

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

### **REGULAR MEETING**

**NOVEMBER 27, 1996**

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, November 27, 1996, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem Melody C. Miller; Commissioner Betsy Gwin; Commissioner Paul W. Hancock; Commissioner Mark F. Schroeder; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, Acting County Counselor; Mr. Jarold D. Harrison, Assistant County Manager; Ms. Becky Allen-Bouska, Director, Bureau of Finance; Ms. Mary Ann Mamoth, Personnel Director, Bureau of Human Resources; Mr. Marvin Krout, Director, Metropolitan Area Planning Department; Mr. Marty Hughes, Grants Manager, Accounting Department; Mr. Doug Russell, Director, Department on Aging; Mr. Jim Weber, P.E., Director, Sewer Operations and Maintenance; Mr. David C. Spears, P.E., Director, Bureau of Public Services; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. Susan E. Crockett-Spoon, County Clerk.

### **GUESTS**

**Ms. Calandra G. Collins**, H.O.P.E., 3340 W. Douglas, Suite 11, Wichita, Kansas

**Ms. Debbie Sisco**, President, Oakview Neighborhood Association

**Mr. Darrell Dodd**, 5116 Jade, Wichita, Kansas

**Mr. Daniel T. Brooks**, Judge, 18th District Court, Wichita, Kansas

**Mr. Joe L. Norton**, Bond Counsel, Gilmore & Bell, P.C.

### **INVOCATION**

The Invocation was given by Chairman Tom Winters.

### **FLAG SALUTE**

### **ROLL CALL**

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

### **CONSIDERATION OF MINUTES:      **Regular Meeting, November 13, 1996.****

The Clerk reported that all Commissioners were present at the Regular Meeting of November 13, 1996.

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

**MOTION**

Commissioner Hancock moved to approve the Minutes of November 13, 1996, as presented.

Commissioner Miller seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul W. Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**CERTIFICATION AS TO THE AVAILABILITY OF FUNDS**

**Ms. Becky Allen-Bouska**, Finance Director, greeted the Commissioners and said, "You have previously received the certification of funds for today's Regular and Sewer district agendas. I am available for questions if there are any."

**Chairman Winters** said, "Thank you Becky. I see no questions. Thank you very much. Next item."

**PROCLAMATION**

- A. PROCLAMATION DECLARING DECEMBER, 1996 AS "CHILDREN OF COLOR VOICES AROUND THE WORLD UNITE FOR A COMMON CAUSE AND AWARENESS MONTH."**

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**Chairman Winters** said, "Commissioners, I have a Proclamation that I'd like to read into the record for your consideration."

**PROCLAMATION**

**WHEREAS**, H.O.P.E., Inc. was originated in 1964 under the auspices of the First United Methodist Church in Wichita, Kansas, Chartered by the State of Kansas, a 501© (3) Not-For-Profit Corporation; and

**WHEREAS**, through the years, H.O.P.E., Inc. has responded to community needs by developing programs for substance abusers, the homeless person, food for the needy, crisis intervention, youth resource development, education, AIDS; and

**WHEREAS**, nationally renowned and local artists and musicians will assist in this AIDS/Homeless fund raising, in an effort to raise funds to finance the AIDS, Homeless, and Pediatric AIDS/Respite Care Programs to continue the fight on AIDS and Homelessness to all people, regardless of race, color, national origin, or religion;

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim December, 1996, as

**“CHILDREN OF COLOR VOICES AROUND THE WORLD UNITE FOR A  
COMMON CAUSE AND AWARENESS MONTH”**

in Sedgwick County, and encourage all citizens and surrounding communities to participate in this important outreach ministry and to extend a warm welcome and “Thank You” to all the local and out-of-state participants. Dated November 27, 1996.

**Chairman Winters** said, “Commissioners, that is the Proclamation, what’s the will of the Board?”

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**MOTION**

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

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, "I believe we have here today Raquel Welch to accept this Proclamation, if she would please come forward. All of those who are here with that association, if they would please come forward."

**Ms. Calandra Collins**, H.O.P.E., Inc., said, "I would like to thank everyone for this Proclamation. On December 20 through 22, we will have a three day glorious activity at New Jerusalem Missionary Baptist Church, 1625 N. Madison, here in Wichita, Kansas. We welcome each and every one of you to join us in this glorious event."

**Chairman Winters** said, "Thank you very much. We wish you the best of luck and we all appreciate work such as this in our community. It is very important and we're certainly glad there are people like you doing it. Thank you and good luck. Next item please."

**RETIREMENT PRESENTATION**

**B. PRESENTATION OF RETIREMENT CLOCK TO CHARLES YOUNG, CUSTODIAN, FACILITIES MANAGEMENT, WHO WILL RETIRE DECEMBER 1, 1996 AFTER 21 YEARS OF SERVICE.**

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**Ms. Mary Ann Mamoth**, Personnel Director, greeted the Commissioners and said, "It is my privilege this morning on behalf of the Board, to present a retirement certificate to Charles Young. Charles is retiring on December 1, 1996, from Facilities Management. He has been with them for 21 years of service. Charles was hired on January 1, 1975, as a Maintenance Worker. That position was reclassified in 1978 to Custodian.

"Charlie says that he will spend time with his family, his two daughters and three grandsons. He plans to devote his time to fishing, hunting, and art.

"While employed with Sedgwick County, Charlie has always worked in Central Services and he describes his employment as great. We want to wish Charlie well in his retirement and present him with this certificate. Congratulations Charlie."

**Chairman Winters** said, "Charlie, on behalf of the Board of County Commissioners, we want to say thank you for the service that you have provided to us at this courthouse and as a token of that, we'd like to give you this clock. So thank you and we wish you the very best in your retirement. Would you like to say anything?"

**Mr. Charles Young** said, "Well, not much. I'd like to thank the Commissioners and the ones that were responsible for this. I appreciate it very much."

**Chairman Winters** said, "You're welcome."

**Commissioner Miller** said, "Madam Clerk, would you call the next item please?"

### **PUBLIC INQUIRY**

#### **C. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING ADULT BUSINESS IN THE OAKVIEW NEIGHBORHOOD.**

**Chairman Winters** said, "Thank you. I believe Debbie Sisco is here to make a presentation this morning. I would remind everyone that if anyone would like to address the Board of County Commissioners, that if they would notify either a Commissioner or the Manager's Office a week before the meeting, they're certainly invited to do that. Please remember that your remarks are limited to five minutes. Please give your name and address and please begin Ms. Sisco."

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**Ms. Debbie Sisco**, President, Oakview Neighborhood Association, greeted the Commissioners and said, "The Oakview Neighborhood Association is the Oaklawn and Sunview area. Oakview came from Oaklawn and Sunview being combined. We have a couple of slides that we'd like to show you.

