

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

### **REGULAR MEETING**

**July 7, 2004**

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., on Wednesday, July 7, 2004 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem David M. Unruh; Commissioner Tim R. Norton; Commissioner Carolyn McGinn; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Gary Steed, Sheriff; Ms. Jo Templin, Director, Division of Human Services; Division Chief Michael A. Simmons, Fire District #1; r. Tom Pletcher, Director of Mental Health Services, Comprehensive Community Care (COMCARE); Mr. Bill Meek, Register of Deeds; Ms. Annette Graham, Director, Department on Aging; Ms. Pamela Martin, RN, ARNP, Director, Clinical Services, Health Department; Mr. Randall C. Duncan, Director, Emergency Management; Mr. Pee Giroux, Senior Management Analyst, Budget Department; Mr. David Spears, Director, Bureau of Public Works; Mr. Jerry Phipps, Purchasing Agent, Purchasing Department; Ms. Jeannette Livingston, Contract Administrator, COMCARE; Ms. Deborah Donaldson, Director, Division of Human Services; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

#### **INVOCATION**

The Invocation was led by Mr. Pete Morris of Metro East Baptist Church, Wichita.

#### **FLAG SALUTE**

#### **ROLL CALL**

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

#### **CONSIDERATION OF MINUTES:** Regular Meeting, June 23, 2004

The Clerk reported that all Commissioners were present at the Regular Meeting of June 23<sup>rd</sup>, 2004.

**Chairman Winters** said, "Commissioners, you've had an opportunity to review those Minutes. What's the will of the Board?"

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**MOTION**

Commissioner Unruh moved to approve the Minutes of the Regular Meeting of June 23, 2004.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, "Next item."

**PROCLAMATION**

**A. PROCLAMATION DECLARING JULY 12-16, 2004 AS "SEDGWICK COUNTY LAW DAYS."**

**Chairman Winters** said, "Commissioners, I have a proclamation for your consideration."

**PROCLAMATION**

**WHEREAS**, approximately one hundred fifty youth between the ages of 11 and 15 will attend the eighth annual Sedgwick County Law Camp July 12-16, 2004 at Lake Afton Park; and

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

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

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

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim July 12-16, 2004 as

**‘SEDGWICK COUNTY LAW CAMP DAYS’**

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

Dated July 7<sup>th</sup>, 2004.

Commissioners, that’s the proclamation. What’s the will of the Board?”

**MOTION**

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

Commissioner McGinn seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, “And we have with us today Sheriff Gary Steed. Sheriff Steed, thanks for being here.”

**Sheriff Gary Steed** greeted the Commissioners and said, “I just wanted to stop by and thank you for the proclamation for our Law Camp. We’ve been calling it Law Days, but it’s actually Law Camp and it’s our ninth, not our eighth. But we appreciate the proclamation. I just wanted to visit with you briefly about that.

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Next week is one of the weeks that my deputies will work their hardest. It's also one of the weeks that they'll probably have the most fun. Next week, 140 kids this year are going to descend on Lake Afton and participate in our three and a half day Law Camp. During that Law Camp, they're going to have a lot of activities that are educational in nature, anti-gun, anti-drugs, anti-violence, those type of programs. They're also going to have a lot of fun programs that challenge them: wall climbing, canoeing, swimming, fishing.

So it's a substantial program that, as the proclamation says, mentors youth with folks from the Kansas Army National Guard, the Sedgwick County Sheriff's Office and provides them with some challenges that they're going to need to make them winners.

I often refer to Law Camp backwards when I talk to the youth and I said the 'W' stands for winners, because you are winners to be selected for this program. You're Achievers when you go through the program and you complete the wall-climbing that you didn't think you could do, the swimming that you didn't think you could do, the canoeing and the fishing that you didn't think you could do. And you're Leaders when you're back amongst your peers, the people in your community and you talk to the other kids about your relationships with law enforcement, about what you were able to accomplish that you perhaps didn't think you could accomplish and about the people that you meet at Law Camp that you would not have otherwise met and understand their circumstances and where they're coming from.

So it's an outstanding program. I would be a little bit remiss if I didn't mention some of our primary partners that are helping us out with the program and that is: the Kansas Army National Guard, Big Brothers. And we could not do it without the Guard. As you know, last year we did not do Law Camp. It was because the Army National Guard did not have the personnel to help us. Big Brothers/ Big Sisters, who supplies people as well as other support, the Wichita Crime Commission and Koch Industries.

All of you are welcome to come out and attend any or all of the Law Camp activities that you want. In fact, if you want to come out and dress comfortably cool and become mentors and even be team leaders, we would welcome that. But you're all welcome at Law Camp, in particular Thursday evening of next week we have a barbeque that you're welcome, you'll have an opportunity to act and react with the kids and see the wall climbing contests and some of those things like that. So, thank you very much."

**Chairman Winters** said, "Okay, Sheriff. Comment or question? Commissioner Sciortino."

**Commissioner Sciortino** said, "Yeah, Sheriff, you could maybe just e-mail us and kind of give us

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that itinerary of schedules. I think some of us might be interested in coming out. And the other thing, how does say a family that's listening to this right now and they have a young child, how do they get information as to whether their child would qualify or how they could sign up, maybe for next year?"

**Sheriff Steed** said, "Well, basically most kids do qualify. We look for kids in the program that we feel would be benefited by the program. Most of the kids are identified through the schools, through Big Brothers/ Big Sisters, by law enforcement officers out there in the community that see kids that they think would benefit by this and they recommend them. It's a little bit too late this year. With 140 kids, it's too late to add any in this year, but anyone who would be interested in that, going to have a kids that's going to be 11 or is between 11 and 14, contact our community liaison unit at 383-7186 . . . 7184 and we'd be happy to . . . I hate to use the word 'hook them up' in law enforcement, but we'd be happy to get those kids involved in our Law Camp."

**Commissioner Sciortino** said, "Thanks for the information. Thank you."

**Sheriff Steed** said, "Thank you."

**Chair Pro Tem Unruh** said, "Okay, thank you Sheriff. Madam Clerk, call the next item please."

### **RETIREMENT**

#### **B. PRESENTATION OF RETIREMENT CLOCK TO MICHAEL A. SIMMONS, FIRE DIVISION CHIEF, FIRE DISTRICT #1.**

**Ms. Jo Templin**, Director, Division of Human Resources, greeted the Commissioners and said, "We are here to recognize and celebrate with Chief Simmons, his retirement from the Fire District. Michael A. Simmons, Fire Division Chief, Fire District #1 will retire August 1, 2004 after 29 years of service.

It is with mixed emotions that a lot of us are here celebrating this retirement because we've all tried to talk him out of it, but he claims he's going to go and so we value, respect and appreciate the work that Chief Simmons have done for the professional service of the fire profession, but also the contributions he's made to Sedgwick County Fire District #1."

