Has the applicant been versed on what you will see in the country? And that was what . . . We came up with a ‘Right to Farm’ and then we came up with what you need to know living in the country. And what I would hate to see is here this agricultural producer is sitting there, has his livelihood there and the next thing you know, church is so great that now we’ve even got the access road block for him to get in and out when he has to take cattle wherever, those kinds of things.

I’m sure there’s going to be mud, manure involved perhaps coming in and out of the lot. I don’t know what the whole growth plan is here, but you know, there may be large populations of people

### **Regular Meeting, February 26, 2003**

up close to the cattle and I just was curious if the applicant was aware that those are the kinds of things that you will have when you move out to the country and they're in the country for a reason."

**Mr. Miller** said, "Staff has not talked with the applicant and let them speak for themselves, in terms of what they know about that particular situation. But it was brought up at the planning commission and so at least that issue was raised at planning commission."

**Commissioner McGinn** said, "Okay. And maybe the applicant has talked to some of these people. I just . . . I want to make sure people are aware. So many times people go to the country and thinking they're going to have a city life out in the country and it's not that way."

**Pastor Barber** said, "My attempt to talk to the people was stopped because they didn't respond to my meeting. I called a meeting of all the neighbors that were around, those four neighbors, including the guy with the cattle, sent certified letters and had the architect, Don Folger, who is our architect there, as well as Melissa, who is the real estate agent, to try to talk through all these things to see if we could just get an understanding about it before we came down here, but nobody came."

**Commissioner McGinn** said, "Okay."

**Pastor Barber** said, "And one of the ladies, the immediate neighbor next door, couldn't come. She called me, so I took off and gave her site plans, her and her husband to look at, in an effort to try to make sure that I did everything I could do to make everything work. Don Folger is one of the foremost architects for churches in Wichita and he's our architect. And you can see the lagoons there and everything. We've got some restrictions from the city planning commission that meet all the requirements for all of the other different things that come up. We're not experts but that's why we have him."

**Commissioner McGinn** said, "Okay. So you've made an attempt to contact them and work through that. And then, I guess my other question would be some of the issues I raised, are you and your church members willing to work with. . .?"

**Pastor Barber** said, "We're more than willing to work. As a matter of fact, I said to the guy that's talking about the problem with the road, we're going to end up having to pay for that all ourselves to pave it and the thing is, he's afraid that we're going to be blocking it, but the only time that it would even be a problem possibly would be Sunday but our parking lot comes off of that and goes in, so there's no way that we would ever be a problem. He's going to get a paved access road and it's not going to cost him anything."

**Commissioner McGinn** said, "But he might make it dirty."

### **Regular Meeting, February 26, 2003**

**Pastor Barber** said, "Well, he's got to come off 254, so it's going to be dirty up there too."

**Commissioner McGinn** said, "Yeah, and my only thing about being on the road, I was just thinking you know as your parish continues to grow and prosper, that maybe you'll have a lot of members there."

**Pastor Barber** said, "The one thing about the site plan is that there's acres between our building and his cattle. There's acres between. It's not just . . ."

**Commissioner McGinn** said, "And there's no future growth plans in that area?"

**Pastor Barber** said, "Not that I know of as far as we're . . . You know, phase one, two and three, in that case we're talking years."

**Commissioner McGinn** said, "But there'll be a buffer area there."

**Pastor Barber** said, "Yes, there will be a buffer."

**Commissioner McGinn** said, "All right, thank you."

**Commissioner Winters** said, "I have a question for Reverend Barber."

**Chairman Norton** said, "Reverend Barber, before you sit down. Tom."

**Commissioner Winters** said, "I was just going to, you know, it sounds like you've got a well thought out plan. You've got a legitimate, bona fide architect working for you. So I'm assuming that you're going to try to build a fairly nice facility. You're not going to try to build something that's an ugly eyesore, but you're going to try to do a good job. Am I hearing that right?"

**Pastor Barber** said, "The best church in Wichita or the surrounding area."

### **Regular Meeting, February 26, 2003**

**Commissioner Winters** said, "That's quite a goal then."

**Pastor Barber** said, "And if the guy north of us, east, west of us, and cattle are a problem, we'll just buy them out."

**Commissioner Winters** said, "Be careful. I wouldn't say that too loud. Thank you. That's all I have."

**Chairman Norton** said, "Reverend, before you sit down, tell everybody where you're from originally."

**Pastor Barber** said, "I'm from Marked Tree, Arkansas."

**Chairman Norton** said, "Okay. I just wanted to be sure that was on the record. We grew up at the same time in the same place. Commissioner Sciortino."

**Commissioner Sciortino** said, "Thanks. I'm going to support this applicant's petition to us. I can't see how a church would contribute to urban sprawl and hopefully that farmer that farms will see the light and go to church on Sunday morning, instead of farming. These folks are going to be there basically, as far as the large crowd, once a week and I just think that it's appropriate use of land and I'm going to support this, because I think we need to get the message carried out to us rural folks and I think they'll be an asset.

And as Tom was indicating, this is going to be probably a growth area and probably industrial, as 254 continues to be a major arterial. So I'm going to support this concept. That's all I have."

**Chairman Norton** said, "Commissioner McGinn."

**Commissioner McGinn** said, "Well, and I agree but I think Commissioner Winters made a good point, with 254 being there, I mean, that's just going to be a major corridor for other things as well. My big point is when you do move something to the country, you know you can't move the things that occur in the country to the city. We need to be good neighbors and we need to be conscious to that. And so, it sounds like he has made an attempt to talk to the neighbors. It sounds like he's going to continue to try to work with them, as things come up, and so that was the only thing I wanted to raise."

**Chairman Norton** said, "I see no other lights flashing. So, what is the will of the board?"

**Regular Meeting, February 26, 2003**

**MOTION**

Commissioner Unruh moved to adopt the findings of the MAPC, and approve the conditional use, subject to conditions; and 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, "We're all set. Thank you, Dale and thank you Reverend Barber for being here today. I look forward to visiting with you soon. Clerk, call the next item."

**NEW BUSINESS**

**C. PRESENTATION REGARDING METROPOLITAN MEDICAL RESPONSE SYSTEM/COMMUNITY PREPAREDNESS.**

**POWERPOINT PRESENTATION**

**Mr. Bob Lamkey**, Director, Division of Public Safety, greeted the Commissioners and said, "And the interim director of the Health Department, Mr. Jerry Frantz and I, will be talking to you a little about community readiness."