### **SLIDE PRESENTATION**

"This is the main throughway through Oaklawn, 47th Street and K-15 is where you are coming from. You can see the Excitement Video sign right there as you go into the neighborhood. This is our new lingerie store that we're real proud of, I hope you all know, that went in about three businesses down from our Senior Center. This is our Silhouette Club that is right at the corner of 47th and Clifton. Another shot of that. This is our new business, right here where that car is parked. That is how close it is to our homes. I'm going to leave this one up here as I give you a little presentation of what we're upset about."

**Commissioner Schroeder** said, "Debbie, which one is that, is that Scanners?"

**Ms. Sisco** said, "That is Scanners, that is our new business that opened about two weeks ago. You may see one person standing before you speaking, it is one voice speaking for many. We have school children that have to walk by an escort service to go to school. We have senior citizens that have an exotic lingerie store in the same mall as our Senior Center, with plans for another adult business right next door. We are families that have to drive by two strip clubs and an adult video store to buy a simple loaf of bread. We are teachers who have to try and teach a child while they look out the window at one bar, one strip club, and one adult video store. We are business men and women who cannot conduct business with people because of the atmosphere the adult entertainment creates. We are a Neighborhood Association that has worked hard for the past two years to bring our community back to where it once was. We are a church that has to share its parking lot with three adult businesses. But instead of going forward with all the good and exciting things that are happening in our community, we have to find a way to live a normal life in a community that is home to five adult businesses, maybe a sixth.

"Let me take you on a walk with one of our local residents. I am an eight year old child that has to walk to school by myself because my mommy does not have a car. Besides, we have a two year old baby sister that she cannot take out in the cold. I woke up this morning with such excitement because there is a music program that we are going to perform today at school.

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“As I get dressed to head out the front door, I get a little fearful because I know that I will have to walk by what mommy calls an adult video store. She says that they show videos in that store that I am not old enough to see. I don’t understand why it is okay for it to be in the same neighborhood that I grow up in and where I play. Sometimes when I am outside on recess, I can see the people coming and going from the video store. As I continue going to school, I pass through the parking lot of a place that mommy says has women that dance without their clothes. Makes me wonder about things that I don’t quite understand yet. Then I pass the local bar to finish my trip to school. My mommy says that it is not good for businesses like those to be in our neighborhood, but it something that I see every day. I wonder how seeing these things all the time will make me feel toward myself and other people when I grow up. If I see people leaving a place where they dance nude, if I see people going to a business that I know you can buy 15 minutes of a woman’s time for \$30, if I see a person going to his car with two or three videos that mommy says are bad, how will I treat people when I grow old? What will my feelings toward others be? If it takes a village to raise me, what happens to me when that village has five or six adult businesses?

“Put yourself in this eight year olds shoes or your child in his shoes. How would you like to be subjected to this kind of business in your neighborhood? While most children can say that they have a McDonald’s, a Blockbuster, or even a Pizza Hut in their community, children of Oaklawn can say they have a Teddy’s, a Silhouette, an Excitement Video, and a new Scanner’s business. For the first time in recent history of Oaklawn and Sunview, we have eleven organizations working together for a common cause, which was our safe night for the children and families on Halloween night. This community as a whole made this event a great success. You see most of these organizations represented here today. You can see these adult businesses from our front living rooms. If we go for a walk in our community, we have to be leery of where we walk so as not to encounter someone leaving a recent viewing of an x-rated video. If we send our children to the local convenience store, we have to worry about them traveling through three adult businesses. If you are a member of our local boys and girls club, you have four adult businesses you can see from the front door of the club.

“The newest adult business, an escort service, is less than ten feet away from the back yard where a family that has three small children play. When the adult video store went in two years ago, we picketed the opening and it did no good. When the lingerie store went in, we wrote letters with no impact. Now we have a store that is operating less than ten feet from our homes.

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“We are asking for your help to see how we can work through the legal system to solve our community problems. You, the Board of County Commissioners, can help us by adopting new laws, by making sure that all health codes are being strictly followed, and all building codes are enforced.

“As you can see, the community of Oaklawn/Sunview, has all the needed ingredients to become a great community once again. Help us attract businesses that can be beneficial to us as a neighborhood. We can rehab our homes through Community Housing Services, we can give our community a feeling of belonging through our Neighborhood Association, and we can give the children of Oaklawn/Sunview the belief that there is other ways to earn a living than working in businesses like the ones that they live with every day. There are many voices claiming that these adult businesses are not good for our area. We have been in contact with many of these voices. We, as an association, are looking at how we can work with the organization that is operated in the Riverview area. We feel that all the residences, schools, churches, businesses, community housing services, and the community policing working together can solve some of these issues. We know that for our community to go forward, we are going to need the knowledge that Riverview and others have gained by traveling the same road that we now find ourselves on.

“We have all taken time away from our families, work, and Thanksgiving Day preparations, to come here today to ask you for help in the battle to bring our community to life again. We are wanting you to look at how these businesses being in the same area affect the three schools, the church, the Senior Center, and Oaklawn as a whole. We want you to take a look at the children of Oaklawn to see if they benefit from this kind of atmosphere. To look at how you, as Commissioners, can help this village raise responsible caring adults. Please take the lead in showing us how to work toward a better future for the residents of Oaklawn/Sunview. The community looks forward to working with you in the future as we travel the road together toward a better community for our children to grow in. I’d like for everybody to stand that is here representing the Oaklawn/Sunview area. We deserve better than this. Thank you.”

**Chairman Winters** said, “Thank you Ms. Sisco. Is there someone else who would like to speak? Come to the microphone please. I really don’t anticipate that we’re going to have this be a full public meeting. We do have a procedure that if anyone does want to address the Commission, that they do need to notify us before the meeting, but this is certainly a very sensitive issue and we certainly want to hear from folks so hopefully we don’t get into a long public hearing but let’s go ahead. Sir, if you’d like to make a comment.”



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**Mr. Darrell Dodd**, 5116 Jade, said, "I have three children that I have raised out in the Oaklawn area for the last ten years. My kids, when we go bike riding past this Silhouette, that we have seen presented here today, we go up to the Kwik Shop after the baseball games in the summertime. They keep asking me, 'Daddy, you come home and tell me that you're trying to make this a better community and all these adult bookstores keep popping up over here, what's going on Dad?' My kids are getting the wrong feeling. I'm out there every day with the boys and girls club, the Oaklawn Elementary School, this ball club over here in the community, they're getting the mixed feeling that, are you trying to help the community or are you just sitting back saying you're trying to help the community. Also, my concern is the public safety of my kids. I'm trying to raise them up the best I can and to the best of my ability, but with this type of environment, it is giving my kids the wrong feeling and the values I'm teaching them here in America about community and family value working in the community to make a better and stronger community. I'm having a struggle with it as a parent. Number two, children, their minds wonder what their parents tell them. You tell them one thing and then they go wandering off, well they might wander in there and find out really what the real truth is and then it is really going to cause me some problems, psychological problems for my kids later on down the road. I really have a lot of pride in the community and I love this community. I appreciate your time for letting me speak today and I appreciate you Commissioners. Thank you."