**Chairman Winters** said, "Chief Simmons, step right on up here. We have a certificate that we would like to give you, as a reminder. And also, we have this clock but you know, just a couple of comments. To be involved in public service, I think, is a very worthy occupation for anyone. To couple that with being involved in public safety, the safety and lives of our citizens I think puts a

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double hook on what public work is all about and why it is important that people such as yourself are committed to a career in public service. And the fire department that we have here and law enforcement we think is superb and we think it is because of folks like yourself and other members of Fire District #1.

So we appreciate your family and friends that are here to celebrate this occasion with you and we have this clock that the Board of County Commissioners would like to present to you, on behalf of the citizens of Sedgwick County as just a token of the appreciation of the years of service that you've given to District #1. We appreciate your work very much and we wish you the very best in the future. Just a comment or two?"

**Division Chief Michael A. Simmons**, Fire District #1, greeted the Commissioners and said, "I can say that it's been fun. It's been an experience and I have to say thanks to all the members of the department, because without their support, their taking care of me and keeping me out of trouble, I could have never made it to this point. And with that in mind, in my next venture I had to look and see who was going to take care of me after I leave here and I'd thought about running against Commissioner Sciortino for County Commissioner and send him home crying to his mom, but my wife talked me out of it."

**Commissioner Sciortino** said, "I really like your wife."

**Division Chief Simmons** said, "She's a nice lady, she talked me out of it, and so I thought well, whose going to take care of me, you know, next job I go to. And she said, 'Well, why don't you go to work with me for a company that's a fast growing company and is the best area ambulance service in the five-state region. So I agreed, so she's going to have to take care of me for the next few years. But thanks again, thanks to the department."

**Chairman Pro Tem Unruh** said, "Congratulations, Michael. Madam Clerk, call the next item please."

## **DEFERRED ITEM**

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**DIVISION OF HUMAN SERVICES - COMCARE**

**C. AMENDMENT TO CONTRACT WITH JOB READINESS TRAINING, INC.  
ADJUSTING COMPENSATION FOR PSYCHOSOCIAL SERVICES TO YOUTH.**

**Mr. Tom Pletcher**, Clinical Director, Comprehensive Community Care (COMCARE), greeted the Commissioners and said, "Job Readiness Training provides psychosocial services to youth. Basically, these services are activities and learning that help them become a part of the community and deal with their serious emotional mental illness.

These services have been supported by the state and the number of psycho-services is important to the state and is actually criticized for those services when it's considered low. These youth have been historically institutionalized in other settings and at other times and this is the reason that accounts for the number of hours that have increased over time.

We've seen the number of youth increase within our program approximately 48% within our family and children services. The question came up last week, as far as the number of hours and/ or the dollar amount that had . . . for this cap. Those have been provided to you. The cap in 2002 was \$812,200, 2003 was 850,000 and for 2004 would be 1,020,000 with the amendment that's being proposed.

These are for state fiscal year contracts and the numbers that had been presented earlier were looking at a six-month contract time period. I'd be happy to answer any questions, but would ask your approval to this amendment."

**Chairman Winters** said, "All right Tom, thank you. Commissioners, are there questions or comments? I know there were some questions last time. I know that we've received some information since the last meeting. Are there any other questions, or are we prepared to move forward?"

**Commissioner Norton** said, "I'm satisfied with the information that I got. I'll be glad to make that motion, if we're ready."

**MOTION**

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Commissioner Norton moved to approve the Amendment to Contract 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 Tim Norton	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas Winters	Aye

**Chairman Winters** said, “Thanks, Tom. Next item.”

**NEW BUSINESS**

**D. REGISTER OF DEEDS.**

**1. STATEMENT OF AVAILABLE FUNDS IN THE REGISTER OF DEEDS TECHNOLOGY FUND.**

**Mr. Bill Meek**, Register of Deeds, greeted the Commissioners and said, “Have I got a deal for you today. We have two items for you today, on D-1 and D-2. D-1, you’ll receive and file. D-2 will be a resolution that you’ll adopt and affix appropriate signatures.

D-1 is the receive and file and I’ll have to read this.

As the Sedgwick County Register of Deeds, it is my pleasure to inform the Board of County Commissioners that during the calendar year of 2003, my office received technology fees totaling \$1,330,203. Under K.S. [sic]28-115a, which were deposited in the Register of Deeds technology fund.

In accordance with K.S.A. 28-115, I have determined that the balance of the Register of Deeds technology fund at the end of the 2003 calendar year is greater than \$50,000 and that \$938,793 is not needed in my office at this time. K.S. [sic]

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28-115 thereby provides that the Board of County Commissioners, with the authority to transfer those funds from the Register of Deeds technology fund to the County fund to be used for county offices for equipment or technology services relating to the land and property records filed and maintained by the County.

And your action would be to receive and file this.”

**Chairman Winters** said, “All right, thank you Bill. I think one of the key things that everyone needs to remember, that these funds are to be used for technology services relating to land and property records maintained by the county and this will go start the process of making sure that all of our land use functions are coordinated and connected technologically, starting with the Register of Deeds, through the Clerk and the Treasurer and the Appraiser’s Office. So, this is a good news item. Commissioners, are there questions of Bill on this item, before we move forward to the next item?”

**MOTION**

Commissioner Norton moved to receive and file.

Commissioner McGinn seconded the Motion.

**Chairman Winters** said, “We have a Motion to receive and file. Commissioner Sciortino.”

**Commissioner Sciortino** said, “So we’re just receiving and filing Bill’s statement that he just made, is that right?”

**Chairman Winters** said, “Right, and then we have a resolution that is the next item. Is there any other discussion on this Motion D-1 to receive and file? Seeing none, call the vote please.”

**VOTE**

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

**Chairman Winters** said, “Next item.”

**2. RESOLUTION AUTHORIZING TRANSFER AND USE OF MONEYS**

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**FROM THE REGISTER OF DEEDS TECHNOLOGY FUND PURSUANT TO  
K.S.A. 28-115A.**

**Mr. Meek** said, "This is the resolution that follows that letter, that gives you the authority to transfer that money into your account to use for technology and technological services for land-related projects under your jurisdiction and control."

**MOTION**

Commissioner Sciortino moved to adopt the Resolution.

Commissioner Norton seconded the Motion.

**Chairman Winters** said, "We have a Motion and a Second. Mr. Euson, to your knowledge, we're following right along with what K.S.A. 28-115a is intended to do. Is that correct?"