I think in the environment we're in, this is a timely discussion. We sit here as a nation in a high threat advisory from Homeland Security regarding terrorism and the winds of war appear to be blowing. And in a more practical sense for us here, we're a month away from severe weather week celebrations."

**Commissioner Sciortino** said, "Excuse me. It done got here a week early."

### **Regular Meeting, February 26, 2003**

**Mr. Lamkey** said, "It did. Conceptually, in assessing community readiness, I look at it as a journey along a continuum. It's a process of risk assessment, planning, allocating resources, training, exercising, evaluating and adjusting and those of us in the public safety business, quite frankly, it's a never ending journey.

What we're going to talk about today is I'm going to talk about our general state of readiness and Mr. Frantz will talk about our medical readiness. What I'll speak to is community strengths and we have significant number in this community. We talked a little bit about the Weapons of Mass Destruction training and the equipment that our first responders, that's our fire, law, EMS folks have received over the last few years, some new procedures in chemical weapons, helping outreach efforts and areas that we're still working along this journey.

We are very fortunate, quite frankly, to live in a community with abundant capacity and good will. The strengths resident here give us some unique advantages. We face the challenges of both natural and manmade emergencies. First among those is we've seen time and time again we have cooperative governments in Sedgwick County. When the chips are down, we're a family, we pull together and with our state and federal partners we get the job done.

We have some very longstanding operational partnerships. We have solid responder relationships in law enforcement, fire and EMS. We've got great mutual aid relationships. We're closely linked to the local FBI office. As you know, we operate with the City of Wichita's joint Hazardous Materials Response Team that serves all of Sedgwick County and we're now partnering with the state to extend that capability, both outward and inward should we need it. McConnell, the National Guard, the Red Cross, the Salvation Army, Kansas Division of Emergency Management, these have been structures and partners that have been in place for a long, long time.

I think our community should be proud in general in Sedgwick County that our responder community is well trained. We have strong selection processes. We do a lot of joint training. I think that you and I understand, as should our citizens, that these are highly trained and very competent folks that serve them and serve them well.

We have an involved media. I know, as political folks, that can be a good thing or a bad thing. But in this particular case, they have been historic partners in getting and delivering the public safety message before, during and after an emergency and they're greatly valued for that service.

## **Regular Meeting, February 26, 2003**

One of the things that the county established in 1995 was a common communications architecture, our 800 megahertz system in 9-1-1 really would be the envy of a lot of communities. We have an architecture that promotes inter-operability between different agencies and we have the folks that you would normally think of that are connected, our police and law enforcement folks. But we've got the FBI is connected, ATF, even Fish and Game and emergency managers in surrounding counties can link into our radio system and of course in our law enforcement across the county, and some of our fire and EMS we have the mobile computer terminal. So we have very good architecture in terms of being able to communicate.

We have consolidated command and control in the field, in the tactical, at the pointy edge of the spear, we tend to operate around the fire incident command system and folks meld into that. And again, as you know, we have an emergency operation center that brings all of the players together from the responder community to the support community, like the Red Cross, the National Guard, the school district all in one place to make those strategic decisions and engage you and other policy makers in making those decisions that steer our ship.

I think we're a blessed community. We have substantial community resources. We're a center of industry, of medicine and business and we have leadership in those entities that are involved and committed to our community. I think we have a great capacity and a great willingness to help and, again, when the chips have been down, we've seen that.

We have solid planning structures. We operate under a tiered all-hazard planning umbrella through Emergency Management, which starts at the federal level, traverses through the state, through the county and out at the local level. We have a 65-person local emergency planning committee that has members from industry, law enforcement, various venues that work and has worked historically regarding the hazards that are present in our community and how to mitigate those and they've taken on an expanded role, as we look to the future and how those hazards play in dealing with vulnerabilities. We've got like the MMRS steering committee, so we have good planning structures in place to help us prepare for the future.

We're experienced under fire. Quite frankly, in my short tenure here we've had floods, tornadoes and other catastrophes and we have demonstrated very clearly that we pull together, we work well together and in that continuum of doing things, you know we talk about exercising, adjusting. Well, there's nothing like actually doing it to learn and forge those relationships that are so important in dealing with the next event.

Weapons of mass destruction, training, equipping Wichita/ Sedgwick County was identified as one of the 120 metropolitan areas that receive some funding. There were a number of congressmen,

## **Regular Meeting, February 26, 2003**

Senator Nunn, Lugar and Domenici and certainly Senator Roberts, who had a lot of foresight and who could see into the future the need to equip and train and prepare for what has happened and what we hope doesn't happen again. So in '99 we received about a half a million dollars in support from the federal government. \$200,000 of that was spend training first responders, there was training for senior leaders. The remainder of that went for training and field equipment, decontamination equipment, testing equipment, literature materials, other training materials.

Since 1999 through '02, we've received . . . again, this is Sedgwick County, our partners in the city and folks sit down together and go through a process, \$400,000 in grants for equipment, again to help prepare us and be ready. With regards to training and education, one of the things I point to is we have a hazardous materials symposium that brings in 300-plus folks from across the state and across the region and this year it's become very topical. We had elements in there in terms of dealing with chemical and biological agents, as that community would respond. And everywhere that I go, in law enforcement, emergency management, fire the educational programs that are available to talk about, to pass on the lessons of 9-11 are there virtually everywhere.

We've conducted a number of exercises. The terminating event for the Nunn-Lugar activity was a huge exercise at W.S.U. that involved several hundreds of people simulating a biological . . . or a chemical event that would have occurred there. We had about 100 citizens play victims and so we had the whole scenario in that process and it was observed and it was a matter of tests and that went very well. Since that time, we've had exercises simulating problems at Cheney Dam and tabletop exercises with the state, dealing with issues of bio-terrorism and on a routine basis we work with our partners at McConnell and the City of Wichita to do mass casualty exercises at the airports or out on the base. So we're exercising and training, again honing our skills, honing our relationships.

New processes and capabilities; we added some risk assessment tools and for some of these I won't get terribly specific, because I don't think it's appropriate in this environment to do that but we have with us, we received some grant funds from the City of Wichita to complete a hazardous vulnerability assessment for the state but it involves six and will grow to eight counties. So we have a data base that has a geo-file that is very helpful in understanding what our vulnerabilities are, working with industry and other government entities to mitigate those things and to provide a resource for law enforcement.

