

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

### **REGULAR MEETING**

**February 15, 2006**

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 15, 2006 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Ben Sciortino, with the following present: Chair Pro Tem Lucy Burtnett; Commissioner David M. Unruh; Commissioner Tim R. Norton; Commissioner Thomas G. Winters; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Ms. Deborah Donaldson, Director, Division of Human Services; Ms. Marilyn Cook, Director, Comprehensive Community Care (COMCARE); Ms. Annette Graham, Department on Aging; Mr. Mark Scroufe, Superintendent of Parks; Mr. Aiko Allen, Director, Health Promotion and Disease Prevention, Health Department; Mr. Randy Duncan, Emergency Management; Dr. Timothy Rohrig, Director, Forensic Science Laboratories, Regional Forensic Science Center; Mr. David Spears, Director, Bureau of Public Works; Ms. Iris Baker, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

### **GUESTS**

Mr. Perry Schuckman, Executive Director, Non-profit Chamber of Services.

### **INVOCATION**

The Invocation was observed with a moment of silence.

### **FLAG SALUTE**

### **ROLL CALL**

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

### **CONSIDERATION OF MINUTES:** Regular Meeting, January 25, 2006

The Clerk reported that all Commissioners were present at the Regular Meeting of January 25, 2006.

**Chairman Sciortino** said, "Commissioners, I believe you've had occasion to review the Minutes of the meeting of January 25<sup>th</sup>. What's your will please?"

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**MOTION**

Commissioner Burtnett moved to approve the Minutes of the Regular Meeting of January 25, 2005.

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

**Chairman Sciortino** said, "Thank you. Next item."

**NEW BUSINESS**

**A. RESOLUTION APPOINTING FENCE VIEWERS.**

**Mr. Rich Euson**, County Counselor, greeted the Commissioners and said, "We've prepared a resolution that would appoint fence viewers and I might note, by way of background, that Kansas statutes require the Board of County Commissioners, or their designees, to act as fence viewers whenever there is a dispute regarding a partition fence, which is essentially a fence that's owned by adjoining landowners and they have a duty to maintain it and it's up to the fence viewers to determine, when there is a dispute, which portions of the fence are to be maintained by which adjoining owner.

In this case, the resolution would appoint Mark Clark to act on behalf of Commissioner David Unruh, Trish Robello to act on behalf of Commissioner Thomas Winters and Mitch Mitchell to act on behalf of Commissioner Lucy Burtnett, with Commissioners Tim Norton and Ben Sciortino acting as their own fence viewers.

We do have one request that has come in and so that has prompted this resolution, so there will be some activity. These appointments are indefinite, as to time, but we only have the one request."

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**Chairman Sciortino** said, "Thank you. We have a question or comment from Commissioner Winters."

**Commissioner Winters** said, "All right, thank you. Commissioners, if you are on this activity of fence viewing, I'd just like you to know that Trish Robello works for Public Works and is a surveyor. Is that correct, David?"

**Mr. David Spears, P.E./ Director, Public Works Department,** greeted the Commissioners and said, "That's correct. She is the official County Surveyor."

**Commissioner Winters** said, "Thank you. So when you meet her, if you're out there doing that, you'll know who she is."

**Chairman Sciortino** said, "We'll rely heavily on maybe some of her expertise too."

**Commissioner Winters** said, "That's the only comment I had. Thank you."

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

**Commissioner Unruh** said, "Thank you, Mr. Chair. Mr. Euson, I have a question. The backup indicates that if these fence viewers make a decision, it still has to come back for a majority opinion of the county commission."

**Mr. Euson** said, "Yes, I was going to add that comment, that it does require that the matter come back before the board of county commissioners for approval, even though the designated fence viewers have made their decision."

**Commissioner Unruh** said, "Okay. Well thank you, that answer that question and then I would just mention that my designee, Mr. Mark Clark, is out of our county appraiser's office and I would stand behind his decision, I think, on the issue but it's interesting I guess that we have the viewers go out and make a decision and we still have to approve it, but if that's the rule, that's what we'll do."

**Chairman Sciortino** said, "Somewhat like the Board of Bids and Contracts. Mr. Euson, a question from me. Had there been three commissioners that had decided to be their own fence viewers, would that have necessitated notifying the public that we were going out . . . the press that we were going out to review a dispute, because three commissioners would have been there and would be making a decision, or how would that . . .?"

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**Mr. Euson** said, “Well, I suppose so, but I think the group is still subject to the open meetings act, because they are appointed by you and so notification would probably need to be made.”

**Chairman Sciortino** said, “Okay. And this occurs once every 20 years or 30 years or how often do people want . . . ? I want to make sure what I committed to here.”

**Mr. Euson** said, “I think this last occurred . . . I only know of one time and it was in the mid-90s, maybe '94 or '95.”

**Chairman Sciortino** said, “So do they do it on nice, warm days, or whenever they want to? Do we schedule it when . . .?”

**Mr. Euson** said, “You schedule it, whenever you want to do it.”

**Chairman Sciortino** said, “Okay. Looking forward to it. It will be a new experience and nobody can accuse me on sitting on the fence on any issue. Okay, anything else? Okay, what’s the will of the Board on this item please?”

**MOTION**

Commissioner Burtnett moved to adopt the Resolution.

Commissioner Unruh seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

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

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**B. DIVISION OF HUMAN SERVICES**

**1. PRESENTATION OF THE SEDGWICK COUNTY PRESCRIPTION DRUG DISCOUNT CARD 2005 PROGRAM SUMMARY.**

**POWERPOINT PRESENTATION**

**Ms. Deborah Donaldson**, Director, Division of Human Services, greeted the Commissioners and said, “You’ve now offered the Sedgwick County prescription drug program to residents in our county for over a year now and so I’m here to give an update on that particular program. First, a little history. As you’ll remember, this was sponsored by NACo, the National Association of Counties, and it’s through our membership with NACo that we’ve been able to offer this here in our county. It’s administered by CareMark and we actually started in late December of ’04. Actually, I remember, it was December 22<sup>nd</sup>, so we’ve been doing this for a while.