**Mr. Richard Euson**, County Counselor, said, "Yes, sir. That's correct."

**Chairman Winters** said, "All right, thank you. Commissioner Norton."

**Commissioner Norton** said, "Well, I just wanted to comment that I think this is another instance where elected officials in different areas of the county can work together. There has been some legislation put together and I know Bill has advocated hard for some of those pieces of legislation that have helped put the technology fund back into the general fund, when it's not needed at the Register of Deeds Office and I'd like to applaud him for that because in many cases around the state, there is such an adversarial kind of roles between the county commissions and the RoD offices and we tend not to have that and it's nice to have that ability to work together and raise the boats in the water for all citizens of Sedgwick County and that's exactly what this technology fund does. It takes care of Bill's needs in his office, but also helps out the rest of the county, as far as land use and other offices to do the good work of government. So, I just wanted to thank Bill for that."

**Chairman Winters** said, "All right. And I would echo that, Bill. We appreciate the register of deeds all over the state getting together to see that technology needs to be introduced in your

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functions, as you do the work in your office, but also allows that to work into other offices. So appreciate all your work, in past legislative sessions, to accomplish this. Commissioners, we have a Motion on the floor to adopt this resolution. Is there any further discussion? Seeing none, call the vote please.”

**VOTE**

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

**Chairman Winters** said, “Thank you, Bill. Next item.”

**DIVISION OF HUMAN SERVICES**

**E. DIVISION OF HUMAN SERVICES – DEPARTMENT ON AGING.**

- 1. AGREEMENT WITH KANSAS HOUSING RESOURCES CORPORATION PROVIDING ACCESS TO KANSAS ACCESSIBILITY MODIFICATION PROGRAM FUNDS TO ASSIST OLDER ADULTS WITH MINOR HOME REPAIRS.**

**Ms. Annette Graham**, Director, Department on Aging, greeted the Commissioners and said, “The Kansas Accessibility Modification program is a program funded through the Kansas Department of Commerce and Housing. Services offered through this program are intended to assist homeowners and renters, 60 years and older, with home modification to enable them to remain in their own homes.

The services will be available to meet the needs of customers in our tri-county area of Sedgwick, Butler and Harvey County. The CAP program will allow the Central Plains Area Agency on Aging to extend our funds and to leverage those funds to include even more people into the programs of services to help people with home modifications.

Over the last three years, we’ve been a partner in this program with the CAMP program and we’ve served over 15 people and received \$33,000 of funding through this program. This is a contract for the new program year. This the fifth year of the program, statewide. Statewide, there are \$400,000

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available and those dollars are available on a first come, first serve basis for individuals that we . . . what our program does is we go in and determine the eligibility, make sure they meet the income guidelines, the criteria that they have the need and determine what home modifications they're in need of and get the bid from the contractors.

These monies are available on a first come, first serve basis, started July 1 and so we would like to request that you approve the contract and authorize the Chairperson to sign. Be happy to answer any other questions."

**Chairman Winters** said, "Commissioner Norton, is that your light from last time?"

**Commissioner Norton** said, "It is, yes."

**Chairman Winters** said, "All right. Commissioner Sciortino."

**Commissioner Sciortino** said, "Annette, I'm a senior citizen. I'm watching this program. I've just been relegated maybe to a wheelchair and I've been thinking about a ramp on my front home. Who do I contact to see if I'm eligible? If I can get some assistance? How do I go about doing that?"

**Ms. Graham** said, "You contact our office at 660-5222."

**Commissioner Sciortino** said, "Now, is information like this regularly posted, like in the senior centers and when we have programs like this, do we reach out to the community proactively to try to let the citizens know that these kind of programs are available? Or how do we get the information out to them?"

**Ms. Graham** said, "Yes, we get this information out to regular meetings and we have meetings with senior center directors, inform them of the available services and resources available and we keep that information on our websites also. So we do get the information out to our partners and the aging network to let them know."

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

**Chairman Winters** said, "All right, thank you. Are there other questions of Annette? Commissioner Unruh."

**Commissioner Unruh** said, "Thank you. Annette, is there a cap on the amount of funds that can be used on any single application?"

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**Mr. Graham** said, “Yes, for a renter it’s \$2,500, for a homeowner it’s \$5,000.”

**Commissioner Unruh** said, “And that’s usually sufficient to like make a ramp for most homes or something like that?”

**Ms. Graham** said, “Yes, and because we have other available resources, sometimes we can combine those resources or work with other stakeholders or partners in the network to get the funding needed together, so yes.”

**Commissioner Unruh** said, “Okay, thank you.”

**Chairman Winters** said, “Commissioner Sciortino.”

**Commissioner Sciortino** said, “Well, Commissioner Unruh’s comments just brought up another question. Is that \$5,000 per individual homeowner or per project? For example, I want a ramp and that cost \$2,400 and now I need to do modifications to my bathroom and that’s another \$2,500 and then I want to do something else. Can I keep going, as long as the individual projects aren’t 5,000?”

**Ms. Graham** said, “No, it’s per individual, it’s per individual and then . . .”

**Commissioner Sciortino** said, “Over what period of time? Is that it? Once I dip in, forever and a day I can’t access it?”

**Ms. Graham** said, “At this point, yes it has been.”

**Commissioner Sciortino** said, “Okay.”

**Chairman Winters** said, “All right, are there other questions of Annette? Seeing none, what’s the will of the Board?”

### **MOTION**

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Commissioner Unruh moved to approve the Agreement 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 Tim Norton	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas Winters	Aye

**Chairman Winters** said, "Next item."

**2. CONTRACT WITH FIRST CLASS TRANSPORTATION, INC. TO PROVIDE TRANSPORTATION FOR ELDERLY AND DISABLED PERSONS.**

**Ms. Graham** said, "This is a contract with a new vendor. It is with First Class Transportation Incorporated. It is to provide door-to-door assisted transportation for the elderly and persons with disabilities. The Transportation Brokerage began in 1998 and Sedgwick County has had agreements each year. We renew these annually with vendors to provide this specialized transportation.

These rides are for, like I said, the elderly and disabled and for the general rural population that we provide these fundings through a variety of funding sources: federal dollars, state dollars and local dollars.

Our services are offered 24 hours a day, seven days a week, through calling our number at 660-7298 can get you to the right person to apply for that service. That is door-to-door assisted transportation and the program is a lifeline to medical and social services for individuals in our community in Sedgwick County.

Last year, we provided approximately 24,000 rides through our programs and this is a contract with a new vendor that we've found and that was willing to work with us on this. So we would request that you approve the agreement and authorize the Chair to sign."

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

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**Commissioner Sciortino** said, "I'm just trying to anticipate all the questions I'll get Friday when I go to the senior center. Does the individual recipient pay something too for that ride?"