We also have a modeling software resident that, if we have a bio-event, it's predictive in terms of growth and those kinds of issues. And so we've improved our field chem/bio response. Early on, we bought some field detectors, both we did and the Environmental Health folks at the city

## **Regular Meeting, February 26, 2003**

component of the health department have field detectors. We modified our procedures. If you remember the hundreds of Anthrax scares that we received last year and in late 2001, we developed specific procedures for accessing those and making sure they were real or not real and that whole process. We've got additional decontamination capability. We have medicines to protect our responders and Jerry will talk about what we have for our citizenry. So we've enhanced our capability there significantly.

Enhanced physical and operational security; governments, industry and business have upgraded security by making physical changes and enhancements and changing procedures of both and I'll only mention a couple of the obvious ones because, again, as we engage in folks, these are things that may be obvious to some and conspicuous to others, but for those of us who drive by McConnell Air Force Base and who have engaged in their protective measures, we understand what that is and those of us who have gone to the airport recently understand the changes that are manifest. So some will be very conspicuous and some won't be conspicuous, but virtually all government agencies and/ or significant industries and businesses have altered the way they do business in response to this. And of course there is a level of enhanced vigilance. We, as citizens, receive information from Homeland Security asking us to pay more attention. The relationships between law enforcement and other responder communities is as close as it's ever been with regards to maintaining this level of vigilance, regular communications between the state and the feds and critical infrastructure industries. So there's a lot of things that are going on that are not clearly obvious but are happening in the background to make us more alert and pay attention to what's going on.

Public outreach; I think we should be legitimately proud of the efforts that we took the month after 9-11 to deploy a ready to respond program. Our effort was to reach out to that citizen to give them the tools to do two things. One, how to take care of your family and yourself in any crisis and two, to give them some level of empowerment that there are things that they can do for themselves. And so we've delivered that program over the last year, about 100 times in churches, businesses, schools, neighborhoods, mobile home parks, community centers and we've delivered it to just under 4,000 citizens and that program continues today. DeAnn Konkel has delivered several since the first of the year and we have more programmed. And as Kristi said, we've given out the number and we'll give it out again. We're here to provide that process and so that's something that we should be rightly proud of.

Again, I can speak to the local media, on their own and in partnership with us and other agencies, they've gotten out and reached out to the public to keep them informed about how to take care of themselves and what's going on. And again, that's very, very important. We've had wonderful

## **Regular Meeting, February 26, 2003**

private partners. Feist, in their directory, the information people need to know on how to protect themselves and to find out where their local distribution points are is in the Feist Directory. Blockbuster, at no charge, has put the 'Shelter in Place' videos in all of their stores. Bombardier has provided signs for our community centers that Jerry will talk about here in a little bit. So we've had some wonderful private partners in helping get out our message.

And of course there are lots of other resources out there, the Red Cross. Homeland Security has got a ready program that they've put on line that basically provides the same information that we've been providing for a year to citizens on their website. Kansas Department of Emergency Management has provided classes to citizens. If you look at our websites or the city's websites you'll see information there for citizens that they can access to help them be better prepared for a terrorist event or, quite frankly, any event.

Areas and work; again this is a continuum. We talked about the architecture that we have in place and that we've used for the last seven years since we put it in. One of the lessons of 9-11 was how do you do that in a unified basis. So Chief Williams, as head of our 9-1-1 advisory committee shortly thereafter said, 'Do we need to examine how we put this all together and how we're using this tool' and so we had an operational committee get together. Yes, there are some better ways to use the tool that we have. They've made the procedural changes and now we're executing the action to make that happen.

Timely sharing and spreading of the word; you know, as an old military guy and as a person in this avenue of public safety, we like the word to come down in a uniform way and we like to be able to bring it to you. The Department of Homeland Security is developing a method to do that, but until that time it's going to come down from multiple channels. So there's a law enforcement channel, there's an industry channel, there's an emergency management channel, so the information will flow down in multiple channels. And so you'll probably hear, or could hear changes in threat advisory or information before we can get to you. And of course, as we've all learned as we do it in government, there's a procedure and a process, need to know formatting.

When I was growing up, there were two things that were very fast, that was the speed of sound and the speed of light. Somewhere in between there is the speed of CNN, because quite frankly the news that you will get and that we will get sometimes will come down faster through the media than will work through the official channels. And so, if we don't get to you first, we will try, but I think

## **Regular Meeting, February 26, 2003**

it's by design. I think the government wants to get this word out. They are working on a more uniform pattern. So, we're going to do our best to be the first to you with the information so that you have it in advance and you can think it through and we can advise you. But it's likely that it will come down in a lot of different ways.

We're going to continue to equip and protect responders. There was a lot of discussion about dollars for homeland security, to local governments last year. It was tied up in the 2002 supplemental that's been approved now, so we are getting the guidance and we will be very aggressive in finding the funding that we need to have for this larger community to be as well protected as it can be.

One of the things that we're working on and part of our responsibility as a responder community is to provide information and guidance to elected officials to make policy decisions. We've gone from yellow, which I think is going to be our standard, quite frankly, for a period of time until the whole issue of terrorism is resolved, to an orange and heaven forbid that there is an eminent threat or something happens, the nation will go to a red, either selectively or geographically and we need to come to you with these are things that you should consider. And we will work with the FBI and other intelligence agencies to find out how those things would apply here, but we need to bring all those things together and that's in the works and by the end of this week we've got a task force working that will have those kinds of things, we'll review them with manager and they will be placed as kind of a pre-planned structure for you to consider in the event we have a change in status or changes to local threats. So those are some of the things that are at work and with that I will turn it over to Mr. Frantz and talk about the medical component.”

**Chairman Norton** said, “Bob, before you move on, Commissioner Winters has got his light on. You want to save that question until the end?”

**Commissioner Winters** said, “I'll save it till the end.”

**Mr. Lamkey** said, “We'll be here.”

## **POWERPOINT PRESENTATION**

**Mr. Gerald Frantz**, Interim Director, Health Department, greeted the Commissioners and said, “We're going to be addressing some specifics as it relates to the public health aspects of this. With me today is the Sedgwick County Health Officer, Dr. Doren Frederickson.

## **Regular Meeting, February 26, 2003**

As I said, we'll be looking at some specifics, as it relates to this issue from a public health perspective. The Sedgwick County Health Department is charged with planning and preparedness for emergency disasters that would impact the life and health of the public.

This is a quote from the Secretary of Health and Human Services, Tommy Thompson: 'A coordinated medical response will decrease death and suffering in the event of weapons of mass destruction incidents'. And I think that's really what we're seeing here in Sedgwick County in this region is folks working together, various agencies, businesses, schools, city and county.