When we checked, there was 102 counties, but then I got some recent updates and this is really taking off. There are now 240 counties participating and 432 who have inquired. And I want you to know that since we were a pilot county and have done this for a while, not much time goes by that I don’t get a call from some county, across the country, that wants to know how we did it and how it’s working.

There’s free enrollment. In our county, we’ve had average savings of about 17%. There’s a mail order option, where you can get a little higher discount and there’s no age requirement. There’s also . . . this is not insurance coverage. It is a discount card and we have over 70 participating pharmacies in our community.

We’ve distributed over 28,000 cards, but please remember that those . . . a lot of those, we gave organizations allocations of cards, so they have cards sitting there that when they work with somebody who can benefit, then they hand out the card. We have like medical providers who request the cards, safety-net clinics, Sedgwick County departments, Project Access, community churches and senior centers.

And I know that probably there will be some question about ‘well, does this card still work for seniors?’ And the answer to that is ‘yes’, because Medicare Part D, the only prescriptions that are relevant for that and that kind of area where it’s not covered, and you have to, you know, use so many medications prior to it being covered again. This card works for those medications that are not covered by whatever plan a senior signs up for, so if Lipitor is not covered in their plan, then they could use this card for that.

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To give you an idea of what's happened, as you can see, we started out a little slow and then every month we have more and more prescriptions filled. We've had over 14,000 prescriptions filled in Sedgwick County and right now, we're averaging about 700 people a month using the card. We've seen the average prescription cost has been around \$38. The average savings, \$7.87. That's a 17% average savings and what have citizens actually saved with this card over the year? They've saved over \$100,000 in their prescription drug cost.

Where do they get a card? Very easy. They can go to Catholic Charities, the Sedgwick County Health Department, the Sedgwick County Division of Human Services, SRS or United Way of the Plains.

We had one person who actually contacted us who gave a testimonial and I'd like to share that with you, about their use of the card, to give you a real person idea of how this works for people and she actually sent us this. She said:

*After I had to leave my job because of health problems, and my COBRA ran out, I was unable to afford individual insurance premiums. That left me with out-of-pocket expenses of nearly \$6,000 a year for the prescription medications necessary to treat my conditions.*

*I first heard about the Sedgwick County Commission's approval of a prescription discount program on the evening news and immediately signed up for the county's e-mail newsletter, so I would know when it went into effect. The program has far exceeded my expectation.*

*First, it was so easy. There are a number of locations where the card can be picked up, but I chose the Health Department. There were no forms to fill out, no interviews. All I had to do was walk in the door and ask at the front desk and the receptionist handed me the card and information. Since virtually every pharmacy in the county accepts the card, it was also easy to use. My pharmacy entered the card information into my record and I began receiving the discount right away.*

*Secondly, and of course most importantly, I have also saved a great deal of money with Sedgwick County's program. Since I first began using it last February, I have saved a total of 17% on my medications. That will amount to about \$1,000 over the course of a year.*

*What I feel is an added benefit has been the ability to return my business to a local*

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*pharmacy. Without prescription coverage, I felt it was necessary to purchase my medications at one of the large, national 'discount' stores to save money. But with my Sedgwick County card, I have transferred everything back to a local family – owned pharmacy. So the program also helps strengthen our local business community.*

So, I'd be glad to answer any questions."

**Chairman Sciortino** said, "I believe there are some questions or comments. Commissioner Winters."

**Commissioner Winters** said, "Thank you very much. Commissioners, you know there are times when we wonder and we think about whether our participation in some national associations is worth it and I think this is a perfect example to demonstrate both to ourselves, as we think about these expenditures, and to the citizens and to other county officials in Kansas, about the importance of membership in the National Association of Counties and the Kansas Association of Counties. We're very fortunate that Debbie Donaldson is on the board of directors of the National Association of Counties and here is an example of the work that the NACo organization is doing for their member counties and for the citizens.

When we can look at folks right here in Sedgwick County who have no prescription coverage have saved over \$100,000 in this past year, I hope we all realize the value of that membership and I hope the other counties in the State of Kansas and particularly in our region will see and recognize the benefit of membership into the National Association of Counties and the Kansas Association of Counties.

I know that I serve on the board of the Kansas Association of Counties and we made a concerted effort, beginning last year, to give value to the association in real dollar and expense benefits to member counties. I think we've got some great programs going. Commissioner Unruh has been a part of that, along with Debbie Donaldson, starting out with prescription drugs for incarcerated persons. Counties all across Kansas are beginning to participate in that and save significant funds, so I just want to applaud Debbie for her involvement on the national level, and for those of us that attend the national meeting. Some of us will be going in March to a national meeting, but as we think about the value of that, when we see programs like this, and this is just one, we can appreciate the opportunities we have through our national association.

So, Debbie, thanks for your work and all of your department and everybody that's been involved in this prescription drug program. Along with, we appreciate the effort you spend in helping, as one

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of the directors of the National Association. We think that's a very prominent position. We think it gives Kansas a chair at the table to see what folks all across the nation are talking about, particularly in human services so this is a terrific report. Thank you very much."

**Chairman Sciortino** said, "Thank you, Commissioner. Debbie, . . . Any other questions or comments of Debbie? Okay. Debbie, just a couple of things. One, and I appreciate the lady wanting to do business with her local, neighborhood pharmacy, as opposed to one of the large, discount chains, but if a discount chain pharmacy was part of the 70 pharmacies that accept this card, would a person having the card receive even further benefits because their regular price of the prescription is lower, and then the 17% come off of that lower price, or do they jack up the price and then give you the 17%?"

**Ms. Donaldson** said, "My understanding is that there's a set price. Whether you get the benefit or not depends on how that pharmacy prices it, so a prescription can vary in price from pharmacy to pharmacy."