**Ms. Graham** said, "There is a co-pay, yes there is."

**Commissioner Sciortino** said, "And is that based on income levels or is that a . . .?"

**Ms. Graham** said, "It's based on the program. There are several different programs and funding sources, so it depends on which funding sources, so it varies from program to program. If it's a Medicaid that they're authorized under or it's a general rural transportation or if it's in community based. So it does vary, as does the reimbursement to the provider based on if it's an in town ride or if it's a community, more rural ride."

**Commissioner Sciortino** said, "And then, like I always say, can you give us the number that somebody might be able to call and get information on this?"

**Ms. Graham** said, "They can call 660-7298."

**Commissioner Sciortino** said, "Great, thank you."

**Chairman Winters** said, "All right, are there other questions of Annette? If not, what's the will of the Board?"

### MOTION

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

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

**Chairman Winters** said, "Thank you, Annette. Next item."

**HEALTH DEPARTMENT**

**F. HEALTH DEPARTMENT.**

**1. AGREEMENT WITH KANSAS STATEWIDE FARMWORKER HEALTH PROGRAM FOR HEALTH DEPARTMENT TO PROVIDE PRIMARY CARE HEALTH SERVICES TO MIGRANT AND SEASONAL FARMWORKERS AND THEIR FAMILIES.**

**Ms. Pamela Martin**, RN, ARNP, Director, Clinical Services, Health Department, greeted the Commissioners and said, "The Sedgwick County Health Department has partnered with KDHE, over the last ten years, to provide primary healthcare services to migrants and seasonal farmworkers and their families through the Kansas Statewide Farmworkers' Health Program.

Although this program is not widely used, it does provide necessary health services to migrants and seasonal farmworkers and their families. Our recommended action is that we're asking to approve this agreement and authorize the Chairman to sign."

**Chairman Winters** said, "All right. Commissioners, are there questions of Pam? Seeing none, what's the will of the Board?"

**MOTION**

Commissioner McGinn 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**

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Commissioner David M. Unruh	Aye
Commissioner Tim Norton	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	No
Chairman Thomas Winters	Aye

**Chairman Winters** said, "Next item."

**2. GRANT APPLICATION TO SUSAN G. KOMEN BREAST CANCER FOUNDATION, INC. FOR FUNDING OF SCREENING SERVICES FOR INCOME-ELIGIBLE WOMEN.**

**Ms. Martin** said, "The Sedgwick County Health Department has been a recipient of the Komen funding since the inception of the Komen Foundation in 1990. Komen grant funds provide screenings for women who do not qualify for the Kansas Breast and Cervical Cancer Initiative Early Detection Works grant program. Our Komen grant funds are used exclusively for payment for mammograms and breast sonograms for women between the ages of 35 and 49 and over 65 years of age that have no insurance and are at or below 250% of poverty level.

In addition to this grant, the Komen Foundation provides all educational materials to the Sedgwick County Health Department for the promotion of breast and cervical cancer screenings. Our recommended action is that we're asking to approve this grant application and authorize the Chairman to sign all necessary documents."

**Chairman Winters** said, "All right. Commissioners, are there questions? Pam, this is a project that we've been involved in for some time. Is that right?"

**Ms. Martin** said, "Yes, since 1990, yes."

**Chairman Winters** said, "Yep, all right."

**MOTION**

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Commissioner Sciortino moved to approve the Grant Application and 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 Tim Norton	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas Winters	Aye

Chairman Winters said, "Thank you, Pam. Next item."

**G. GRANT APPLICATION TO STATE OF KANSAS DIVISION OF EMERGENCY MANAGEMENT FOR STATE & LOCAL ASSISTANCE FUNDING**

**Mr. Randall C. Duncan**, Director, Emergency Management, greeted the Commissioners and said, "I'm bringing before you today for your consideration an application for what's called SLA or State and Local Assistance funding. The purpose of this program is to provide funding and the level of funding is based off attempting to match 50% of the salaries that Sedgwick County pays to us as Emergency Management folks for you all."

The program can also be steered into particular program areas by the state. This is a recurring grant that we get on an annual basis and helps pay for some of the basic operations of the program. What we would like to do is, if it meets with your approval today, we'd like you to approve the grant application, authorize the Chair to sign and the other language, including the grant award agreements and so on, as is in the recommended action item. I'd be happy to answer any additional questions, if you have any at this time."

**Chairman Winters** said, "All right, Randy. I see no questions. Commissioners, are there questions or comments of Randy on this grant application? Seeing none, what's the will of the Board?"

**MOTION**

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Commissioner Unruh moved to approve the Grant Application and 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 Norton seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, “Thank you, Randy. Next item.”

**H. AMENDMENT TO THE 2004 CAPITAL IMPROVEMENT PROGRAM (CIP) TO INCLUDE SECURITY UPGRADES TO THE STILLWELL COMPLEX.**

**POWERPOINT PRESENTATION**

**Mr. Pete Giroux**, Senior Management Analyst, Budget Department, greeted the Commissioners and said, “This morning we have a request from Public Works to improve security at the Stillwell Complex. The request is a product of a joint effort between the Highway Department Fleet, Noxious Weeds, Household Hazardous Waste, the Sheriff and some of the other customers that use the entire Stillwell Complex.

They’ve spent some time arriving at what they believe to be a good long-term solution. This project will install cameras to provide full coverage of the yard and a digital recorder that will support all those cameras. It integrates the system into the county-wide security system, so you’re able to access it from you desktop if appropriate. It will install a cantilever gate between the Noxious Weeds building and the new EMS location and it will repair the fences required.

Cost is estimated at \$86,785. We have savings in two projects that will be closed out after we . . . the remaining funds in the EMS project and then money we had identified previously in the Forensic Science Center preconditioning project. Staff and the CIP Committee have reviewed it. Do you have any questions?”

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**Chairman Winters** said, “All right. I see no questions. And this question is probably not too significant. Well, I know we have a sophisticated security operation here at the Courthouse. Will they be able to, security here at the Courthouse, monitor through cameras, etcetera, what’s happening down there at Stillwell?”

**Mr. Giroux** said, “That’s affirmative.”

**Chairman Winters** said, “So it would be, perhaps, that we could have less people down at Stillwell.”

**Mr. Giroux** said, “That’s a possibility. Right now of course, they have a security guard in the evening and this will give him complete coverage of that entire area.”

**Chairman Winters** said, “Okay. Any other questions, Commissioners? If not, what’s the will of the Board?”

**MOTION**

Commissioner Unruh moved to approve the CIP amendment.

Commissioner Sciortino seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, “Commissioners, we need to take an Off Agenda item for Public Works.”

**MOTION**

Chairman Winters moved to consider an Off Agenda item.