This is the outline of some of the issues that we'll touch on: response initiatives, what's happening in terms of improved operations, our distribution capacity, the plans currently in the works, the regional response and I think you'll be very pleased to hear about what we're doing from a regional perspective, and an update on what's going to happen as far as the Smallpox vaccination program.

Our two major response initiatives are MMRS, that's the Metropolitan Medical Response System and public health bio-terrorism grants. And as Bob mentioned, key to all of this is integrated agency and community operations. It's absolutely imperative that everyone work together in order for this to be successful. And so integrated agency and community operations are necessary in any sort of large-scale event.

Today in our community we have improved conditions because hospitals, EMS, Haz Mat, law enforcement, emergency management, public health are all working together. An example is this recent decontamination training that you're seeing in this picture here and the key is everyone working together in the community, all the various agencies, everyone getting involved, integration.

The Sedgwick County Health Department has been recognized for our ability to provide pharmaceuticals and care to many. Our partnerships with Boeing, Bombardier and Koch assure access. U.S.D. 259 and other schools have offered their facilities and you can see here, when we talk about the mass distribution sites, there's 61 of them around Sedgwick County, which include industrial sites and private places, obviously medical facilities, schools, facilities in both the county and city buildings and all together there's 1,000 trained volunteers.

This thing that you see down in the lower right-hand corner is the official logo of this that identifies, for citizens, one of these mass distribution . . . neighborhood mass distribution centers or mass distribution sites and the key, 1,000 volunteers already involved in this.

The Sedgwick County Health Department is working with other organizations to develop systems that will detect indicators that can let us know when there are adverse trends. And what do we

## **Regular Meeting, February 26, 2003**

mean by that? Well, we mean is from a public health perspective, because different people are going to different hospitals, they're going to different doctors, there has to be some way of being able to pull the data together as quickly as possible. And so we're working with the folks at the state and federal level with a tremendous amount of assistance from the Sedgwick County Division of Information and Operations, our IT group, to develop software systems that allow us to . . . software systems that are basically surveillance and allow us to collect the information and get the information back in a hurry. For example, an increase in certain symptoms in patients going to the hospital. If we can get that information together quickly then some type of determination can be made that there is a trend out there.

This eight county regionalization thing that we talked about, that I mentioned very briefly earlier, eight counties in our region, including Sedgwick County, Sedgwick County actually is being the lead agency, are working together. We have put together an agreement that will allow the eight counties to work together in a number of ways, again, with us as the lead agency, the Sedgwick County Health Department recently began working with these seven other counties in our region. We will have mutual assistance agreements and there will be help when needed. The other counties recognize that the Sedgwick County Health Department has much to offer in the way of mass care, plans and preparedness and of course, through regionalization, we will also have contact with the hospitals in the other counties, should there be a need to transfer patients, if that came about. But this is something that obviously the Centers for Disease Control and the federal government has encouraged and KDHE and the state has encouraged and has provided incentives to do and we've pulled this together. When you talk about eight different bureaucracies, we've pulled this together fairly quickly and you'll be getting this I think before you at the bench probably within the next couple of weeks I think to approve our part in this.

Smallpox, the Smallpox update, what's actually going on with this as far as the immunization goes, first of all it is believed that terrorists or governments hostile to the United States might also have this Smallpox virus and could use it as a biological weapon. Now, Smallpox vaccinations can protect health care response teams and other first responders from the Smallpox disease. These teams will identify other people who will need to be vaccinated to control outbreaks and establish public vaccination clinics.

During an outbreak or emergency Smallpox vaccine can protect people exposed to the Smallpox virus. So this phase one, which is coming up here next week, involves the first responders. Sedgwick County Health Department has eight staff members scheduled. Hospitals in Sedgwick County have their folks identified, about 300. Folks that are being vaccinated from health departments and hospitals in Reno and Harvey and Butler and Cowley County will also come to our Sedgwick County site. And the total numbers getting vaccinated have not been released, so we don't know quite yet exactly how many folks are going to be getting vaccinated in that first phase.

## Regular Meeting, February 26, 2003

Phase two will include EMS paramedics, law enforcement, an additional health care and public health staff. Phase two plans and dates have not been released. The Centers for Disease Control stores the vaccine. If there is a case identified, the vaccine could be delivered to the CDC . . . by the CDC approximately three hours after it's requested. So here we see that the plan now, finally, is going into effect next week, as far as the Smallpox vaccination goes, involving first responders and after that other health care and first response people in our community.

Last week Commander Harding from the Department of Homeland Security was here, Office of Emergency Response and I believe she has seven states that she represents. She was exceptionally impressed with what we've done here, what Bob's folks and what the folks in the health department, led by Gloria Vermie and the Sedgwick County Health Department have done. We've seen this consistently, that everyone from the state and federal level that comes in and takes a look at what's being done in Sedgwick County, as it relates to emergency response or emergency preparedness in response to that all leave here shaking their head with what an outstanding job had been done by these folks. And this is a quote from Commander Harding: 'Sedgwick County is one of the few places that could protect its population in a hurry' and we thought that kind of validated what we've been thinking all along.

A quote from Secretary Tom Ridge: 'We can be afraid or we can be ready'. From our perspective, we plan to be ready. So, we're done."

**Chairman Norton** said, "Commissioner Winters."

**Commissioner Winters** said, "Thank you very much. I certainly appreciate the presentation from both Gerald and Bob. I think we're very fortunate that we've got two excellent managers kind of working in combination and it's just a new thing that Health Departments have become so integral to homeland security and Bob brings a great deal of experience with his military background. I think Gerald has a great ability to take complicated departments and bureaucracies and get things done. So I think that's Gerald's real plus.

You came across, at the end, Commander Harding, I was very interested in her trip here because, you know, Sedgwick County has a great deal of responsibility to homeland security and we're looking at ourselves internally and we're saying, 'Well, we've done all of these things and we're in the right direction'. And I appreciate that and I believe you but I think that outside view is also very important and how do we continue to get an outside view. And so I guess I would appreciate maybe Dr. Frederickson taking just a moment to give his perspective. We certainly appreciate this connection that I think we've developed with the K.U. Medical Center and all of those folks in that establishment. And I think that Dr. Frederickson has been watching all of this unfold and so,

### **Regular Meeting, February 26, 2003**

Doctor, I would appreciate just a comment or two from you about the fact do you see gapping holes here? Do you see still some tweeking and adjusting that needs to be done, or what's your overall impression with what you see Sedgwick County's homeland preparedness looking like?"