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

**Commissioner Schroeder** said, "Mr. Chairman, if you please. Debbie, I appreciate the remarks that you have presented to us today. To all the people who took the time to come down and represent the community, I really appreciate your efforts. I will tell you that yesterday morning, we spent a good part of the morning, I did, with numerous departments regarding this issue and trying to come up with some ideas on how we could deal with it. It was an interesting meeting. There are a lot of questions, probably more questions than there were answers, because of the nature of this issue. I received numerous calls from so many of you and I see Rick in the audience and I appreciate Rick's call to me regarding what he sees going on in that community because Rick Wylan has been a very integral part of this redevelopment, if you will, of this Oaklawn/Sunview area. All of you have been participants in that effort and I appreciate that."

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“I guess, what I told the media is one, I cannot run these people out of business because of the constitutional right they have to express their beliefs. The other is that I see myself as a County Commissioner and my role is to protect our children and our property values and I think that is what you are here about. You want to protect your community in general.

“We’ve got so much time and we have so many taxpayer’s dollars invested in that community and we’re going to do this in other places as we are in Ken-Mar and there will be other communities and neighborhoods that we will move into in the coming years with neighborhood reinvestment, community policing. We’re going to do that in other places. This is one that is being looked at very carefully by all kinds of organizations and people are watching to see how well we do. I just can’t set by and watch us make that kind of investment of time and taxpayer’s money and let this entertainment industry, if you will, take over this community because I know what the end result will be. I think that all of you do too.

“So I’m going to do everything that I can and plan on calling Debbie and some of the others and try to set up a meeting with you all next week to discuss what we think are some of our options and maybe we can educate ourselves, one another, and we can arm ourselves better to let you folks know what it is that you can do. What you have in front of you in way of help from the County. What phone numbers you need to have available. Who you can call if you see something that doesn’t look right so we can take immediate action. I know there are all kinds of code enforcement procedures, health department regulations, fire regulations. We’re looking at planning issues with the Planning Department. There are a lot of ways to deal with this and we’re going to try to do it in the most expedient way we can, but also in a legal way so that whatever we do is done right and it is effective.

“It is a very difficult issue and I know all five of the Commissioners here, this is a tough one for everybody. The idea of freedom of speech and what our constitution stands for is a fine line in many cases and my job is to make sure that we know where that fine line is and that is sometimes very difficult. I know Melody has had some problems up in her area, in the Riverview area. All of us have these places, if you will, in our districts, but this is the first time that this has gotten to this point of being a serious problem in my area.

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“I just wanted to reinforce and let you know that I’m going to do everything I can to help you and I need your help in return. I need your ideas. I need us to all stay cool and calm through this process and we’re going to do whatever it takes to get this job done, to give you back your neighborhood and not let people like the individuals who own these places take over your neighborhood. There is a place for these businesses and it is not in a neighborhood. Typically, ones that are in the commercial or industrial areas, we don’t have too many problems with. Their crime activities probably aren’t much different that a local bar somewhere, but none the less, being in a neighborhood setting does have an effect on our children and our property values and those are two of my main goals here to protect and that’s what I’ll try to do for you. I appreciate all of you being here today. Thank you for taking time out of your busy day before the Thanksgiving holiday to come and see us, appreciate it. Thank you Mr. Chairman.”

**Chairman Winters** said, “Thank you. Commissioner Miller has a comment.”

**Commissioner Miller** said, “Thank you very much Mr. Chairman. Your comments, Commissioner Schroeder, are quite appropriate. Debbie, the presentation that you gave, if that doesn’t paint a vivid picture for the public and those who are behind you solidly this morning, I don’t know what else will. By looking at the visual aids that we saw, it actually brings it much closer than just simply talking about how it is that we can allow these types of businesses to coexist so closely within our neighborhoods. I just needed to say that the stance that I’ve taken, and I believe that it would be very hard pressed for anyone to not agree with the stance, is that these types of businesses simply do not coexist well and are inappropriate to be sited within close proximity of a community. A revitalizing neighborhood, a healthy neighborhood, it doesn’t matter. As one Commissioner, and I know that we have the support of the Commissioner in your district, I have asked for basically an investigative or educative study to be done that will give us what I would consider some alternatives to how it is that we can deal with this from a zoning or from an actual resolution perspective.

“I believe that Sedgwick County, as an urbanizing County, we know that we’re spreading out and we’re becoming more urban. We’re not as rural as some may want to believe we are. That we need to be able to look at how it is that we deal with communities and these type of establishments that are sited within. I think we also need to be able to give a very clear message to the business owners that this is simply inappropriate. This is not what needs to be happening and we are going to look at how we can do things differently.

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“So once again, I applaud everyone that has taken the time and you said it so very nicely. I mean, the day before Thanksgiving, which is a prep day. I have family that is at home working on that right now, to take time out to come and make such a strong stance and I know that the individuals who are within the Riverview area, which I represent, are behind you and so I will do everything within my realm to make sure that something is done. That we don't do business as usual, so thank you. Thank you Mr. Chairman.”

**Chairman Winters** said, “Thank you. Thank you for being here. Any comments on this subject? We do have an off agenda item today concerning a bus stop that some of you might be interested in for the Oaklawn area.”

**MOTION**

Chairman Winters moved to take an off agenda item.

Commissioner Schroeder seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, “Thank you. Mr. Spears.”

**Mr. David Spears**, P.E., Director, Bureau of Public Services, greeted the Commissioners and said, “The Agreement before you allows for the construction and maintenance of two bus stop shelters within public right-of-way along 47th Street South between Cedardale and Clifton by the Oaklawn Improvement District. The Improvement District has approached the County via the Bureau of Public Services, the Department of Code Enforcement, and the Oaklawn Intergovernmental Group with the desire to install these bus stop shelters.

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“The Improvement District is prepared to construct the shelters and they have agreed to meet all requirements as set forth in the Agreement and as determined by the Bureau of Public Services and the Department of Code Enforcement. One of the most important requirements in this Agreement is for the Improvement District to provide and maintain liability insurance coverages in the amount of at least \$500,000 with the County named as an additional insured therein. The Improvement District has already complied with this requirement. I recommend that you approve the Agreement and authorize the Chairman to sign.”

**MOTION**

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

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**Commissioner Schroeder** said, “Mr. Chairman, if you please. I want to just apologize very quickly. This process has taken some time and sometimes these issues become kind of difficult and get caught up in red tape and paperwork. I wanted to let you know that not only this issue with the bus stops, but the emergency sewer repairs that need to be done, as we speak, that’s being taken care of. We have been in contact with the proper agencies to make sure that we can legally expedite those repairs, by way of not having to go through a bid process, if you will, that can take literally weeks and months. So we’ve been given authority, through the grantor of this money, that we can go ahead and contract out this project and get those repairs done as soon as possible. Rich, is there anything else that we should add to that regarding the emergency sewer repairs?”

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**Mr. Rich Euson**, Acting County Counselor, said, "No."