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

### OFF AGENDA ITEM

**Mr. David Spears**, P.E./ Director, Bureau of Public Works, greeted the Commissioners and said, "This item is modification of plans and specifications number four, for the railroad grade separation project in Haysville. We encountered a problem with the piling for the bridges. Test piles were driven and the proper bearing could not be reached, due to unforeseen subsurface conditions. HNTB sent a representative to the site with testing equipment and Dondlinger drove another test pile. HNTB, which HNTB is Howard, Neddles, Tammon, Bergendorf out of Kansas City and they designed the bridges for us on this project and worked with the railroad. They analyzed the situation and made a report with new recommendations. That report was submitted to the Union Pacific Railroad, who consequently approved the modification of pile loads for abutments, wing walls and piers of the bridges at Grand Avenue and Kay Street.

The result is that there will be increased pile lengths. The modifications before you today will cost \$79,403.78. Haysville's share of that amount is \$33,170. Upon our request, we have received a letter from Haysville indicating that they do concur with the modification and they will pay their portion. I recommend that you approve the modification and authorize the Chairman to sign."

**Chairman Winters** said, "Okay David, just once more, that \$79,400 is the total. Haysville is 33, so then the County's portion would be the balance of that 46 or so. Right?"

**Mr. Spears** said, "That is correct."

**Chairman Winters** said, "And this project, as far as its initial budget estimate, engineering estimate at the beginning, we're still under that."

**Mr. Spears** said, "We're still under, because as you might recall that our engineer's estimate for just the construction work, I'm not counting anything else, design or right-of-way, was \$7,000,000

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and the project with the low bid was around \$5,000,000, so we are still well within budget.”

**Chairman Winters** said, “All right, thank you. Commissioner Sciortino.”

**Commissioner Sciortino** said, “Wasn’t there . . . didn’t we get a little bit crossways with Haysville some time ago on monies that they owed us that they . . . and said ‘We’re not going to pay you’? Has that ever been resolved?”

**Mr. Spears** said, “There was an issue about a waterline that broke and I guess I really don’t want to get into all the details of that, but we have sent bills for that and as of this date, we have not been paid. It’s about maybe 90 days old.”

**Commissioner Sciortino** said, “My comment is though, are they indicating that they . . . have they given you any indication that they understand that they owe it and they’re going to pay it, or they just said, ‘We’re not going to pay it’? Or do you?”

**Mr. Spears** said, “I think . . . I think they feel that they do not owe it and we feel that they do owe it.”

**Commissioner Sciortino** said, “Okay. Then given . . . I mean, given that little bit of controversy, how much assurance . . . I mean, are we going to wait on this project until we get this money from them before we do it, or could there all of the sudden be controversy on this \$33,000?”

**Mr. Spears** said, “There won’t be on this, Commissioner, because we have a letter. We asked for and received, last Friday a letter from Haysville stating that they will pay their share of this.”

**Commissioner Sciortino** said, “Okay. Did . . . ‘As soon as possible’, ‘the 12<sup>th</sup> of never’ or when?”

**Mr. Spears** said, “When the work is done and we send them a bill, they will pay it.”

**Commissioner Sciortino** said, “Okay, thank you.”

**Chairman Winters** said, “All right, thank you. Commissioner Norton.”

**Commissioner Norton** said, “Well, I’ve been involved in this a little bit just because it slowed the project up a little bit. As they started driving the test pilings, it was pretty obvious as they got down pretty deep and still didn’t firm up the pilings and the test that HNTB ran indicated if they went a little deeper, put some more pilings in, that hopefully that that would shore things up. There were plenty of engineers looking at this and trying to determine what was right.

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I guess a general comment is that if you continue to read the paper, as tough as this project has been, and Dave and I have had plenty of conversations about that and as problematic as it can be running this big of a project in the middle of a city where it cuts them in half, we're still eons ahead of the rail corridor in the City of Wichita. If you look at the article this last week that talked about they're worrying about now losing the transportation money to get it done. And one of the bigger projects in that whole corridor study was the Haysville project and I'm real proud that the County took that on, has moved forward on it, even though it's been . . . there's been some contention and there's been some hard, problematic things to get past, the County is going to be done with their part of that whole rail corridor before the city puts one stake in the ground.

And with the transportation monies fluttering out there, it looks like the city may never get some of their corridor done. And that's sad because if you look at the Pawnee crossing, the 21<sup>st</sup> Street crossing, Central Avenue, Murdock, there are some terrible crossings in that rail corridor that need to be fixed. I mean, you talk about transportation flow and economic development and some of the issues we're faced with, and revitalization of neighborhoods, you know that rail corridor is killing the City of Wichita and they're still not off plumb. So, as hard as this has been, I'm an advocate that we keep moving forward and charging through it, you know. Some things just don't come easy and this is one of them and, you know, it's those hard things that make us better. You know, if everything was easy, everybody would be doing things. These hard ones are the ones that challenge us and make us better at doing our jobs. So I applaud David for staying at it, even though there have been a couple of contentious items.

I don't think you can do a \$7,000,000 project as complicated as this one without getting wrapped up around the axle a couple of times, and we have but we're going to get through it and I think everybody is trying to get through it and play fair and move on with it. I'm pretty happy with the progress down there. It's unfortunate that we've had so much rain too. I mean, this has been a terrible season to try to do that kind of dirt work where you're going to put millions of pounds of train on a raised dirt pile, is really what it is, and you want it compacted right, compressed right, pilings driven right because we certainly don't want to have, ten years down the road, a train derailment because we didn't do this project right. So, I'm going to be supportive of this. I'll be glad to make the Motion if I need to. But it is a hard project, it has been a little contentious, but we're going to get through it and once again, I'm happy because the City of Wichita and their project is pretty slow to get moving. If there's no other comments, I'll make the . . ."

**Chairman Winters** said, "We have another comment. Commissioner McGinn."

**Commissioner McGinn** said, "Well, I certainly agree with Commissioner Norton's comments. I think it's county that has stepped forward a long time ago to move forward and the previous commission that got it going and worked hard with our federal officials and continued pushing this

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project forward and we're going to see the fruits of that labor here very soon, so I think it's going to be a great thing for Haysville. David, what was . . . you said \$7,000,000 project?"

**Mr. Spears** said, "That was our estimate. It came in around five. I think, all together, when it is said and done, if you include everything, we'll have about \$10,000,000 in it."

**Commissioner McGinn** said, "Okay, and the county has put in about . . .?"

**Mr. Spears** said, "I would say, of that \$10,000,000, we'll pay about 90% of that or get funds for that from the state or fed."

**Commissioner McGinn** said, "Okay. Well, I just . . . I think this is a good project. I think it's great when we can partner with other communities in the County. But I guess I'd still encourage Haysville to pay for that waterline. I think it is unfortunate that it happened, but I think the County has bent over backwards to help Haysville and I would hope that they would want to be a partner. I think of other projects that we do, generally it's kind of a 50/50 and I think that we've gone over and above that. And I know they had the tornado and we've come in there and tried to take care of some of that property so we could move forward.