**Chairman Sciortino** said, "So they can't say that the set price . . . if I didn't have the card it would be 50 dollars, but if I have the card it's 60 less 17. It would have to be . . . so there's a potential, somebody going to a discount pharmacy might even save more money on their prescription."

**Ms. Donaldson** said, "No, it would probably be the same."

**Chairman Sciortino** said, "Oh, they would have less than a 17% discount."

**Ms. Donaldson** said, "They would be less than the 17%, but the agreement that they sign with CareMark is that the person, no matter . . . whatever the lowest price is, whether it's with the card or what they offer."

**Chairman Sciortino** said, "I got it. I got it. I got it. And the other thing is, was this the program that was a pilot, and now has the national association deemed it to be successful enough that they're going to be rolling it out across the nation?"

**Ms. Donaldson** said, "That's what they're doing. In fact, it was so successful, they had planned to open it up in July but there was so much pressure from other counties who wanted to get involved, they opened it up last May."

**Chairman Sciortino** said, "Fantastic. Let them know, if there's any other pilots like this, if they want us to try it for them, we'd probably be willing to act as pilot again."

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**Ms. Donaldson** said, "I'll be holding up my hand."

**Chairman Sciortino** said, "All right, very good. Thank you. Next item please, Madam Clerk. Oh, do we need to receive and file this, to make a Motion?"

**MOTION**

Commissioner Winters moved to receive and file this report.

Commissioner Burtnett seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

**Chairman Sciortino** said, "Thank you. Now, next item."

**2. AGREEMENT TO SUPPORT THE NONPROFIT CHAMBER OF SERVICES OF SEDGWICK COUNTY IN ITS MISSION TO IMPROVE THE CAPACITY OF SEDGWICK COUNTY NONPROFIT AGENCIES.**

**Ms. Donaldson** said, "This is an agreement with Sedgwick County and the Non-profit Chamber of Services and I would like to recognize that the executive director of the Non-profit Chamber of Services is in the audience today, Perry Schuckman and I would like to give you a little information about what has happened with the non-profit."

Perry is relatively new. I think that was May, wasn't it, and so the non-profit chamber has gone a great distance, in terms of where it was at the first of last year. They've hired an executive director.

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Perry has worked tirelessly on the membership development and they have been able to offer several things to their members and to the community. I think the one that really stands out was the Good Works Program that they offered, and that was a program to identify, train and place work on governing and advisory boards and they also opened that to current advisory and governing board members, in terms of additional training.

This is something that the expectation was that hopefully sixty people would attend, 180 attended. It was unbelievable and there's been a lot of requests to repeat that and that's going to happen this fall, and so that's already in the works and we're expecting that that would be just as successful. And this contract provides \$40,000 to help them continue with their operations."

**Chairman Sciortino** said, "Okay. Commissioners, do you have any questions or comments? I think Commissioner Burtnett was first."

**Commissioner Burtnett** said, "Well, I want to applaud you for this Non-profit Chamber. I went to that workshop and it was very exciting to see so many young people that were participating in being in the non-profits and then we all serve on a lot of boards that are non-profits and it really was helpful, because coming onto a board where you don't really know what you're supposed to do and how you can help. This seminar was really very helpful and the networking that went, throughout the day, with the other non-profits with each other, saying 'Oh, well I didn't know you did this and it was just an excellent day and I applaud you for the work you're doing, Perry. You're doing a great job, get your e-mails, you keep us up to date on everything. I really appreciate the work you're doing, so I think it's a wonderful program. And that's all I had, Chairman."

**Chairman Sciortino** said, "Okay, thank you. Commissioner Unruh."

**Commissioner Unruh** said, "Thank you, Mr. Chairman. I just want to voice my support for this item and also congratulate Perry on good work that he's done so far in helping to bring some organization and some cooperation, collaboration among all these non-profits. I think the number of non-profits that we have in our community kind of indicates the character and some of the great things about being a citizens of Sedgwick County and this south central Kansas area.

These are groups of people who want to work together and many of them work without compensation and it's just extra burden to help provide services to segments of our community who need special attention. So I think your effort is helping make that more efficient and provide

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services to groups of people and it has a net result when these non-profits get together and provide this, of kind reducing pressure on local government to step up and provide services. So, for a lot of reasons, it's a good work you're doing, appreciate your coming to Wichita and helping us get this organized and I think this is a good thing for us to be doing in supporting this. That's all I had, Mr. Chairman."

**Chairman Sciortino** said, "I have a question of you, Debbie and then I'd like to ask Mr. Schuckman if he'd like to speak. He can. It says compensation is \$40,000. What does that word mean, 'compensation'? I mean is it a contract that we've entered into or are we paying somebody's salary or what does the word 'compensation' mean?"

**Ms. Donaldson** said, "It is the contract we've entered into with them that has outcomes and basically, those funds help pay for Perry's salary, Mr. Schuckman's salary."

**Chairman Sciortino** said, "Okay, what is their total budget, annually? Do you happen to have that, off hand?"

**Ms. Donaldson** said, "I'm going to let . . ."

**Chairman Sciortino** said, "Okay, fine. Yeah, Mr. Schuckman, please come up and speak to us."

**Mr. Perry Schuckman**, Executive Director, Non-profit Chamber of Services, greeted the Commissioners and said, "We just happen to have had a board meeting yesterday, so we have a brand new board of directors. Actually, not a significant difference, but several new board members joined and at that board meeting we discussed a . . . approved our official budget, of which I should probably have the number right on the tip of my fingertips here, but our budget is \$202,395 for next fiscal year, this fiscal year."

**Chairman Sciortino** said, "Okay. And could you share with us, I know you did last year that Good Works project, but on an ongoing basis, like this year, what programs are you offering your members and what will you be doing this year?"