**Commissioner Schroeder** said, "Okay. I apologize, once again, for that delay, but it is in the works as they say and we are in the process of making sure that gets done immediately. Once again, thank you. Thank you Mr. Chairman."

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

**Commissioner Hancock** said, "I was just curious about the insurance requirement on the right-of-way. We don't have any bus stops, but I'll ask someone later on about how the City handles that. They have bus stops along their right-of-way, but maybe their own bus stops and that would be different. I just want to make it as simple as possible for folks, that's all."

**Chairman Winters** said, "Trying to make it more simple, less complicated."

**Commissioner Hancock** said, "I'm not a red tape person."

**Chairman Winters** said, "Alright, thank you very much. Before I call the Planning Department agenda item, Mr. Buchanan has an announcement that he would like to share with us."

**Mr. William Buchanan**, County Manager, said, "Commissioners, it is one of those occasions where it gives me great pleasure to introduce to you a new County employee, or in this case a promoted County employee. As you know, several months ago, the Director of 911, the Director of Emergency Communication, resigned for a position someplace else and we conducted a search. The search included applications from about 60 persons who were interested in the position. Some of those were from around the country and one, in fact, was from Australia. We chose not to go there to interview that person.

"The Advisory Committee that is in place to provide us technical advice and service, critique, consists of Mike Watson, Chief of Police of Wichita, Gary Curmode, Fire Chief for Sedgwick County, John Coslett, Director of Sedgwick County Emergency Management, Larry Garcia, City Fire Department, Sheriff Mike Hill and Tom Pollan, the Director of Emergency Medical Services, met with these candidates, five of the candidates, and made a selection. They recommended that Diane Gage be employed in this position. Diane and I met yesterday with Bob Rogers and worked out all the necessary details of this arrangement.

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“For those of you that don’t remember, Diane has been employed with Sedgwick County for 17 years. She reminded me that she started when she was twelve. She has a Bachelors Degree from Wichita State University and a Masters Degree in Business Administration from there also. She has worked with us as the Assistant Director, as the Interim Director and as a Dispatcher. She came literally through the ranks, we’re delighted and pleased she is with us and has accepted this position. We’re looking forward to lots of years of success. Diane.”

**Ms. Diane Gage** said, “I’d like to thank you for the wonderful opportunity and I’m really looking forward to leading Emergency Communications into the 21st Century which is just around the corner. Appreciate the opportunity.”

**Chairman Winters** said, “Thank you very much. At this point in the meeting, we will begin our Planning Department agenda item. You’re certainly all welcome to stay, but if you’d like to leave, we appreciate your being here for the first part of our meeting. Madam Clerk, would you please call the next item.”

### **PLANNING DEPARTMENT**

#### **D. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).**

- 1. CASE NUMBER V-1997 - REQUEST TO VACATE ACCESS CONTROL LOCATED SOUTH OF HARRY AND EAST OF WEBB ROAD.**

**Mr. Marvin Krout**, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, “Three items on the Planning Agenda this morning. I guess I was just thrown by the fact that people were leaving rather than coming in from one of my planning items right? This first item, if I could have the first slide, is a Vacation Case.

### **SLIDE PRESENTATION**

“This is an advertised public hearing. This is actually a request of the County Fire Marshall and the applicant at the request has filed. This is a four acre lot, it is zoned Commercial and it is south and east of the intersection of Harry and Webb Road and was platted as part of this three lot addition with one point of access along this road.

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“The property has since been split in ownership and the western portion of the property has developed with a car wash and you can see that developed on the site here. The driveway opening to the car wash is on the eastern edge and this property now has come in and requested a building permit for an auto supply store and they intend to share the access point, which is something that is generally desirable and we try to encourage with platting and separate property owners. Based on the lay out of the auto part supply, with the building facing west and no access in the rear of the building, the Fire Marshall asked that the applicant, the owner of the property request an additional access point be permitted, which requires the vacation of the platted access of one point along this frontage so that in the future, there will be able to be another opening on the east side of this store when this property redevelops. It is now Residential and zoned Residential, but we anticipate that this is a greenhouse operation and commercial development on both sides of the street. This is a case that’s been filed for Commercial zoning in the County so we anticipate this tract will be zoned and platted for Commercial and at that time we will be looking at another joint opening.

“So the applicant has requested the Vacation of the Access Control that was originally platted to permit one additional point of access and according to your Vacation Order and according the Planning Commission recommendation, that additional access would be limited to the east thirty feet of this tract, but there would be the opportunity for shared access at this point and shared access at this point in the future. That met with the interest of the County Fire Department and the Planning Commission recommended unanimously that this Vacation of Access Control be approved. So we would ask you to follow the recommended action and approve the Vacation Order. If you have any questions, I’ll try to answer them.”

**Chairman Winters** said, “Thank you Marvin, I see no questions at this time. At this point, I would open the public meeting. Is there anyone here in the audience who would like to address the Commission on our Planning Department Item D-1? Is there anyone in the audience who would like to address the County Commission on Planning Department Item D-1? Seeing no one, we’ll close the public meeting and limit discussion to staff and Commissioners. Anything else Marvin?”

**Mr. Krout** said, “I have no other comments.”



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**MOTION**

Commissioner Gwin moved to approve the Vacation Order and authorize the Chairman to sign.

Commissioner Hancock seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Absent at vote
Chairman Thomas G. Winters	Aye

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

- 2. CASE NUMBER SCZ-0723 - ZONE CHANGE FROM "SF-20" SINGLE FAMILY RESIDENTIAL TO "GO" GENERAL OFFICE, GENERALLY LOCATED EAST OF WEBB ROAD, APPROXIMATELY ½ MILE SOUTH OF HARRY STREET.**

**SLIDE PRESENTATION**

**Mr. Krout** said, "This item involves a tract of about the same size, about four acres in size. This is on the east side of Webb Road and about mid mile between Harry Road to the north, just off the screen, and Pawnee to the south. The request was originally filed for General Office Zoning, but the applicant at Planning Commission meeting amended his request to Neighborhood Office zoning. This is part of a larger ownership and I'll show you the plat in just a minute that includes property to the north and the east and all the remainder of the property is currently being platted for single family lots and basically an expansion of platting that has already occurred and development that is already under way in this area in the southeast part of the County.

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“The request is for Office Zoning. If you look at some of the immediate surrounding uses, right at this location here, just immediately adjacent to the south is a gas compressor station. You may remember a few years ago there were some problems with complaints from the neighborhood to the west about the excessive noise from that station. As a result, the County Zoning Resolution was zoned so that conditional uses are now required for facilities like that so there would be an opportunity for an individual review. But that was grandfathered, it is an existing use that is out there. It is somewhat noisy. There is also a KG&E easement east/west along this site and a pipeline easement that crosses diagonally across the site so between all of those things, it did appear that maybe there was some uniqueness to this site and so office use might be suitable. We do have, in certain locations, we treat medium density uses, like office uses different that retail commercial which are higher traffic generators. Office are generally more compatible to nearby residential uses. We recommended to the Planning Commission and the applicant, the Neighborhood Office Zone as opposed to the GO General Office Zone, which was the original application. The Neighborhood Office Zone does not allow high density apartments or group homes or hotels or the height limits and requires a smaller scale business which we think offices and clinics would be compatible with the lots that will be developed.