And last of all, I hate to say it, but I want to commend you David, for the work that you've done."

**Commissioner Sciortino** said, "What part are you hating to say? You commend him or what?"

**Commissioner McGinn** said, "That he's done some good work, I guess. But anyway, you are certainly right Commissioner Norton that had we not kept pushing on this project, we wouldn't see what we're going to see and I hope that Wichita is able to do some of the things that they'd hoped to do as well. Thank you."

**Mr. Spears** said, "Thank you."

**Chairman Winters** said, "All right. Are there any other questions? Commissioner Norton, I see no other questions, if you're prepared to make a Motion."

### ] MOTION

Commissioner Norton moved to approve the modification of plans and construction and authorize the Chairman to sign.

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

**Chairman Winters** said, "Thank you, David. Next item."

**I. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF JULY 1, 2004.**

**Mr. Jerry Phipps**, Purchasing Agent, Purchasing Department, greeted the Commissioners and said, "You have the Minutes of the July 1<sup>st</sup> meeting of the Board of Bids and Contracts and there are three items for your consideration.

**1) JRBR PARKING LOT- PUBLIC WORKS  
FUNDING: CAPITAL IMPROVEMENT PROJECT**

Item one is the JRBR parking lot for Public Works. It was recommended to accept the low bid from Ritchie Paving for \$242,068.

**2) SYSTEMS FURNITURE- FACILITY PROJECT SERVICES  
FUNDING: CAPITAL IMPROVEMENT PROJECT**

Item two, systems furniture for Facility Project Services. It was moved to accept the quote from John A. Marshall for \$59,711.18 from the state contract.

**3) ACADEMIC PROGRAM- DIVISION OF HUMAN SERVICES  
FUNDING: CRIME PREVENTION FUND**

And item three, the academic program for the Division of Human Services. It was moved to accept the only proposal received from Boys and Girls Club of South Central Kansas for \$85,500.

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I'll be happy to take questions. I recommend approval of the Minutes of the Board of Bids and Contracts."

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

**Commissioner Norton** said, "I guess I get confused on item number three, where we take an item that's a Juvenile Justice program, that didn't get in in time and instead of taking it through that screening of the Juvenile Justice system or the prevention funds, we're taking it through the Board of Bids and Contracts. And maybe that's the only mechanism you have to do it, but that seems backwards to why . . . I mean, I know we want to get it back on the agenda, but it seems backwards to run it through there. It's not really . . . I don't think should go through that process. Now maybe I'm wrong."

**Chairman Winters** said, "We have Jeannette here to help shed some light."

**Ms. Jeannette Livingston**, Contract Administrator, Comprehensive Community Care (COMCARE), greeted the Commissioners and said, "The same committee that reviews all the grants reviewed this one. This was the only proposal that was received. They did review and approve it and then it went through Bid Board. So it was the same process. Since there was only the one program and the one RFP, we went ahead and just went through the Bid Board process, but the same committee made the recommendations on all the other programs did review and approve this first."

**Chairman Winters** said, "And you sent . . . How many people did you send the Request For Proposal to?"

**Mr. Phipps** said, "There was 55."

**Commissioner Sciortino** said, "And nobody else bid on this program?"

**Ms. Livingston** said, "I had calls from four different vendors that I kind of thought might apply, but some could serve some of the kids but not all of the kids. Some of them finally ended up saying well that was probably not enough money for them to initiate a brand new program. So, I was a little surprised too, because I had calls from four vendors that I thought were going to apply, but when it came down to it, they were the only ones that did apply. They were the existing vendor."

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**Chairman Winters** said, “And we need to remember that, you know, a couple of things about this program. This is the program that once a person gets expelled from school there is no place for them to go to try to keep pace with wherever their class work, assignment is. The Boys and Girls Club have done this for several years, have provided this. Because of a technical screw up, they missed the deadline for when their proposal needed to be in and so they were eliminated from that round. And 55 other folks were given the opportunity to, again if they had a program, to put it in place, 55 other groups had an opportunity to respond and get back in the game, if they had wanted to. And it appears to me that the Boys and Girls Club has a system in place that apparently works. And Jeannette, you monitor them every year, just like you do . . . quarterly, just like you do all the other prevention folks.”

**Ms. Livingston** said, “Yes.”

**Chairman Winters** said, “So, I think even though it seems a little backwards, as you mentioned because this is not the normal process to do prevention funds, if there had been any other interest in the community, I’m sure we would have seen it during this process. Commissioner Norton.”

**Commissioner Norton** said, “Well, I think the key for me is that it did go through the filter of the group that has handled it. I mean, I didn’t really get that . . . too much indication, because it talks something about the recommendation of Iris Baker and the bid board and it doesn’t talk about that it’s gone through the normal filter that it should have gone through. So, I’m okay with that. It just seems like it was a different protocol than we’ve used before.”

**Ms. Livingston** said, “And we did do this just a little different, because it was just the one program going out for bid, but the same committee did review it.”

**Commissioner Norton** said, “Okay.”

**Chairman Winters** said, “Anything else, Commissioner?”

**Commissioner Norton** said, “That’s it.”

**Chairman Winters** said, “Commissioner Unruh.”

**Commissioner Unruh** said, “Thank you. You’ve answered, with your comments, Mr. Chairman, most of my questions about why we’re coming through this process. However, when we talked about prevention funds, one of the big presentations or big element of that presentation was whether or not they met their performance criteria and I don’t remember what was said at that time. So, this particular program, is it performing up to our standard?”

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**Ms. Livingston** said, "Yes, they've consistently had very good results with kids that have been expelled for an entire year out of school, returning the kids and then keeping them at the grade level they left at, plus improving their ability to stay in school and avoid future suspensions and expulsions."

**Commissioner Unruh** said, "Okay, thank you. Well, that was my only other question. So thank you, Mr. Chairman."

**Chairman Winters** said, "All right, your question is answered then?"

**Commissioner Unruh** said, "It is."

**Chairman Winters** said, "All right. Any other questions or comments about the Bid Board?"

**Commissioner Norton** said, "Maybe just one in general about this program, Mr. Chair. How will this tie in to the policies that the school district looks like it's trying to change on expulsions? I mean, they've been wavering back and forth on whether they should be so critical of expelling kids for such extended periods of time where they have to go into this program. Will that tie together, or is there a correlation there, Jeannette?"