**Mr. Schuckman** said, "Well, I'd hoped to get here just a few minutes earlier, and actually distribute these, but may I hand these up to the front desk? Okay. May I keep one, Deborah? Thank you. We spoke a few moments ago, Deborah spoke about membership and it's really one of

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our proudest areas. We've added 40% . . . had 40% membership increase in the last two months. Just Thursday of last week, we received a letter from United Methodist Health Ministry Fund, out of Hutchinson, Kansas which agreed to scholarship into the Non-profit Chamber five additional non-profits that I think we'll be benefiting greatly from the work that Debbie is doing with the prescription programs, be it Hunter, Samaritan, Grace Med and several other non-profits, all becoming part of the Non-profit Chamber as well, so they'll be coming into the fold within the next 30 days or so.

As you can see, on this list here, we have eight executive director round tables. One of the things that we've added this year is brown bag lunches for fund development. I'm a big . . . I certainly support government funding, very happy to receive it at this juncture in the development of the Non-profit chamber, but I also really believe that the non-profits need to be able to be self-sustaining or at least find a way of supporting themselves significantly from the private community.

And this was very, very important in the surveys that we conducted with non-profit agencies themselves, so we've added to our agenda also several brown bag lunches for development training and grant writing. As a matter of fact, on March 2nd, we have a partnership brown bag program with BKD at the City Art Museum.

So this kind of gives you an overview of what our programs are involving. If I could just take one moment too, one of the advantages that the Non-profit Chamber had when we first started was we're being incubated by the Wichita State University Hugo Walls School of Urban and Public Affairs and with that incubation, I've been given the opportunity to have one graduate assistant, whose name was Melissa Roibl, who has since moved on to work as the project assistant, program coordinator at Habitat for Humanity, so she did very, very well and my newest graduate assistant is Pervy Saliba. Pervy is a dentist from India, and after working and spending some time at dentistry in India decided that she wanted to bring and enhance her non-profit skills and so she came to Wichita State to be trained for such, and will be working with us and learning how to hone those skills."

**Chairman Sciortino** said, "Well, that's great. Well I think, as you've heard here from the bench, we think you're doing great work. Now do you actually charge a membership fee to these non-profits who are in the chamber?"

**Mr. Schuckman** said, "We do, we have a membership sliding scale that goes from \$100 to \$2,500, depending on the human resource costs for their organization."

**Chairman Sciortino** said, "Well, that's great. Any other questions or comments, commissioners? Well, we just want to wish you the best of luck and hope that you continue. I think many of us were there at that first function, that Good Works function and we were also kind of amazed at the

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number of people that participated. And as non-profits segway into having more and more responsibility of being accountable to government for the funds that they're receiving, they're going to need that type of professional training, because in the past it was all just sort of donated by the private sector and people, but when you get government involved there's sometimes some strings attached and it helps to increase their professionalism too, so great work."

**Mr. Schuckman** said, "Thank you very much. Thank you for your support."

**MOTION**

Commissioner Burtnett 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 Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

**Chairman Sciortino** said, "Thank you. Next item. Thanks, Debbie."

**DIVISION OF HUMAN SERVICES- COMCARE**

**3. AMENDMENT TO THE AGREEMENT WITH JEREMY M. TAN, M.D. TO PROVIDE PSYCHIATRIC SERVICES, EXTENDING THE AGREEMENT**

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**THROUGH JUNE 30, 2006.**

**Ms. Marilyn Cook**, Director, Division of Human Services, greeted the Commissioners and said, "This is an amendment to Dr. Tan's agreement with us. Dr. Tan is a resident psychiatrist with K.U.'s School of Medicine and he has been working up to six hours a week in our crisis program for a little while and this extends it until June 30<sup>th</sup> of this year. We're recommending that you approve the amendment and I'd be happy to answer any questions you might have."

**Chairman Sciortino** said, "Commissioners, any . . .? Commissioner Unruh."

**Commissioner Unruh** said, "Thank you, Mr. Chairman. Marilyn, what happens after June 30<sup>th</sup>?"

**Ms. Cook** said, "Well, we're hoping to hire a full-time psychiatrist at that point. We've got 1.5 FTEs open and we have been interviewing residents that are going to be graduating around that time, so if we are lucky we will be able to pick those individuals up."

**Commissioner Unruh** said, "Okay, thank you."

**Chairman Sciortino** said, "Any further questions or comments of Marilyn? What's the will of the Board on this item please?"

**MOTION**

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

Commissioner Burtnett seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye

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Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

**Chairman Sciortino** said, "Thank you. Next item."

**DIVISION OF HUMAN SERVICES- DEPARTMENT ON AGING**

**4. SIGNATURE AUTHORITY TO SIGN APPLICATIONS, REPORTS, PLANS AND OTHER DOCUMENTS FOR SUBMISSION TO THE KANSAS DEPARTMENT ON AGING.**

**Ms. Annette Graham**, Director, Department on Aging, greeted the Commissioners and said, "The Kansas Department on Aging has a policy that annually the Area Agencies on Aging in the State of Kansas must submit reliable evidence of the individuals in the organization's governing body who are authorized to sign documents on behalf of the organization.

This is a notarized affidavit of the chairperson of the governing body, which identifies the persons by their names, titles and positions who have been authorized by the governing board to sign documents on behalf of the organization. The affidavit allows only the chair or vice-chair to sign official documents, such as the area plans, various program applications and notifications of grant awards.

The affidavit also allows designated staff persons to sign various financial reports, cash requests, units of service reports and various other basic operating documents. Submit this today and request that you approve this signature authority."

**Chairman Sciortino** said, "Thank you. Any questions of Annette on this item? Seeing none, what's the will of the Board?"

**MOTION**

Commissioner Unruh moved to approve the signature authority and authorize the Chairman to sign.

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Chairman Sciortino seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

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

**C. AGREEMENTS (TWO) WITH SEAN BUCHANAN AND RYAN OVERSTREET TO PLAN AND CONSTRUCT A RACE TRACK SUITABLE FOR OPERATION OF REMOTE CARS AT SEDGWICK COUNTY PARK.**

**Mr. Mark Sroufe**, Superintendent of Parks, greeted the Commissioners and said, “I’m here today requesting approval on an agreement that would allow two local hobbyist, Ryan Overstreet and Sean Buchanan, to construct a dirt racetrack at Sedgwick County Park for remote control vehicles. The track will be in a 120-feet by 85-feet area, located just north of the sledding hill at Sedgwick County Park. The county’s cost for the project would be four truckloads of dirt. All of the construction costs will be provided by Ryan and Sean.