**Dr. Doren Frederickson**, County Health Officer, said, "I think it looks good. I think that we're practical enough and we're small enough as a county, and we're led by friendly county leaders who want things to be real, to be accessible and to be practical. And we're small enough, as a group of agencies within a county, to know everyone so that we've been able, under Gloria Vermie's leadership and with backing by Mr. Frantz, to put in place all the practical connections, the personal connections and the logistics to get it all delivered in a real way, in real time.

I'm thankful that we don't have five million people living in our county with multiples of hospitals because then it would be very fragmented and difficult. But I'd like to assure the Board of County Commissioners and the people of Sedgwick County that we are ready and it's a wonderful and I'm very proud to say that. I'm very proud to have an experienced veteran emergency room nurse like Gloria Vermie, who really knows what it takes in a practical way to get it all put together. She's done an outstanding job.

And I want to thank the hospitals too and all the other health care providers and emergency service providers who have been very cooperative and eager to participate."

**Commissioner Winters** said, "Well, I appreciate those comments very much, because I know of no reason why you would hold anything back if you saw something that was there. And as I'm confident the rest of you are, but we need to assure the community from as many viewpoints as possible that our emergency management, our public safety and our health department is as well prepared as we could possibly be and I think when we hear it from good managers like we did this morning and then we hear it from community experts such as yourself, I think it's at least acknowledgement that we're doing the best that we can possibly do with the circumstances we've got. So I appreciate your comments very much. Thank you, Mr. Chairman."

**Chairman Norton** said, "Just a few comments I had. I didn't see any of the lights flashing. First of all, I think we're very fortunate to have Randy Duncan and Gloria Vermie on our staff. I mean, Randy got to go to New York after 9-11 and was recognized as someone nationally that needed to be helping with that scenario and got some great exposure and some great knowledge that he could bring back to us. And Gloria Vermie, same way, has been around the nation and around the state gathering information and sharing what we do. So we're very blessed. I mean, there are many counties I'm sure that would like to have the capacity and the intellectual capital that we have in those two people.

## **Regular Meeting, February 26, 2003**

Three things that I think are important that the public needs to know. We're working hard on a 9-1-1 EOC building that will be state of the art, that will deliver great customer service in the time of emergency, but also every day. And I think that's critical that people know that we're investing in something that's powerful because as the folks that deliver 9-1-1 and emergency services have a better place to work, feel better about what they do, have great technologies and a facility that will enhance their ability to deliver service. It also effects every constituent that uses that service and from time to time, every day, people use 9-1-1 and use the EOC, but in the times of emergency, that will be a hub that we're dedicated to delivering to the community.

Past that, we're working on the Heartland Defense Center, which ties National Guard, Armory, Marine reservists, First Responders, Haz Mat and other capacities together to build a wonderful place where we can mobilize in the case of a larger crisis than just a natural disaster and I'm very proud of Sedgwick County to continue to be at the table, pushing that issue. In the environment we find yourselves in, it's very politically expedient to be involved in this, but practically it's important, as elected leaders, for us to move forward on that issue.

And then finally, and Tom brought this up at our staff meeting yesterday and I think it's very important, we're concerned about our own training, as elected officials. We've talked about crisis management training and understanding what our legal authority is and what our role in this is. It's great to have the Randy Duncans and the Gloria Vermies and the Bob Lamkeys and all of the people that deliver this for us. But ultimately, some very powerful policy decisions and crisis decisions are going to be made by the five commissioners, and we need to understand our culpability of what we need to be doing and we're talking about that a lot. And I applaud Commissioner Winters for putting it on the table yesterday so that we could start to analyze what we know and what we're going to have to deal with in the moments of crisis.

Having been through a crisis before on a small level, but none the less was a crisis, I understand at a very deep level that the elected official will be on the firing line, will have to make some tough decisions. And when you talk about immunizing the whole population of 400,000 people in two days, there's going to be some policy decisions and some directives that we're going to give to some folks that will effect every citizen in Sedgwick County and I want to be sure that we're ready to do that. So I applaud our staff for updating us today. I hope the citizens of Sedgwick County understand that the County Commission is engaged in this issue. We're not shunning our responsibility. We're trying to understand at a deep level and we're supporting our staff in every way possible to be sure that at least in the four walls of Sedgwick County and our adjacent counties that we're going to be safe when there's a crisis.

**Regular Meeting, February 26, 2003**

Anything else from the Board?"

**MOTION**

Commissioner Winters moved to receive and file the presentation.

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, "Thank you, Bob, Jerry. Appreciate it. Clerk, call the next item."

**D. AGREEMENTS (TWO) FOR SEDGWICK COUNTY EMERGENCY MEDICAL SYSTEM (EMS) TO PROVIDE FIELD INTERNSHIPS TO STUDENTS.**

**1. COFFEYVILLE COMMUNITY COLLEGE.**

**Mr. Tom Pollan**, Director, Emergency Medical Services (EMS), greeted the Commissioners and said, "And the agreement that I have is an extension that you heard Mr. Lamkey talk about and that is our recruitment process and this agreement will help us to see folks that are looking to come to our field of business of providing emergency medical services and we recommend you approval so that we can take a look at these folks and help them be the best that they can be."

**Regular Meeting, February 26, 2003**

**MOTION**

Commissioner Sciortino 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, "Next item."

**2. WICHITA STATE UNIVERSITY**

**Mr. Pollan** said, "And this is an agreement to provide field internship for EMT students. While they won't be doing the invasive skills of a paramedic, it's still important that we begin to recruit at this very basic level to help them move forward in their career if they so choose. This agreement has been reviewed by Legal and I would also recommend your approval."

**MOTION**

Commissioner Sciortino 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**

**Regular Meeting, February 26, 2003**

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, Tom. Next item."

**COMCARE**

**E. CONTRACT WITH WICHITA PSYCHIATRIC CONSULTANTS TO PROVIDE SERVICES FOR COMCARE CLIENTS HOSPITALIZED AT VIA CHRISTI REGIONAL MEDICAL CENTER GOOD SHEPHERD CAMPUS.**

**Ms. Marilyn Cook**, Director, Comprehensive Community Care, greeted the Commissioners and said, "This is a renewal of a contract that we have with Wichita Psychiatric Consultants, or Dr. Paul Murphy's group, to provide services to COMCARE clients who are hospitalized at Via Christi, at the Good Shepard campus.

The responsibilities in this contract include the typical things you would find with someone that does in-patient care, which would be admitting patients, doing work-ups on them, histories and physicals, rounding, taking calls from the in-patient staff. And the contract covers the services of one psychiatrist, Dr. Murphy, and two Advanced Nurse Practitioners that work in his group. The service is provided seven days a week, 365 days a year and we have an average census of about 25 to 30 patients at Good Shepard at any given time that are COMCARE patients.