**Ms. Livingston** said, "Yeah, because the majority of the kids that this program serves are the kids that are expelled for a full year, the 186 days. The school district now, they're looking at tinkering around the edges of that, certain kids that may accidentally hit a teacher, is my understanding, they're kind of looking at whether they have some flex there or not. But there are specific offenses that I do not believe they look at returning to school at all and those are the kids that bring weapons to school or that actually assault a teacher on purpose. And so I think, even if they did change the policy, there would still be that population of kids that this program would continue to serve."

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

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

**Commissioner Sciortino** said, "I'm having . . . I'm confused as heck over this. If you're expelled from school, does the school district still require that you keep your grades up so that when you come back . . . weren't you going to come back as a Junior again next year if you were expelled from school?"

**Ms. Livingston** said, "Well generally, if this program didn't exist, your child would sit home for a

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year with no education opportunity, unless maybe . . .”

**Commissioner Sciortino** said, “No, but I mean, the question I’m asking, if the school district has to take this into consideration, you’re expelled from school at the beginning of your Junior year for a year. Next year, you go back to school as a Junior again, do you not?”

**Ms. Livingston** said, “You would without this program. This program has had the ability to keep them up at grade level, so they’d go back at Junior/ Senior.”

**Chairman Winters** said, “And let me add, the thing that this program is trying to prevent is that you’re a Freshman or a Sophomore, you get kicked out of school, you’re out for a year, your peer group has moved on, so instead of going back as a Freshman and starting over again, you just drop out and you’re done. That’s what this program is trying to prevent and we appreciate the school’s problem with expulsions and I don’t think I’m prepared to tell the school when or where they should not expel someone. I know that if they expel someone and they’re out for a year and they drop out of high school because of that, we’ll have them as a problem.

And this program is intended to keep them in some kind of structured setting so, as they return to high school, they can do the grade level work that they need to proceed to get that degree. Because again, one of our objectives in our prevention program is a commitment to school, because we know if someone graduates from high school, they have more opportunities than someone who doesn’t graduate from high school.”

**Commissioner Sciortino** said, “No, I understand that.”

**Chairman Winters** said, “This is intended to keep them in school.”

**Commissioner Sciortino** said, “I think it’s good, I’m just questioning why we’re paying 100% of this and why this isn’t a collaboration with the school district, since you would think it would benefit them and is it voluntary? I mean, a student volunteers to do it? So you’re getting at least someone that would like to try, as opposed to forcing something on somebody that isn’t interested. I’m just questioning why the County is picking up 100% of the tab and not sharing some of it with the school district. I’m going to be supportive of it, but it’s another one of those things that the state

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does something and the next thing we know, we're picking up the tab for it, and I don't like that."

**Ms. Deborah Donaldson**, Director, Division of Human Services, said, "Mark Masterson and I went over and actually had a discussion with U.S.D. 259 about that and they were very interested in trying to come up with some matching funds to expand the program, but then when their budget situation occurred the way it did, this happened before the end of the legislative session, that just kind of dropped. But I'm hoping we can pursue that next year, because we'd certainly like to see this program expanded."

**Commissioner Sciortino** said, "Let me ask you a question, Debbie, because I never see the school district expelling anybody until such a date that they get their money. Is that right? No, isn't there a cutoff, if a person . . ."

**Ms. Donaldson** said, "There is a cutoff."

**Commissioner Sciortino** said, "If a person is in school as of this date, they get 100% of the money for the entire year. So if they expel the person after that, that's just more money they can spend on the remaining students, right?"

**Ms. Donaldson** said, "That's my understanding."

**Commissioner Sciortino** said, "It would be interesting to see how many people that are troublesome that they expel prior to that cutoff date, as opposed to after the cutoff date. That's all I have."

**Chairman Winters** said, "All right, thank you. Commissioner Unruh."

**Commissioner Unruh** said, "Well, I just wanted to respond to Commissioner Sciortino. The fact of the matter is that if you've got money coming from the state, you're going to do everything you can to work within the system to get every dime that you can get. I mean, I would not expel them until after the cutoff date either. So, I mean, it came across like maybe you're being a little critical but I would do the same thing. I would want the money for the state."

**Commissioner Sciortino** said, "If a person deserves to be expelled, they should be expelled, not massage the system."

**Commissioner Unruh** said, "And I guarantee you that I would be pragmatic enough that I would wait till the cutoff date."

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But back to the original question too. I mean, I would be hopeful that the school district might want to participate with this, but frankly, I mean I don't want to take us off into some philosophical discussion, but I think that the school district should focus their money on educating and not get too involved in what is social programs. That falls more under our responsibility and these are Juvenile Justice funds that we're talking about and this is more our focus is to try to figure out programs to redeem these kids and get them back in school and then let the district use their money to educate them.

So, you know, we can spend the rest of the month I guess talking about certain philosophical perspectives but I think the program needs to be approved."

**Commissioner Sciortino** said, "Well, I agree with that. My point is, they've already been paid for this kid to educate him. They expel him, now we're paying to educate him, so they're getting double . . . it's a double burden on the taxpayer."

**Commissioner Unruh** said, "I'd say school finance formula obviously needs a lot of work."

**Chairman Winters** said, "And maybe you've already answered this, but I thought that the school district did have some involvement in this program, instructionally-wise or otherwise, they monitor this system or they just don't have any connection to it?"

**Ms. Livingston** said, "Currently, no. There was a point in time when they had a learning center there at the Boys and Girls Club but there is still a population of kids that the Boys and Girls Club services USD 259 cannot touch. The kids that have brought a weapon to school or assaulted a teacher, they can't set foot on USD 259 property or come in contact with their staff. So even when they did cooperate, it was still very divided between the two. But they are no longer there."

**Chairman Winters** said, "All right, very good. Commissioners, any other questions or comments about the bid board? Commissioner Sciortino."

**Commissioner Sciortino** said, "I need to ask if we could separate it because I don't want to vote for this one. I want to vote against item three."

**Chairman Winters** said, "All right, we sure can. Do we have a Motion yet? Would someone make a Motion to approve items one and two."

### MOTION

Commissioner Sciortino moved to approve the recommendations of the Board of Bids and

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Contracts except item 3.

Commissioner Unruh seconded the Motion.

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

**VOTE**

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

**Chairman Winters** said, “Is there a Motion to approve item three.

**MOTION**

Commissioner Norton moved to approve the recommendations of the Board of Bids and Contracts on item three.

Commissioner McGinn seconded the Motion.

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

**VOTE**

Commissioner David M. Unruh	Aye
Commissioner Tim Norton	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	No
Chairman Thomas Winters	Aye

**Chairman Winters** said, “All right, thank you Jerry. Thank you, Jeannette and Debbie. Next item.”

**CONSENT AGENDA**

**J. CONSENT AGENDA.**

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- 1. Amendment to Contract with Delta Dental to include Business Associate provisions required by the Health Insurance Portability and Accountability Act Privacy Rule.**
- 2. Grant Application to U.S. Department of Justice Office - Community Oriented Policing Services - for funding of a Computer Aided Dispatch System.**
- 3. Order dated June 30, 2004 to correct tax roll for change of assessment.**
- 4. General Bills Check Register(s) for the week of June 30 – July 6, 2004.**

**Mr. William P. Buchanan**, County Manager, greeted the Commissioners and said, "Commissioners, you have the consent agenda before you and I would recommend you approve it."