“Across the street on Webb Road, this is zoned duplex but is a mixture of single family and duplexes and then in this community unit plan that is in the City limits today, that is developed for single family homes. Further up to the north on the same side of Webb Road, there is church development and then up to Harry the commercial development. To the south about a quarter of a mile is the County’s maintenance yard. So there already is a mix of some nonresidential use along this corridor.

“This is the aerial photograph. You can see the gas compressor station here. Development under way to the west. This is to the east and this is the single family and duplexes across Webb Road. This is the preliminary plat that has been submitted and approved by the Planning Commission at this time. Four acres that we’re talking about for office uses is located right here. This is the KG&E electric easement. This is the pipeline easement and the gas compressor station is right here. You can see how it is encumbered. The intent is that the developer has an option on property here and with these easements and all is planning to do some kind of open space development which we are encouraging down there.

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“This is looking to the south. The tract that we’re talking about is along this hedge row, just north of the hedge row in this area right here. We’re looking now back toward the east which the tract that we’re talking about, the office tract here and the single family development would be surrounding it and more single family and platted areas further to the east. We’re looking now north up the road and that’s a church about a quarter of a mile to the north on the same side of Webb Road and now looking across Webb Road from the site at the single family duplex development that has occurred on the west side of Webb Road. Another side and now looking south and west across Webb Road. Back to the aerial photograph and the zoning map.

“The Planning Commission had no opposition from any neighbors. No one appeared to testify. The applicant did agree to the Neighborhood Office Zoning and the Planning Commissions vote was twelve to zero to recommend approval of Neighborhood Office Zoning subject to platting. I’ll answer any questions that you have at this time.”

**Chairman Winters** said, “Commissioner Schroeder has a question.”

**Commissioner Schroeder** said, “Mr. Chairman, if you please. Marvin, tell me again what exactly GO allows. I know it is office, but to what level?”

**Mr. Krout** said, “General Office permits offices and clinics. It also permits hospitals. It also permits high density apartments up to 80 units per acre. It allows hotels and motels. So it allows a broader range of uses. In some locations, that may be appropriate, near to an intersection where there is other commercial development in the area but in this area where it will be surrounded by single family, we thought the Neighborhood Office was a more compatible category.”

**Commissioner Schroeder** said, “Okay, all right, thank you Marvin. Thank you Mr. Chairman.”

**Chairman Winters** said, “Thank you. Marvin, do you know if there is anyone here who wants to speak to this?”

**Mr. Krout** said, “I’ve not seen the applicant here.”

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**Chairman Winters** said, “We do normally take public comment on this kind of item? Is there anyone here in the audience who would like to address the Commission on this item? Is there anyone here who would like to address the Commission on this item? I see no one.”

**MOTION**

Commissioner Schroeder moved to adopt the findings of fact of the Metropolitan Area Planning Commission (MAPC) and approve the zone change to "NO" Neighborhood Office subject to the condition of platting; adopt a Resolution and authorize the Chairman to sign; and instruct the MAPD to withhold publication until the plat has been recorded with the Register of Deeds.

Commissioner Miller seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**3. COMPREHENSIVE PLAN AMENDMENTS.**

**Mr. Krout** said, “This last item concerns amendments to the Comprehensive Plan. If you remember, the County Commission approved the Comprehensive Plan with the Land Use guide back in 1993 and in the following year, 1994, you supplemented that with the approval of the Year 2020 Transportation Plan. The Land Use Plan and the Transportation Plan are guides to land use decisions and decisions on public facilities for both Wichita and Sedgwick County. We’re required to have plans and maintain them in order to qualify for federal transportation funds. Also, by state law, in order to have subdivision regulations, you have to have an adopted plan.

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“State law also says that Planning Commissions are required to review the plan on an annual basis and that is what the Planning Commission has done in this case. It is real important, not only for you, but for members of the public, for developers, to have a current map and a current idea about where they think development is heading and so we thought it was especially timely to review and update the map that indicates where services are going to be provided and where development is expected in the future.

“The Planning Commission completed their mission and voted to send you a package. You have that package. There are three parts to that package. The first part is not really an amendment to the Comprehensive Plan, it is called a status report. The status report comments on all of the goals that are in the Comprehensive Plan and where the Planning Commission felt that good progress has been made and where they think that little or no progress has been made. That will help them guide their activities and their discussions over the next year.

“Parts two and parts three are really the amendments to the plan. Part two contains recommended strategy changes, recommendations to changing or adding to the goals and strategies that were in the 1993 plan. They have basically recommended some rather minor amendments. They wanted to further stress the need for communication with members of the public and interested parties in all the planning process and possibility for using surveys as a technique. They also just updated the strategies to note the need for updating items such as the fact that there no longer a WI/SE group and there were references to WI/SE in several places in the Comprehensive Plan in 1993.

“The third change represents the recommended map amendments. These are basically needed to make some corrections that we discovered where technical errors in the maps that were prepared and produced in 1993. There have also been a number of changes, some of them fairly major changes, development decisions that both Wichita and Sedgwick County have made in terms of zoning, in terms of extending utilities, or extending transportation in areas where ways that had been anticipated back in 1993. We had anticipated producing a new map at this time that would have the updated information. We think it is important to members of the public who come in and ask us, how is this area going to develop, to be able to give them the most up to date information based on decisions you’ve made and the City Council has made. So the map changes are fairly detailed centering around intersections to show you some of the corrections and the updating that has occurred. The Planning Commission reviewed that.

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“They had a public hearing as required by State law. We sent over a hundred notices to other governmental agencies, to interest groups throughout the County. There was only one party who appeared at the Planning Commission hearing and you have the minutes of the Commission hearing. That party was a representative of the home builders industry. He did not appear in opposition to any of the amendments that the Planning Commission was considering but only to comment on several items that he wanted to be sure the Planning Commission discussed in the future that he considered of interest to the development community and the Planning Commission assured him that they would be discussing those items in the future.

“Based on the review that their Advance Plans Committee had done and the public hearing, the Planning Commission voted unanimously to recommend approval of these amendments and I’m here to answer any questions that you have at this time.”

**Chairman Winters** said, “Okay, Commissioner Miller has a question or comment.”

**Commissioner Miller** said, “Thank you Mr. Chairman. Good morning Marvin. Under Section One, it being a status report, it speaks to somewhat I would call successes or strategies that are currently being implemented, such as the new Unified Zoning Code, Park and Open Space Plan, the downtown development and water supply initiatives, and in fill housing. Now with the strategies that have seen little or no progress at all, are those ongoing concerns and issues that we continue to speak to or do they just fall off the side of the earth?”