In addition to what is outlined in this contract, Dr. Murphy meets with Dr. Lear, who is our medical director, and myself once a month to look at how that's going and to keep informed and then Dr. Murphy joins us, several of our staff meet with the Via Christi in-patient staff one time a month on their campus and go over issues as well. So we feel like we're pretty connected with them. We're requesting that you approve the contract and I'll answer any questions you might have."

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

**MOTION**

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

**Regular Meeting, February 26, 2003**

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, "Thanks, Marilyn. Next item."

**HEALTH DEPARTMENT**

**F. HEALTH DEPARTMENT.**

- 1. GRANT AWARD AGREEMENT WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES FOR HEALTH DEPARTMENT TO PROVIDE TREATMENT AND REHABILITATION SERVICES FOR FOURTH-TIME D.U.I. OFFENDERS.**

**Mr. Ted Jobst**, Director, Integrated Family Health, Health Department, greeted the Commissioners and said, "We're asking your approval this morning for a grant from the Department of Corrections administered through SRS in the amount of \$15,000 for the treatment and aftercare of fourth time D.U.I. offenders.

The treatment is provided on a as needed basis, per the needs of the client. That is, based on the evaluation that the client goes through with the assessment center and the treatment center and then there's a one-year required period of aftercare, as part of this fourth time D.U.I. arrangement. This really stems from senate bill 67, which I believe was passed in July of 2001, which substantially increased the penalties and fines for D.U.I. violators and this was part of that package, part of that legislation.

I'll be glad to answer any questions or address any issues if you have any questions."

**Chairman Norton** said, "At this point I see none. I guess Ted, I would like to . . . how many

### Regular Meeting, February 26, 2003

people would possibly be in this program. I mean, you'd think after the second, maybe even the third D.U.I. that people would quit driving, we'd suspend licenses. How do you get to the fourth?"

**Mr. Jobst** said, "Well, I think maybe another way of coming at that is that we've seen, over the years, people coming into treatment with 6, 7, 8, 9, 10 D.U.I.s and I think what was happening with that is that there was some request from the legislature that they toughen the laws so that they make treatment aftercare and also the penalties that go with that mandatory. Unique to this is that in the particular situation, with the fourth D.U.I., the treatment and the aftercare extending over a period of 18 months is mandatory and if you have a D.U.I. in one through three, while they can recommend that, they don't really prescribe it. It isn't mandatory as it is with fourth D.U.I. A third D.U.I. in a five-year period now is a felony. Five D.U.I.s over a period of a lifetime means that your driving privileges are suspended for life, that your license is taken away.

So I say that because I think it's taken that kind of thing to be able to deal with this kind of a problem because what you had, basically, were those people who were addicted, not getting treatment, were driving and even under a suspended licenses or whatever and this really doesn't meaningful, when you take someone's license away that they're not going to get behind a wheel again while they're under the influence. Hopefully what this does is gather more into . . . gather a great number of people into treatment and maybe, as you say, get their attention that this is a very serious situation through the fines and the imprisonment that can go with this."

**Chairman Norton** said, "I guess my final question is around how many people will this serve and are they . . . is the drug of choice alcohol or some other drug?"

**Mr. Jobst** said, "I think there could be other drugs of course involved. I think the drug of choice usually is alcohol when you're looking at this kind of a situation. The number of people we don't really know yet, as far as this is fairly new, this contract. Within the last six months to a year it's been discussed. They've been working on the particulars of it. They . . . for instance, this \$15,000 covers five clients. Each client up to \$3,000 for their treatment and aftercare. When you get toward the end of that \$15,000 grant, then the Department of Corrections has the option of increasing that, allowing you to serve more.

Quite honestly, we don't know yet how many people are going to end up going through this and how this is going to impact the problem in the long run. It's just within the last two years that this legislation has been toughened or made more severe, in terms of its penalties and so we're really waiting to see what the outcome is."

**Regular Meeting, February 26, 2003**

**Chairman Norton** said, "Well at this point, I see no other lights flashing. I would entertain a motion."

**MOTION**

Commissioner Unruh 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

**Chairman Norton** said, "Ted, before you sit down, Commissioner Winters."

**Commissioner Winters** said, "Yes, Commissioners, while we're in our Health Department section of our agenda and as we try to understand more about the Health Department, I'd make just a comment. Commissioner McGinn and I had an opportunity to stop at Ted's shop here just a couple of weeks ago and relatively new quarters for them near Oliver and Douglas. Is that right?"

**Mr. Jobst** said, "Oliver and Central."

**Commissioner Winters** said, "Oliver and Central and Ted is the Director of Integrated Family Health. He has the nurses there that are in part of our prevention efforts with newly pregnant mothers and staying with their children then for a period of two years after that. Ted is the person now that is really working that program. We had an opportunity to visit with some of the nurses while we were over there and I just wanted to take this opportunity to make sure you were all connected with Ted as part of that program. He's not here talking about that today, but that's certainly one of his responsibilities. I think they're doing a great job. Keep us informed, Ted."

**Mr. Jobst** said, "Thank you. Thank you very much."

## **Regular Meeting, February 26, 2003**

**Chairman Norton** said, “Something before we move on that Tom brought up is that we are blocking off our Health Department issues now and dealing with them because we also serve as the Sedgwick County Board of Health. So we are trying to bring those things together so that we deal with Board of Health issues not just mixed up in the agenda, but as the Board of Health and I think that’s pretty powerful that we’re trying to understand that and accept our role as the County Commission meeting as the Board of Health more often and putting things together so that we understand the capacity. So, just thought I needed to say that. Clerk, call the next item.”

### **2. MEMORANDUMS OF UNDERSTANDING (TWO) FOR HEALTH DEPARTMENT TO COORDINATE ADMINISTRATION OF STATE AND FEDERALLY PROVIDED HEPATITIS B VACCINE.**

- **KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT, BUREAU OF EPIDEMIOLOGY AND DISEASE PREVENTION, IMMUNIZATION PROGRAM (KDHE) AND VIA CHRISTI REGIONAL MEDICAL CENTER**
- **KDHE AND WESLEY MEDICAL CENTER**

**Ms. Pamela Martin**, Director, Clinical Services, Health Department, greeted the Commissioners and said, “The Health Department has an ongoing agreement to work with the state and the federally funded universal Hepatitis B program. The program is a permanent component of the Kansas Immunization program and the goal is to raise the immunization rate of all children in the State of Kansas.