**Chairman Winters** said, "Commissioners, you've seen the consent agenda."

**MOTION**

Commissioner McGinn moved to approve the consent agenda as presented.

Commissioner Norton seconded the Motion.

**Chairman Winters** said, "We have a Motion and a Second. Any other discussion?"

**Commissioner Norton** said, "Just one question, Mr. Chair. On the grant application to the U.S. Department of Justice Office, is there some matching funds or anything involved in this because a lot of times we have a consent agenda item, we find out a year later that we have to put some money up that we didn't know about."

**Mr. Buchanan** said, "This is the one that we brought to you in May that we thought we were going to get at the time. We've now finalized the paperwork. It's in excess of \$900,000 for computer dispatch equipment and software for 9-1-1 systems."

**Commissioner Norton** said, "Is it an earmarked grant that we think we've already got?"

**Mr. Buchanan** said, "Yes."

**Commissioner Norton** said, "Or at least the money has been set aside for that? Okay. That's all I had, Mr. Chair."

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**Chairman Winters** said, “And I needed to sign it last week, so I hope you approve this.”

**Commissioner Norton** said, “You risk taker you.”

**Commissioner Unruh** said, “We’re all in favor of grant money.”

**Commissioner Norton** said, “But making Tom squirm is not a bad thing.”

**Chairman Winters** said, “This is the grant money that Senator Roberts assisted with.”

**Commissioner Norton** said, “That’s what I thought.”

**Chairman Winters** said, “All right. Any other discussion about consent? Do we have a Motion and a Second. Any other discussion? Call the vote.”

**VOTE**

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

**K. OTHER**

**Chairman Winters** said, “All right, we do not need an Executive Session today, so this is the time we can discuss other community interest business or opportunities. I would mention that, as Kristi mentioned at the beginning of the meeting, Sedgwick County Fair out at Cheney, Kansas begins today and it will run through today, Wednesday, Thursday, Friday and Saturday. This coming weekend, July 10<sup>th</sup>, Saturday evening is the end of the fair. I just can’t tell you what a great county fair this is and it’s a lot of fun and enjoyment. They’ve got a great carnival ride group out of Texas,

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the Pride of Texas Carnival comes up every year and they just have a very clean and fun operation. So I would encourage anyone that wants to take in the fair experience, Cheney, Kansas is the place to be this week.

The parade is Thursday evening, begins at 7:00. Again, tremendous food booths and fair opportunity for everyone to enjoy so I would encourage everyone to participate in the fair at Cheney. Commissioner Norton.”

**Commissioner Norton** said, “Well, I had the chance to be in the 4<sup>th</sup> of July parade in Haysville and I had a great time, threw out a lot of candy and led Bill Meek down the street to make sure he didn’t get lost in Haysville. But we had a really good time, a good 4<sup>th</sup> of July, the weather cooperated and I think everybody had a great time there.

Just three things of interest that I’d like to talk about. One is that Tom and I will be at the GWEDC retreat all day on Thursday and that’s our first time to really set out kind of what GWEDC, the Greater Wichita Economic Development Coalition, is going to do over the next five years. The money has been raised. The mission statements have been put together, but I think this is going to be the first time we really get down into the trenches and try to figure out what the program is really going to be and what our end results and outcomes should be over the five years. So I look forward to that dialogue with the eleven partners and hopefully we’ll come out with some good work.

The second thing is that I mentioned earlier that it’s been a very wet June and we’re continuing to have drainage issues now starting to bubble up again on the south side, but now I’m starting to hear other places around the County and you know, I really think we need to have some dialogue at some point, maybe during the budget season, as to what our role is in drainage, what our policy should be, do we want to be forward-thinking with developments, because you know, I think we’ve got some issues coming up where developments are going to happen in low spots and it places that maybe can be mitigated for that one development, but that will have far reaching implications as the next development comes in and the next development, and the next development.

And I don’t know when we have that discussion, but I think we should. I think drainage issues are not just a south side problem, but I think they’re everywhere in our county and the sooner we can have just discussions about basin studies and watershed districts and all of that, the better off we’ll be.

And the final thing I had is I just wanted to be sure that, you know I talked again about having a public discussion about the arena. I mean, we continue to . . . I saw in the paper today that we’re going to put our plan out to the public and I don’t even know what the plan is yet. So I want to be sure that we have that discussion, openly and honestly, among ourselves but out in the open, so we

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really know what each of us feels, but the public knows kind of where we're going with this. That's all I have, Mr. Chair."

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

**Commissioner McGinn** said, "Well, just to add on to your comment about drainage, we're so far draining up at the north part and this is the first time in a long time or ever that I remember seeing water between the corn rows and the bean rows. So, it's actually been very good for agriculture, although those that haven't got their wheat in yet, it's been a very difficult time too, but rather have rain than not.

This last Saturday, I attended Park City's 4<sup>th</sup> of July celebrations and they had a wonderful parade. And I think one of the highs of the parade was, as they turned to go down Hydraulic, two helicopters came down and just flew along the parade and I just heard it was . . . everybody felt like it was an awesome sight. So, they had a great event and then they had all kinds of activities in the park afterwards and then they had a celebration that evening.

And then Newton also had a great deal of activities for several days, so lots going on last weekend and Sedgwick has had their celebration and fireworks show. I had somebody ask me about Sedgwick's fireworks show and wanted to know when it was, because they enjoy going up there and they don't have to fight traffic and that kind of thing and they actually have a very good show for a small town, so lots of good things this past weekend. Thank you."

**Chairman Winters** said, "All right, thank you. Any other comments?"

**Commissioner Sciortino** said, "Are we annexing Newton into Sedgwick County? I didn't know."

**Chairman Winters** said, "No, I don't think so. All right, if there is no other business to come before this Board, this meeting is adjourned."

### **L. ADJOURNMENT**

There being no other business to come before the Board, the Meeting was adjourned at 10:14 a.m.

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

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**THOMAS G. WINTERS**, Chairman  
Third District

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**DAVID M. UNRUH**, Chair Pro Tem  
First District

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**TIM R. NORTON**, Commissioner  
Second District

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**CAROLYN McGINN**, Commissioner  
Fourth District

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**BEN SCIORTINO**, Commissioner  
Fifth District

ATTEST:

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**Don Brace**, County Clerk

APPROVED:

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, 2004