**Mr. Krout** said, “I think that’s what the Planning Commission is going to talk about over this next year. I think that in some cases there are issues that need to be revisited. Maybe there are some good reasons why no progress was made on it. I know one of the recommendations in the Comprehensive Plan was to look seriously at an agricultural zone for the rural parts of the County. We did that and you did that over the last year and so I think there are good reasons why no progress has been made in that case and maybe that is a goal whose time has come and gone. I think those are the kinds of issues that the Planning Commission will be revisiting over the next year. We’re at a point where we actually need to begin to look at a more serious update of the Comprehensive Plan. We’re required every five years to have an updated plan by the federal transportation agencies. So that means that in 1999 we have to have a plan on the books.

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“This last plan took over three years before we got the governing bodies to vote to approve it, so that means we need to hope that we can do it in less time this time but we also need to know that there is a lot of public input into that process and there is a lot of research that we need to do. The last plan was done on research that was collected in the late 80's and 1990. So a lot of the information is five, six, seven years old now and does need to be updated. That's what we plan to do over the next year and also to develop a citizen involvement process that we can use then in the following year to be able to actually go through a major update of the plan. That's when I think more seriously some of the issues about what have we accomplished and not accomplished will happen. It will happen in the context of some broader citizen involvement process, not just the Planning Commission.”

**Commissioner Miller** said, “Thank you. Thank you Mr. Chairman.”

**Chairman Winters** said, “Thank you. Just following up on that same thought. Are you saying that we need to start a major kind of relook process in '97 or in '98?”

**Mr. Krout** said, “I think the Planning Commission will begin to discuss some of the issues. We will begin to put together some of the basic information that we need to on trends and projections, so I think in terms of coming back to you with any major changes let's say a year from now, I think that would be premature. I think that what we will do is define the issues and find a process for involving the community in the update the following year.”

**Chairman Winters** said, “Okay, thank you. I appreciate that and I think it is, I agree, it is time to really take another serious in depth look. I think it has become a very useful tool and I think we need to become more convinced that it is the right tool in which we want to see certain areas go. Again, I think it is a good tool and I think now that we've had it in place for a while that we probably understand it a lot better and I think we can refine it to make it a lot better than it is now. Commissioner Schroeder.”

**Commissioner Schroeder** said, “Mr. Chairman, if you please. Marvin, I was looking at the information that you sent over to us, the amendments. Tell me a little bit about the maps in the back, what they are actually depicting to me when I look at them. It obviously talks about growth. What exactly should I be seeing in these?”

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**Mr. Krout** said, “Generally, that is where developmental activity and Commercial Zoning requests occur is somewhere around the intersections. Hopefully, they don’t spring up all along every road, but that is generally where your activity and your cases occur, somewhere near the intersections. So we concentrated on those in terms of reviewing those, looking at whether our current map, and this is the large map of the metro area and the County is accurate and reflects the zoning that is in place, the uses that are existing, which sometimes isn’t exactly the same as the zoning, but the uses that seem to be appropriate uses. In some cases, we’ve done neighborhood plans, like in Plainview and the near northeast area, that reflect a better, more careful look at the land use and the zoning picture. So we’ve identified some changes that need to be made. In a number of cases we’ve made zoning changes. The City or the County have made major zoning changes in a number of areas, Greenwich and 21st Street has a much different picture than it did a year ago even, or K-42 and Maize Road, the whole K-42 corridor we’re seeing more development in that area. So the intent was to bring a lot of the decisions, over three years you’ve had many zoning decisions you’ve made, some of them very extensive, to try to bring that all into focus and to give people a clearer idea and to magnify that map for some key intersections so that people have a better idea about what the land use pattern is that has been approved. When you make zoning decisions, you are making policy and basically we’re trying to reflect that in the plan.”

**Commissioner Schroeder** said, “So in the future, you’ll be going back and looking at these intersections again and again to see if actually this is taking place, what you have predicted. If it isn’t, you make adjustments or if it is more than what you anticipated you make adjustments.”

**Mr. Krout** said, “That’s right. We want to print an update of that three year old map and we want it to be as accurate as possible this time. Another problem that we had with that map for instance is that the map, because it was a generalized map, did not show the commercial at every intersection. So we wanted to do things, first of all have the supplementary information to tell people here is really the picture of what the zoning and the land use pattern is that’s been established for this corner. In areas even where we haven’t established it necessarily by zoning, to indicate likely commercial areas are going to happen. On the map we’re planning to put and we showed the Planning Commission how we would do this, show circles at arterial intersections indicating likely commercial development and also have a note at the bottom of that map that says that this is a generalized map because we had people look at that map and say well it says, remember the discussion about a year ago about commercial free zone, well some people looked at that Comprehensive Plan map and they say that we hadn’t designated any commercial west of Maize Road.



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“It was all kind of painted yellow for low density residential. Now if you looked at the text of the plan you would have seen commercial development is appropriate at arterial intersections, but if you just looked at the map as some people did, then they presumed that there would be no commercial development west of Maize Road and any request for commercial zoning was contrary to the Comprehensive Plan. So those are the kinds of misconceptions that we want to clear up in this new edition.”

**Commissioner Schroeder** said, “Thank you. Thank you Mr. Chairman.”

**Chairman Winters** said, “Thank you. Commissioners, are there any other questions concerning the Resolution to amend the Comprehensive Plan? If there are no other questions or comments, what’s the will of the Board?”

**MOTION**

Commissioner Schroeder moved to adopt a Resolution amending the Wichita-Sedgwick County Comprehensive Plan as recommended by the MAPC.

Commissioner Miller seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**NEW BUSINESS**

- E. PRESENTATION REGARDING PRACTICAL INSIGHTS INTO THE EVOLVING JUSTICE AND PUBLIC SAFETY SYSTEM IN SEDGWICK COUNTY.**

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**Mr. Daniel T. Brooks**, Judge, District Court, Eighteenth Judicial District, greeted the Commissioners and said, "They say five minute limit. I sort of asked for ten and I don't want to talk awful fast so I'm assuming will . . . "

**Chairman Winters** said, "Well, we're not necessarily considering you a public inquiry Judge Brooks. We're considering you a presentation and we're wanting to hear what you have to say."

**Judge Brooks** said, "Thank you. It is good to be here. Thanks for the place on the docket. I've been meaning to come down and see you for a long time and I figured there was lots of time but now it appears I'm going to turn into a pumpkin along about January the 12th so before that happens I thought I'd better come down and say hello.

"Some of you have heard a little bit of this on the stump. My standard is that gee I've got good news and bad news. The good news is that you have good people working for you, especially in the County but even in the City, the Wichita Police Department. The thing I will miss most about my job is working with the people in the jail system, in community corrections. There are good people there and they're working hard. Nothing I say here is a criticism of them, it is the peripherals that keep them from doing the job that I'm here to talk about.