The Health Department will provide storage space for an adequate two to three month supply of Hepatitis B vaccine. We will also distribute the Hepatitis B vaccine to the Wesley Medical Center and to Via Christi Regional Medical Center. Our recommended action is that we are asking for approval and to sign the agreement of the memorandum of understanding.”

**Chairman Norton** said, “Okay. I don’t see any questions at this time. I would entertain a motion.”

### **MOTION**

Commissioner Winters moved to approve the Memorandums of Understanding and authorize the Chairman to sign.

**Regular Meeting, February 26, 2003**

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, "Next item."

**3. AGREEMENT WITH WESLEY MEDICAL CENTER, LLC, WICHITA CENTER FOR GRADUATE MEDICAL EDUCATION, INC. AND THE KANSAS UNIVERSITY SCHOOL OF MEDICINE – WICHITA FOR PROVISION OF A RESIDENCY ROTATION SITE AT THE HEALTH DEPARTMENT MATERNAL AND INFANT CLINIC.**

**Ms. Martin** said, "This residency program, it provides prenatal care to our prenatal patients in our Maternal and Infant Clinic. Not only prenatal care, but as well as delivery and postpartum care. This is also under the direction of Dr. Scott Roberts of Wesley Medical Center and the Sedgwick County Health Officer, Dr. Doren Frederickson.

Alternatives to this contract would be to contract with private physicians for these services but this would be at a considerably greater cost. In regards to financial considerations, there's no increase in the cost of this agreement. The funding is done with the Maternal and Child Health grant that is provided from the Kansas Department of Health and Environment.

Again, we're asking the Commission to, as far as our recommended action, is to approve this agreement."

**Chairman Norton** said, "I do have one comment. I think I like what you said that there's no additional monies and you're going to get more for less. And I think that's a powerful message today that there are a lot of ways that we can deliver services without going for the highest cost and I applaud you for that."

**Regular Meeting, February 26, 2003**

**Commissioner Sciortino** said, "I was stunned when I heard that. I was speechless when I heard that."

**Chairman Norton** said, "Well, I knew you were, Ben and that's why I spoke up. I would entertain a motion."

**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, "Thank you, Pam."

**Commissioner Sciortino** said, "Pam, you're doing a great work and you come back any time, you hear."

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

**G. RESOLUTION RELATING TO EXTENSIONS, ADDITIONS OR SUBSTITUTIONS IN STREET LIGHTING EQUIPMENT TO BE FURNISHED BY KANSAS GAS AND ELECTRIC COMPANY. DISTRICTS #1, #2, #4 AND #5.**

**Mr. David Spears**, P.E., Director/County Engineer, Public Works, greeted the Commissioners and said, "Item G is a resolution prepared by Westar Energy for modifications to street lighting in Sedgwick County. The resolution calls for the installation of two high pressure sodium lights on

**Regular Meeting, February 26, 2003**

the bridge over the Arkansas River at MacArthur and the removal of a light at that location from an old tower, the installation of a high pressure sodium light at 13<sup>th</sup> and Greenwich, the installation of high pressure sodium streetlights at K-254 and Rock and K-254 and Webb, the installation of high pressure sodium streetlights at 55<sup>th</sup> Street South and Rock Road, 83<sup>rd</sup> Street South and Hillside and 37<sup>th</sup> Street North and West Street. The resolution also requests the removal of lights from our bill at 460 North Garnett and 304 East 61<sup>st</sup> Street North due to annexations. There will be a net increase in the yearly compensation of \$1,132.79. This will make the annual compensation for streetlights paid by the county to Westar Energy \$89,659.19. I recommend that you adopt the resolution.”

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

**MOTION**

Commissioner Sciortino moved to adopt the Resolution.

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.”

**H. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING OF FEBRUARY 20, 2003.**

**Ms. Iris Baker**, Director, Purchasing Department, greeted the Commissioners and said, “The Board of Bids and Contracts held a regular meeting on February 20<sup>th</sup> and it resulted in the following.

**1) MOWERS- FLEET MANAGEMENT FUNDING: VEHICLE ACQUISITION**

The first item, mowers for Fleet Management. Recommend the low bid of Wichita Tractor,

**Regular Meeting, February 26, 2003**

including trade-ins, for an amount of \$116,410.

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

Item two I would like to defer for one week. I'd be happy to answer any questions and recommend approval."

**Commissioner Winters** said, "So we're just then acting on item one?"

**Ms. Baker** said, "Just acting on item one."

**MOTION**

Commissioner Winters moved to approve the recommendations of the Board of Bids and Contracts on only item one.

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

**Commissioner Sciortino** said, "Now, do we also have to have a motion to defer item two? We only approved item one."

**Mr. Richard Euson**, County Counselor, said, "That would be appropriate."

**Regular Meeting, February 26, 2003**

**MOTION**

Commissioner Sciortino moved to defer item two for one week.

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

**CONSENT AGENDA**

**I. CONSENT AGENDA.**

- 1. One Easement for Right-of-Way and one Temporary Construction Easement for Sedgwick County Project 632-29-3000 - bridge on 55<sup>th</sup> Street South between Hillside and Oliver. CIP# B-373. District #5.**
- 2. Addendum to Agreement with SAP Public Services, Inc. to provide use by Sedgwick County of Reverse Business Engineer software to analyze SAP R/3 systems.**
- 3. Resolution establishing and appointing members to the "Citizen Design Review Task Force for the Kansas Coliseum Renovation Project."**
- 4. 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:

**Regular Meeting, February 26, 2003**

Wolf's Lair

5. **Order dated February 19, 2003 to correct tax roll for change of assessment.**
6. **General Bills Check Register(s) for the week of February 19 – 25, 2003.**
7. **Section 8 Housing Assistance Payment Contracts.**

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V03003	\$555.00		Walnut River Residences
V03004	\$265.00	5	Springcreek Apartments

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>
V2000	\$309.00	\$280.00
V2030	\$141.00	\$173.00
V20016	\$230.00	\$214.00
V20118	\$371.00	\$411.00
V94081	\$293.00	\$297.00

**Mr. William P. Buchanan**, County Manager, greeted the Commissioners and said, "You have the Consent Agenda before you and I would recommend your approval."

**Chairman Norton** said, "Consent Agenda, do I have a motion?"

**MOTION**

Commissioner Winters moved to approve the Consent Agenda as presented.

Commissioner McGinn seconded the Motion.