Construction time is estimated at two to three days maximum and once the track is completed, it will be available for the public’s use during normal park hours. That’s all I have. If you have any questions, I’d be more than happy to address them.”

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

**Commissioner Burtnett** said, “I only had one question. If it’s only going to take two to three days to construct, I notice that the county is going to maintain the track. What does it take to maintain this kind of a track?”

**Mr. Sroufe** said, “It will mostly just be mowing and trimming. It’s just a dirt track with embankments and little jump hills for the remote vehicles.”

**Commissioner Burtnett** said, “Okay, that’s all I had.”

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**Chairman Sciortino** said, "Okay. Commissioner Winters."

**Commissioner Winters** said, "Thank you very much. Well, I'm going to be supportive of this. I've had conversation, just over the phone, and have seen the proposal and these two guys seem to be legitimate, bona fide guys. They've both got good jobs and are working legitimate places here and are into this kind of sport. And Mark, you and Ron Holt have reviewed this and you've got adequate room and it seems to be similar to other things that are happening in the park, including the boat racers and some of the other things that take place out there. Is that correct?"

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

**Commissioner Winters** said, "And the dirt that is . . . is not going to be any major expense for us to help provide that dirt that they're going to need?"

**Mr. Sroufe** said, "No."

**Commissioner Winters** said, "All right. Well, I don't think I have anything else. I think it's just going to be one more activity and kind of a niche group that can really have a place that's not going to take up much room at all, but really work out well for them."

### MOTION

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

Commissioner Burtnett seconded the motion.

**Chairman Sciortino** said, "I do have a comment or question. Is this, once it's built, will we be charging a fee? Do people have to call ahead and reserve it or is it just whoever shows up with a racecar and a remote control can use it?"

**Mr. Sroufe** said, "There will be no fee and it will be on a first come, first serve basis."

**Chairman Sciortino** said, "Okay, thank you. Yes, sir."

**Commissioner Unruh** said, "What do you anticipate the usage? Is there a lot of people that want to do this?"

**Mr. Sroufe** said, "We don't know that yet."

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**Commissioner Unruh** said, "More than just these two people."

**Mr. Sroufe** said, "From what Sean and they tell me, there is quite a bit of interest. I don't have the numbers from them, but as we go along, it's going to be a learning experience for us. It's kind of an experimental thing here and as we progress, we may have to come back and add rules to govern it a little bit, but for the time being, it will just be open to anybody who wants to use it."

**Commissioner Unruh** said, "Okay, thank you."

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

**Commissioner Winters** said, "And I guess, the only other thing I'd say, if it doesn't work, probably about 15 minutes with a tractor and it's back to prairie grassland."

**Mr. Sroufe** said, "Absolutely. It will become landscaping and flowerbeds."

**Commissioner Winters** said, "Yeah."

**Chairman Sciortino** said, "How big of an area is it, Mark?"

**Mr. Sroufe** said, "One hundred and twenty by eighty-five."

**Chairman Sciortino** said, "Okay. So it's a fairly decent area. Okay, thank you. I don't see that there's any other comments. We've already had a motion and second, so Clerk, call the roll."

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye

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Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

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

**DIVISION OF INFORMATION & OPERATIONS- HEALTH DEPARTMENT**

**D. AGREEMENT WITH KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT TO WORK IN PARTNERSHIP WITH OTHER LOCAL AGENCIES TO REDUCE RISKS FOR HIV.**

**Mr. William P. Buchanan**, County Manager, greeted the Commissioners and said, "You have a contract before you. This is a contract that we've entered into before. It's for \$9,800 to provide other local agencies, to help reduce risk of HIV and I would recommend you approve it."

**MOTION**

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

Commissioner Winters seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

**Chairman Sciortino** said, "Thank you. Next item."

**E. DIVISION OF PUBLIC SAFETY.**

**1. APPLICATION FOR KANSAS EMERGENCY MANAGEMENT 2006 COOPERATIVE AGREEMENT PROGRAM FUNDING.**

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**Mr. Randy Duncan**, Director, Emergency Management, greeted the Commissioners and said, “This morning, I’m going to be asking your consideration to submit our annual application for emergency management performance grant funds. This is a federal program that provides funding passed through the State of Kansas to reimburse a portion of the expenses of operating our Emergency Management program on an ongoing basis. We already provide the match required to the grant by operating the program, so there’s no additional match requirements. The total amount of funds we’re talking about, we haven’t been informed by the state what that will be, but last year we received approximately \$37,000. I’d be happy to answer any questions you might have at this point in time.”

**Chairman Sciortino** said, “I don’t see that there’s any questions right now, so Commissioners, what’s the will of the Board on this item?”

**MOTION**

Commissioner Norton moved to approve the 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.

Commissioner Burtnett seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

**Chairman Sciortino** said, “Thank you, Randy. Next item please, Madam Clerk.”

- 2. GRANT AWARD FROM THE PAUL COVERDELL NATIONAL FORENSIC SCIENCES IMPROVEMENT ACT GRANT, TO BE USED FOR CONTINUING EDUCATION AND PURCHASE OF LABORATORY EQUIPMENT.**

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**Dr. Timothy Rohrig**, Director, Forensic Science Laboratories, Regional Forensic Science Center, greeted the Commissioners and said, “Before you this morning, we have a request to accept the Paul Coverdell National Forensic Science Improvement Act grant in the amount of \$41,129. This is actually the second Coverdell grant that we received this year to support and enhance forensic laboratory services in the county.

This particular grant is actually administered by the state. Every year, a certain amount of money is allocated to the State of Kansas for improvement of forensic services. The three major laboratories in the State of Kansas: Sedgwick County, Johnson County and State Police Laboratory. The directors get together and decide how to best utilize the funds to support forensic services and make sure it’s in compliance with the State forensic plan.