"The bad news is that public safety, crime, is still a growth industry. I don't care what the temporary numbers are on the felonies. In fact, the long term situation is going to get worse for the foreseeable future. We have essentially bulldozed the village that helped us raise our children and we're going to, you and I, are going to cope with the consequences of that until we can reorient the whole society. It is part of a larger job we all have. We're going to be getting more customers locally, we're going to be getting less help from the State. You know that. They're pushing it back down on us. We are going to evolve here over the next ten years a local correctional system, full fledged. In fact, it is really already in place. The State is going to make us do the work and we're probably going to get less help. We're going to get unfunded mandates or what looks an awful lot like an unfunded mandate. To that last bit of bad news I say in a way good. Okay? It will be a local problem. I gave you a copy of a domestic violence piece I did which focuses mostly on the City but many of the considerations apply. I'm not going to go over it all again with you.

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“Our problem is, and first of all, local, these minor crimes are by far the most important in establishing community safety. Felonies sort of take care of themselves. We send them off to prison. There are 100,000 people affected every year by these minor crimes. Most people get their impression of how well the system is working from things that never rise to the level of felonies. Domestic violence, things that make you feel unsafe in your neighborhood at home, not just an accident, but something like boy this guy is here every day beating his wife and what you are going to do, things like that. So this is extremely important. I think excellence in the public system is not only possible, it is becoming necessary. I think this time of stress is an opportunity to discover ways of doing it without simply adding money to the process, especially while the jail is not yet in place.

“I want to digress a little bit and go from the very general to the specific. I want to talk about cooperation and how I use it and what I mean by a cooperative local correction system. Apparently, there are people studying cooperation all over the country and there was one study done at the University of Michigan in about the 1970s. People studying cooperation have a thought problem they use called the prisoners dilemma. It assumes two people are caught by the police, they’re being held in a separate interrogation room. They’ve committed a very serious crime but the police only have enough evidence to convict them of a lesser crime. So, if one of them sings, he gets the plea bargain and walks free. The other guy goes to jail for the most serious crime. This guy gets five points, this guy gets none. If they just keep quiet and cooperate, they both go to prison for a shorter time for a less serious crime. The scoring is three points each. If they both sing, they both do quite a bid of time, they get two points each.

“This professor at the University of Michigan says to a bunch of think tanks around the country, you wonder who these people are, I don’t remember but it’s like the CADO Institute and the Massachusetts Institute of Technology. Submit a computer program that will score the most points in an unknown number of repetitions of this prisoner’s dilemma. It is like a computer chess tournament. The amazing thing is fifteen entities, not only figure out a system to play the game, but they also have somebody program it. We’re talking about thousands of dollars of programming time and you wonder who has time for this, what do they do for a living? But in any event, they submit them and they do a round robin tournament and you play every other program and you play your own program and you play a preserve program. The winner in the first round is the simplest program submitted, it is called tit for tat. Tit for tat is about that long and on the first turn it cooperates and on every turn thereafter, it does to the other side exactly what the other side did to it on the previous turn, without exception.

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“So they’re is nothing to it, but it somehow one so the professor publishes the results and they have apparently quarterlies and things where it is published and asked for resubmissions because there were some sophisticated programs that looked like they had a chance to really go some place with this.

“The next time, it is fairly amazing, they get sixty entries from all over the world. You wonder who is looking at this stuff, who are these people, I don’t know. They get sixty entries, they run the tournament again, and the winner this time is the unmodified simplest program submitted, tit for tat. Well they don’t know what to make of this. So they said let’s start doing eliminations. Let’s drop off the bottom two each time. They do and the first group to go are the sheep. Everybody knew they were going, they were dumb, they were giving out points to everybody. The next group to go, to fall out of the world, were the predators. The predators weren’t living on tit for tat, they’re living on sheep and when the sheep become extinct, the predators are the next group to go. It becomes clear that tit for tat is going to take over this universe. They start doing the math, crunching the numbers, and they discover tit for tat will take over any possible universe we can design. It is going to do everything. What’s happened? They therefore, by math, proved the rules for cooperation and you already know them. Number one, be cooperative. Number two, be retaliatory. When somebody dumps on you, you dump right back on them, instantly. Number three, be forgiving. When they stop dumping on you, you stop dumping on them. Otherwise, you’re going to lose points forever as you get locked in this thing. Number four, be simple. If the other side cannot understand what you’re doing, they’re going to think you’re trying to fool them and they’re not going to cooperate. Really it becomes clear, there is a fifth rule, which is really more important than all the others. It is to foreshadow the future. If it is a one turn game, there is no point in cooperating. But if you don’t know how long it is going on for, or it is going on for a long time, then these mechanics of cooperation start to evolve all on their own and most of the study is, gee does this work in the real world? The answer is that it does. It works with one cell animals. Cooperation evolves, intelligence plays little or no part in this. It works for instance, in World War I, where you did routine search and avoid missions. Don’t patrol over there, why not? Well the Germans go over there this time of night and people will get killed. Don’t go over there. Why not? Well, Germans shell that position every day at 4:15. Well, why? Well, if they change their barrage, we change ours and people get killed. It was all the high command could do for a couple of years to figure out how to get the troops to fight. Peace broke out in the middle of a war. That is why any correctional system we have locally should be, when I use the term cooperative, I mean all five of those things. Foreshadow the future, be cooperative, be retaliatory, be forgiving, be simple, okay? It works.

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“The other thing is an overriding situation that I would apply to everything. I have found that specialization is essential in public work. I believe it is the case. We tend to use private business and profit driven, in public work, one person doing one job with excellence is what it takes. For instance, and I respect and admire these people. Sheriff Hill is a good example, he is a first rate law enforcement officer. He is a competent jailer. His priority for things like court guards and marshals’ work trails off, so he is not particularly focused on those jobs and they get lower priority and those are vital to a cooperative system. Similarly with Ms. Foulston, who I admire as a prosecutor of felonies and a competent administrator of her office. When you get down to things like probation violations, which is where in local things, retaliation is important. What you do is far less important. That is not a priority for her, okay? So I think it should be in general you want to get one person or one office and give them one task.

“A third general consideration is whatever we may say about other things, never forget that the jail is the keystone of your local correction system. Think of it as a carrot and a stick. Without a stick it does not work, absolutely. The two go together so it is vital that you have jail space. I say that, the second consideration with the jail is it is not an oubliette folks, it is a tool. We need this. We don’t want anybody sitting over there because, and I’ve done it myself, it happens all the time. They’re sitting over there taking up space because I’ve forgotten about them. We don’t want that to happen. Getting that cooperative. It is vital we have the jail but it is equally important in this time of stress is a time to work on it, it is equally important that when that jail has served your purpose as your tool, you get them out of there and have them going to some other more appropriate setting, okay?