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

## Regular Meeting, February 26, 2003

### 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 any other items to come before us? Commissioner Sciortino."

### **J. OTHER**

**Commissioner Sciortino** said, "Yes. You saw me get up and leave. We just had a phone call from Seth Price. You know, he's moved to the Washington D.C. area and it's amazing. They say imitation is the highest form of compliment. The City of Washington D.C. has just incorporated, instituted our Ready to Respond program. They've taken the same model that we had presented up in D.C. and they've implemented it in their city. And I just think this is fantastic that we've had a program that other people, other communities are thinking are sufficient enough for their communities. And that's just another . . . You know, we're working for you, that's our logo. I guess we're working for Washington and D.C. and anybody else that wants to work for us."

But also I want to point out that we had a record turnout election night last night and that amazed everybody, including Marilyn Chapman and had it not been for the hard work of a lot of our dedicated employees where we went out and made sure those volunteers got their packets and got to the polling booth so that they could do their work, I don't know that it would have run nearly as smoothly and I don't know who they all are, but they do. And I think, just publicly, I would like to congratulate them and they're the actual living example of what our new logo means, 'working for you' because we get out there and if it's needed, we do it.

And I congratulate all of you that took part in that and I know that your efforts were appreciated by the over 46,000 or whatever voters that came out. It was a record turnout in bad weather but it was a record turnout and according to Marilyn everything went about as smoothly as any election we've every had, and it's in part too, I think, some of the work our employees did."

## Regular Meeting, February 26, 2003

**Chairman Norton** said, “Well, just before I get to Commissioner Winters, I’d like to dovetail on that. I got a call from Bill Sunday night saying, you know . . . Bill Buchanan. And he said, ‘You know, we’ve got about 211 poll workers that may not get their packets. A lot of them are calling in saying they can’t get there and I’ve turned it over to Kathy Sexton and I said, ‘You know, what do I need to be worrying about’ and he said absolutely nothing. So it’s pretty powerful to hear that, as the Chair, when you have an issue that could become pretty tough to deal with and just know that it’s already being handled. Commissioner Winters.”

**Commissioner Winters** said, “Thank you. I just wanted to report real quickly on a couple of things that I have been involved in. I should have reported it last week but back on February the 12<sup>th</sup> I did attend the Sedgwick County Conservation District annual meeting and former Governor Mike Hayden was scheduled to be there but was ill, so he was not able to attend but had a great meeting. That is made up of a whole group of folks, both urban and rural, who are interested in conservation of the land and resources that we have. They gave a very nice presentation award to Judith Spoor as a teacher who is teaching conservation kinds of issues. And they’ve also made . . . They’ve got a great group of sponsors that help put that on from Vulcan Chemical to Andale Equipment and all kinds of other folks. But they also continue to speak very highly of the work that Susan Erlenwein does with this conservation group and her work there. So this is a group of folks that certainly appreciate Sedgwick County’s work in their efforts.

This past Monday evening, I had an opportunity to go to Cheney, to the annual Chamber of Commerce dinner out in Cheney and had a great time out in Cheney. So just two little updates.”

**Chairman Norton** said, “Okay. I have couple of things. First, I’d like to recognize former Commissioner Bud Hentzen for joining us today. Welcome. I’d also like to let the Commission know that I have designated Dave Unruh to be our representative of the zoo board, as either the Chairman or his designate and that will be Dave Unruh. That gives him something to sink his teeth into. And he’s asked to serve and I think he’ll be a great addition to the zoo board. So Dave, welcome to the zoo board.

And then finally, I would like to call Ron Holt to come up and make just a quick presentation of something that came before us, as Sedgwick County Commissioners, and I’d like to make sure he gave it to us.”

**Mr. Ron Holt**, Director, Division of Culture, Recreation and Entertainment, greeted the Commissioners and said, “Thank you. The Character Connects Coalition, which is a community-wide coalition whose purpose is to engage community leaders representing law enforcement, city/

## Regular Meeting, February 26, 2003

county governments, work place, schools, faith community, the media and other groups in our community in support of character development for all children and to encourage positive modeling by all Sedgwick County adults, announced last week five initiatives to move the work of the coalition forward.

One of those initiatives is called the 'Shining Stars' initiative. It's a recognition program to honor those in our community that exemplify positive character, and that's whether they're youth, adults, organizations or what have you. And at our announcement last week, we recognized seven groups or people who we are calling the Charter Shining Stars. And on behalf of Sedgwick County, the Commissioners, the entire county, Chairman Norton was there and received a 'Shining Stars' recognition award.

And let me just read to you, if you would please, the basis for this award:

*The Government of Sedgwick County provides quality public services for the well-being of Sedgwick County citizens. Their mission is to maintain and nurture partnerships to ensure effective and efficient delivery of services, to train and recognize employees for hard work, creativity and innovation in delivering quality public services, to foster communication with citizens and employees, to build trust and confidence to ensure informed decisions and to allocate resources for basic and essential services that are responsive to the changing needs of the community.*

*Sedgwick County is recognized for their publicly stated, promoted and modeled set of county values, those being: accountability, commitment, equal opportunity, honesty, open communications, professionalism and respect.*

And so it was with great honor that, as the Chair of the coalition, I was able to be there and present this to Chairman Norton on behalf of the coalition, recognizing the commission and the entire county for the good work that they do, continue to do and have done and continue to do for the citizens of this community. So you're to be congratulated and all of our employees are to be congratulated as well."

**Chairman Norton** said, "Well, I happen to sit on that board and I've got to tell you, it's a powerful message that we're sending to our community for Sedgwick County to be involved in that and, as I look down deep into our organization, we have folks that model it every day and I'm proud to be part of the organization and it's nice that we got recognized for the good work that we do.

Is there anything else to come before the Commission? If not, we're adjourned."

## **K. ADJOURNMENT**

**Regular Meeting, February 26, 2003**

There being no other business to come before the Board, the Meeting was adjourned at 10:40 a.m.

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

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**TIM NORTON**, Chairman  
Second District

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**THOMAS G. WINTERS**, Chair Pro Tem  
Third District

**Regular Meeting, February 26, 2003**

\_\_\_\_\_  
**DAVID M. UNRUH**, Commissioner  
First District

\_\_\_\_\_  
**CAROLYN McGINN**, Commissioner  
Fourth District

\_\_\_\_\_  
**BEN SCIORTINO**, Commissioner  
Fifth District

ATTEST:

\_\_\_\_\_  
**Don Brace**, County Clerk

APPROVED:

\_\_\_\_\_, 2003