We did meet and did come to such an agreement. This particular amount of money this year will be used to supplement our training funds for forensic scientists and also to purchase a few pieces of laboratory equipment to add capacity to our testing capabilities. I stand ready to answer any questions that you may have.”

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

**MOTION**

Commissioner Norton moved to accept the grant award, approve establishment of budget authority, and authorize the Forensic Science Laboratory Director to sign grant related documents.

Chairman Sciortino seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye

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Commissioner Burtnett	Aye
Chairman Sciortino	Aye

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

**F. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF FEBRUARY 9, 2006.**

**Ms. Iris Baker**, Director, Purchasing Department, greeted the Commissioners and said, "The meeting of February 9<sup>th</sup> results in seven items for consideration today.

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

First item, bridge improvements for Public Works. Recommendation is the low bid of Wildcat Construction Company in the amount of \$359,596.50.

**2) AERIAL PHOTOGRAPHY- GEOGRAPHIC INFORMATION SYSTEMS/ CITY OF WICHITA  
FUNDING: LAND TECH FUND**

The second item, aerial photography for Sedgwick County Geographic Information Systems and the City of Wichita. Recommendation is to accept the alternate digital acquisition proposal from Kucera for the Primary Plus Separate Item 1 and execute a joint contract with the City of Wichita. Sedgwick County's portion of the project costs would be \$38,285.

**3) FINANCIAL ADVISORY SERVICES- DIVISION OF FINANCE  
FUNDING: DIVISION OF FINANCE**

Item three, financial advisory services for the Division of Finance. Recommendation is to accept the proposal from Springsted, Incorporated to establish transaction rate fees and execute a contract for one year, with two one-year options to renew.

**4) A & E SERVICES FOR REMODEL & EXPANSION OF ADULT DETENTION FACILITY  
FUNDING: CAPITAL IMPROVEMENT PROJECT**

Item four, architectural and engineering services for the remodel and expansion of the adult

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detention facility for Facilities Department. Recommendation is to accept the low proposal from Schaefer, Johnson, Cox and Frey in the amount of \$1,590,000.

**5) ONE TON TRUCK- FLEET MANAGEMENT  
FUNDING: VEHICLE ACQUISITION**

Item five, a one-ton truck for Fleet Management. Recommendation is to accept the only bid received from Don Hattan Chevrolet for \$28,366.

**6) HYDRAULIC SPRAYER- FLEET MANAGEMENT/ NOXIOUS WEEDS  
DEPARTMENT  
FUNDING: VEHICLE ACQUISITION**

Item six, hydraulic sprayer for Fleet Management and Noxious Weeds Department. Recommendation is to accept the bid meeting specifications from Vegetation Management Supply in the amount of \$17,606.

**7) SOFTWARE & EQUIPMENT SERVICE AGREEMENT- FORENSIC SCIENCE  
CENTER  
FUNDING: TOXICOLOGY/ CRIMINALISTICS**

And item seven, software and equipment service agreement for the Forensic Science Center. Recommendation is to accept the quote from Agilent Technologies in the amount of \$52,909.29.

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

**Chairman Sciortino** said, “Questions, commissioners? I have one. On item five, I read the verbiage that you put down as to why no one else bid on it. That’s kind of rare, isn’t it? I mean, this is just another vehicle. No other dealer would want to bid on it. Would it have benefited us to . . . apparently not, but to have waited for the four dealers to get the pricing for the 2006 vehicles, so they could have bid, or is it so imp . . . was it crucial that this get purchased right away?”

**Ms. Baker** said, “There was a discussion in a need to go ahead and go forward. The vehicle that’s out there right now is an old vehicle, and it is subject to a lot of maintenance and down time. To wait, it would just affect the spring season for the Noxious Weeds Department, as they go out and spray. The item for the hydraulic sprayer is attached to this vehicle as well, so it would impact that bid.”

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**Chairman Sciortino** said, "Okay, so you took all of that into consideration and the bid board decided that it was better for us to go forward."

**Ms. Baker** said, "Yes. Yes, we did."

**Chairman Sciortino** said, "I don't have any other questions. Is there any other . . . yes, Commissioner Norton."

**Commissioner Norton** said, "Well, it's really a comment on item number four. I just think that the public needs to know that that is kind of the first step in moving ahead on the jail expansion and remodel and we've languished over this for several years and debated it, we've had workshops, we keep throwing it back to the Sheriff and he throws it back to us. We send it back to the coordinating council. They've talked about it. We've mulled it over, but now we're pretty serious. When you start going out and hiring an architect to design it and figure out what we're going to do with it, I think we need to let the public know that designing it and putting the construction documents together is just the very first phase, tip of the iceberg, but it does mean that we're pretty serious about, at some point, expanding the jail, adding capacity, which is a pretty expensive proposition and will have to be paid for somehow in the out-years. I just think it's important that the public know that that's the first step of us moving it forward."

**Chairman Sciortino** said, "Thank you. Any other comments or questions? What's the will of the board on Item F please?"

**MOTION**

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

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye

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Commissioner Burtnett                      Aye  
Chairman Sciortino                         Aye

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

**CONSENT AGENDA**

**G. CONSENT AGENDA.**

- 1. Agreement with Development Systems, Inc. to provide data coordination for the Kansas Infertility Prevention Project.**
- 2. Year-end 2005 Budget Transfers.**
- 3. Right-of-Way Easements.**
  - a. Three Temporary Construction Easements for Sedgwick County Project 821-AA, Cowskin Creek Drainage. District #2.
  - b. Two Easements for Right-of-Way, three Temporary Construction Easements and one Permanent Drainage Easement for Sedgwick County Project 588-25, 26, reconditioning of roadbed plus 6" bituminous surfacing and replacement of bridge 588-26-574 on 125<sup>th</sup> Street North between Meridian and Broadway. CIP# R-255. District #4.
  - c. Two Easements for Right-of-Way, two Temporary Construction Easements and one Drainage Easement for Sedgwick County Project 616-3 through 36, widening of 13<sup>th</sup> Street North between K-96 and 159<sup>th</sup> Street East. CIP# R-253. District #1.
  - d. Easement for Right-of-Way for Sedgwick County Project 616-3 through 36, widening of 13<sup>th</sup> Street North between K-96 and 159<sup>th</sup> Street East. CIP# R-253. District #1.

**4. Section 8 Housing Assistance Payment Contracts.**

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V05082	\$295.00	2	Mulvane Housing

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V05091	\$473.00	Butler	John Wilkinson
V05092	\$358.00	Butler	Sharp Rentals
V05093	\$395.00	5	Ronald Lamar
V05094	\$533.00	2	Stephen Bridwell
V05096	\$196.00	Butler	Sunflower Apts. Of Andover
V05098	\$615.00	2	Bridgewater Apt. Homes
V05099	\$471.00	5	Springcreek Apts.
V05100	\$451.00	4	Calvary Baptist Church
V05101	\$452.00	2	Stephen Bridwell
V05102	\$238.00	5	Hearth Hollow Apts.
V05106	\$301.00	4	Country Park Residences
V05104	\$475.00	4	Country Park Residences
V05105	\$320.00	5	William Favreau
V05106	\$430.00	5	Iva and Clifford Helms
V05107	\$321.00	5	William Favreau
V06001	\$375.00	3	Joan Linnell
V06002	\$121.00	Butler	Carol McKenzie
V06003	\$215.00	Butler	Robert McKinney
V06005	\$211.00	Butler	Wayne Striegel
V06006	\$521.00	5	Springcreek Apts.
V06007	\$615.00	2	Bridgewater Apt. Homes
V06008	\$302.00	4	Sunflower Gardens
V06009	\$541.00	5	Springcreek Apts.
V06010	\$350.00	2	Chapel Ridge Apts.
V8009R	\$295.00	Butler	Terry Tarkenton
V010113R	\$296.00	Butler	Terry Tarkenton
V020018R	\$302.00	Butler	Andover Crossing Apts.
V04096R	\$256.00	5	Oakview at the Park
V05003R	\$167.00	2	Chapel Ridge Apts.
V20144R	\$000.00	Butler	Andover Crossing Apts.
V06004	\$220.00	Butler	John Wilkinson
V06012	\$237.00	5	Hearth Hollow Apts.
V06019	\$450.00	4	Country Park Residences
V06020	\$343.00	Butler	Andover Housing Ltd.

- 5. 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.**

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<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V04007	\$72.00	\$218.00
V03003	\$571.00	\$585.00
V94012	\$288.00	\$253.00
V2000	\$373.00	\$294.00
V020079	\$234.00	\$217.00
V05002	\$254.00	\$278.00
V05003	\$259.00	\$167.00
V200108	\$311.00	\$302.00
V200109	\$80.00	\$266.00
V04004	\$640.00	\$640.00
V04096	\$267.00	\$256.00
V98004	\$196.00	\$149.00
V020087	\$606.00	\$588.00
V020006	\$506.00	\$409.00
V020080	\$218.00	\$112.00
V01036	\$326.00	\$321.00
V020010	\$267.00	\$256.00
V2009	\$414.00	\$384.00
V04097	\$555.00	\$550.00
V20144	\$58.00	\$000.00
V2002	\$278.00	\$313.00
V040098	\$328.00	\$321.00
V020014	\$328.00	\$316.00
V02001	\$327.00	\$320.00
V020002	\$235.00	\$200.00
V01041	\$549.00	\$432.00
V020078	\$117.00	\$108.00
V04005	\$226.00	\$249.00
V04003	\$425.00	\$424.00
V2001	\$193.00	\$240.00
V200120	\$227.00	\$246.00
V020009	\$251.00	\$249.00
V200116	\$373.00	\$344.00

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V04008	\$273.00	\$276.00
V200113	\$379.00	\$575.00
V04056	\$450.00	\$417.00
V04036	\$425.00	\$515.00
V03061	\$224.00	\$71.00
V05054	\$386.00	\$206.00
V04074	\$251.00	\$287.00
V01039	\$311.00	\$450.00
V03100	\$474.00	\$320.00
V2093	\$527.00	\$550.00
V05095	\$266.00	\$278.00
V04040	\$163.00	\$271.00
V05088	\$103.00	\$485.00
V05068	\$459.00	\$535.00
V020051	\$456.00	\$327.00
V020041	\$287.00	\$224.00
V05007	\$240.00	\$214.00
V020012	\$288.00	\$389.00
V2020	\$625.00	\$541.00
V9901	\$435.00	\$427.00
V05009	\$710.00	\$647.00
V04012	\$311.00	\$328.00
V04010	\$189.00	\$216.00
V04013	\$240.00	\$282.00
V05011	\$286.00	\$285.00
V020029	\$329.00	\$321.00
V2029	\$199.00	\$230.00
V05004	\$612.00	\$599.00
V01058	\$172.00	\$215.00
V2028	\$106.00	\$139.00
V05008	\$116.00	\$116.00
V99010	\$530.00	\$530.00
V05005	\$315.00	\$534.00
V05006	\$312.00	\$305.00
V04014	\$500.00	\$500.00
V04081	\$395.00	\$166.00

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V05074	\$336.00	\$343.00
V05076	\$286.00	\$575.00
V05088	\$485.00	\$162.00
V05030	\$133.00	\$70.00
V06002	\$121.00	\$334.00

**6. Plat.**

Approved by Public Works. The County Treasurer has certified that taxes for the year 2005 and prior years have been paid for the following plat:

KDMM Second Addition

**7. Order dated February 8, 2006 to correct tax roll for change of assessment.**

**8. Payroll Check Register of February 10, 2006.**

**9. General Bills Check Register(s) for the week of February 8 – 14, 2006.**

**Mr. Buchanan** said, “Commissioners, you have the consent agenda before you and I would recommend you approve it.”

**Chairman Sciortino** said, “Thank you. Commissioners, what’s the will of the Board?”

**MOTION**

Commissioner Norton moved to approve the consent agenda as presented.

Commissioner Winters seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye

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Chairman Sciortino

Aye

**Chairman Sciortino** said, "Thank you. Commissioners, I believe that's going to wrap . . . we're going to get awfully close to being over, but I do believe we have an Executive Session that's scheduled. But before we do that, why don't we take Item H, and talk about anything else that you all may want to bring up. Commissioner Unruh."

### H. OTHER

**Commissioner Unruh** said, "Well, I would just mention the fact that I was privileged to take a tour of McConnell Air Force Base, the operations section for the air base out there last Saturday and had the opportunity to not only be in a KC-135 and see how it's configured and walk around and lay down in the back and see how they refuel and it's amazing and it looks like it would be very scary for an old guy like me.

Also had the opportunity to try to land that airplane in a simulator and I want to assure everybody to have young people with good vision is the way to do that. It's not to have people like me doing it."

**Chairman Sciortino** said, "Why don't you just admit it, you crashed it."

**Commissioner Unruh** said, "I crashed the airplane. It didn't cost us anything and it was very informative and it was just another example . . . or I reinforced, I guess, in my opinion, that we've got great folks who are in our military and we have a great group of folks out at McConnell Air Force Base doing their part of our country's security, but they know what they're doing. They're intelligent people and it appears that they also have a pretty good time in the meantime, while they're carrying out their duties, so it was a good morning."

**Chairman Sciortino** said, "Well I also was with you on that and the thing that you . . . I do applaud our military but they're so young. I mean, you've got 22-year-olds flying the planes and 19-year-olds doing the boom thing or whatever and I don't know for sure if some of them even shave yet, but they're very dedicated, very professional and I'm glad you didn't cost us any money when you crashed the plane. Commissioner Winters."

**Commissioner Winters** said, "Thank you very much. Just to let folks know that a number of us did spend time in Topeka yesterday, Kansas Association of Counties held their annual county day at the capitol yesterday. There were probably 250 county officials from all over the state were there and we heard . . . had very good presentations from Representative Kenny Wilk, Secretary of Revenue Joan Wagnon and Senator Dennis Wilson, along with a presentation about pandemic flu and courthouse security. But even with that many people there, at the end of each of Representative

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Wilk and Secretary Wagnon and Senator Wilson, there was some really good dialogue between local elected officials and our state leaders in Topeka, so it really was a very good presentation and gives us a chance to hear them, but it also gave them a chance to hear them.

And after the house of representatives was out of session, a number of us were able to meet with the representatives and senators from Sedgwick County, so a good day and counties all across Kansas were in Topeka yesterday.”

**Chairman Sciortino** said, “Any further comments or questions? I’m trying to think. As you all know, I’m going to take my wife on a little mini-vacation next week. We haven’t been on one I don’t think since I’ve been onboard, so it’s due and she reminded me that it was due, so after the meeting next Wednesday, we’re going to go away for a few days. Okay, well if that’s it, I believe that we do have a request for an Executive Session.”

**MOTION**

Commissioner Burtnett moved to recess into Executive Session for 10 minutes to consider consultation with legal counsel on matters privileged in the attorney/client relationship relating to pending claims and litigation and legal advice and that the Board of County Commissioners return to this room from executive session no sooner than 10:04 a.m.

Commissioner Unruh seconded the Motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

**Chairman Sciortino** said, “We’re now recessed into Executive Session.”

**The Board of Sedgwick County Commissioners recessed into executive session at 9:54 a.m. and returned at 10:08 a.m.**

**Chairman Sciortino** said, “I’ll call the meeting back to order and let the record show that there was no binding action taken while in Executive Session. Mr. Euson, you want to make some

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comments.”

**Mr. Euson** said, “Yes sir, Mr. Chairman and Commissioners. While in Executive Session, we discussed a Worker’s Compensation claim relating to William Buchanan and it is our recommendation that this claim be settled in the amount of \$5,478, which represents the permanent, partial disability related to this claim. The settlement would leave the future medical open, as well as the possibility for review and modification of the award.

This is consistent with the way that we have handled every other automobile accident case involving current employees and it’s recommended that it be approved. This is within the County Counselor’s settlement authority. However, commissioners can go ahead and approve it here in the open meeting if you wish. We just thought we ought to bring it to your attention in an open meeting.”

**Chairman Sciortino** said, “Thank you. Commissioners . . .? Commissioner Winters.”

**Commissioner Winters** said, “Thank you very much. Mr. Chairman, I think it is good policy that we review this in public, in an open meeting when it was considering a senior staff person with Sedgwick County.”

### MOTION

Commissioner Winters moved to take the recommended action from the County Counselor and that he be instructed to proceed with settling this claim.

Chairman Unruh seconded the motion.

**Chairman Sciortino** said, “The only comment or question I would have I know, just only because it’s a senior staff member, but the way it was presented to us in Executive Session, this is just the normal, routine type of Workman’s Comp case that we always have come before us, so there was nothing unusual about it, nothing that we did that was because it was who it was, etcetera. This was just the same way we would have dealt with it had it been an individual working in any other department in our county. Is that correct, Mr. Euson?”

**Mr. Euson** said, “That is correct. It is very routine.”

**Chairman Sciortino** said, “Thank you. All right, I don’t see any other comments. Madam Clerk, call the roll please.”

### VOTE

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Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Chairman Sciortino	Aye

**Chairman Sciortino** said, "Thank you very much, Mr. Euson. Well, that brings us to a close and I believe this meeting is now adjourned."

**I. ADJOURNMENT**

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

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

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

\_\_\_\_\_  
**LUCY BURTNETT**, Chair Pro Tem  
Fourth District

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

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

\_\_\_\_\_  
**THOMAS G. WINTERS**, Commissioner  
Third District

ATTEST:

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

APPROVED:

\_\_\_\_\_, 2006