“Talking about the stick and this we get the specifics that you can do today and I don’t think spend a great deal of money on it. It is absolutely vital that we have a unified information system for this entire County. One where the City and the County cooperate with each other. As I pointed out in the article, the City is getting ready to modify its computer system. The County is getting ready. Computer system modification changes will come with the new jail. If you don’t do anything else in the world, and I realize it is easier said than done. Its like having the Protestants and the Catholics get together and say oh yeah in Northern Ireland. Get a good computer system. I know there is a long history and that bitterness is possible, but we’ve got to find a way that we’re all on the same page because that is the worse thing for conception of justice is that the left hand doesn’t know what the right is doing. If I have to, for instance, Gary Gourp and I had one guy, just one guy and I had him in jail and Gary had him in jail. Gary is a Municipal Court Judge.

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“Gary didn’t know that I had let him go to Residential Community Corrections and so the guy got forgotten, sat in the jail, went out of County for six or seven weeks. If Gary had known he could be put in Community Corrections, we could have had him in Community Corrections and maybe even had him working out on the streets. By the way, he’s a nice guy, he just won’t show up for court. You establish a cooperative relationship with him. He doesn’t need or deserve six weeks of jail bed and being transported all over the County. If Gary and I could just cooperate, be on the same side. I think again, cooperation is going to evolve within the justice community if we communicate. That’s why I think that’s number one.

“Number two is more of a carrot item and I think this is the second most important, but vital and I don’t think it would cost much more money, but having one person and I don’t care if it is secretarial level, but somebody invested in it. Who I would call a community resource coordinator. As a judge sitting on the bench, I find in four years I have barely scratched the surface of both the governmental and non-governmental, private sector, niches and places there are to put people. It takes me weeks to sort of fumble around and reinvent the wheel. If we had a user friendly data base, and again, that is easy to say and hard to do, the judge could look at and say gosh, I’ve got an alcoholic, he seems this, he seems that, maybe even this person would have a 911 function and call them up and say hey Jody, here is the person and she’ll be sitting here and say oh yeah, how about here. Something where we start to use the technology coupled with a person whose job it is to get this array of things, the carrot for our stick. The stick doesn’t do any good at all unless you have something these irresponsible people can start to exercise responsibility.

“I’m in jail, can I get out? What are you going to do? Well, I don’t know. Well, how about you find something? Well, how do I do that? How about you get a GED, and we’ve already started to evolve this. Larry Redlinger is one of my heroes over in the jail. He has a little GED program that works. There are lots of things. I don’t know if they should be part of the jail, I think it is a parallel system to the jail so that every person in jail on day one you get booked in, and on day two you would have an orientation course and you would essentially go through something a lot like a college catalogue, so you would be forced to be aware of your options.

“It would be simple to do, relatively inexpensive, far less expensive than a whole bunch of jail space, which by itself is a bad deal. If you just go stick, you’re setting yourself up for a new stick ten years down the road.

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“If you start to evolve a real correctional system, and I don’t think there is one really, that is highly cooperative, highly reactive, where you miss a day in court, someone is out looking for you and everybody knows it. I don’t care if we catch everybody, I just care if we have a highly reactive system, which is a substitute in law for proactive. In law you can’t be proactive, you can’t do anything until he’s done something and been convicted of it. Our problem is with people we’ve already convicted and we can react to them like that. There is no reason for all this delay which is a failing with the judicial system. With a judicial system that is concentrated mostly on trying felony cases. With the community resource also, we’re evolving here and you guys know this, a regional correction system too. We should be willing to cooperate with other counties. I routinely have people go to drug and alcohol programs in Newton. We send people out of county to jail, but there is no AA program in the jail, which is one of the things well, you know, can I get out of jail? What have you been doing over there. Well, nothing. Have you been to the AA program? I’ve been out of county, there isn’t one. You’ve got to have that stuff and it is cost effective.

“I’ll close up. Fourth, and then we get into money and legislation. More complex. I think there should be a night court. To make it work on the numbers and the facilities, it probably would have to be jointly City and County. That’s going to take some legislation. It would be primarily a place where drugs and violence at the misdemeanor level were addressed right away, not six weeks from now, not six months from now, now. You get arrested for domestic violence, or any violence on a probation, man you are going downtown with the cop and we’re not having any more of these delays six weeks from now because those are things, probation violations, bond violations, we can act on now. Hey, here is a lawyer standing here, talk to him for a minute. You can be on the docket for your new case for six weeks from now, but on your bond violation, your probation violation, sorry pal, it’s all over, things happen now. I think that saves a great deal of money in the long term because a lot of cases, once your gone on the probation violation. I’m going to be in jail anyway, maybe I can just . And a lot of it goes on. Once they are already in jail, the incentive to plea and run amuck goes very high.

“I really think that in the very long term, that we probably should have a unified City/County court system to deal with the misdemeanors and traffic. The District Court Judges are never going to pay enough attention to do a good job on it. If you want a good job done, and I think doing that good job is the most important single thing in public safety, then you’re going to have to get people who think that’s their job, that’s what they do. Yes, what I do is DUIs. What I do is bond and probation violations. That’s my career, that’s what I signed on for and here are the numbers I keep to prove it. I’ll stop now.

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“I’ve taken more than my time. I appreciate yours and good luck. I’ve enjoyed working with you all. I think you’ve got the best jobs in the County and do pretty well at it from all I can see. Nobody has bothered me or hit me with a stick anyway. Thank you very much.”

**Chairman Winters** said, “Thank you Judge. Commissioner Schroeder has a comment or a question.”

**Commissioner Schroeder** said, “Before you leave, you’ve given us a lot to think about, but the issue that got my attention was the one regarding what we can do to get people out of the jail that don’t need to be there. If you don’t mind, before your departure from the bench, if you could put your thoughts down on paper and send that to us, I would really appreciate it. I think those are the kinds of things that we as Commissioners need to find. We can keep building more beds, but if they’re not being used properly because of a system break down, we need to know where to fix the system. We only have so much control because we realize you guys are inundated. If we could help in the process, we’d be glad to. I know we all would be.”

**Judge Brooks** said, “My thoughts are, and I’ve thought again and again about how to get the judges to pay more attention to it. That’s what you’ve got, a resource, and you’ve got to get people to pay attention to, people with enough power to do it. Given the current structure of the judicial system, which is why I am here to try important felonies cases. Then the rest is sort of a well, I’ll get to it when I can. I thought a lot about that and that’s why I think under the current system, you can’t have an independent judiciary, which you have to have. It is a balancing system. They’ve got the power over the jail so it is a two part problem.”

**Commissioner Schroeder** said, “Is there somebody in the court system that actually looks at the list of these prisoners everyday or is that just dependent upon the judge?”

**Judge Brooks** said, “It is absolutely individual to 25 judges, absolutely individual.”

**Commissioner Schroeder** said, “So if they get busy, that’s not a priority.”

**Judge Brooks** said, “It is my opinion, that supervising my probationers, it the most important single thing I do. Yet, I don’t think that is shared by half a dozen judges. By law, you can point to, no I’ve got to try cases. So that change of mind, as I’ve thought and thought of ways to do that and essentially all I’ve earned is the animosity of the club, okay?”



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**Commissioner Schroeder** said, "I'm just thinking, even if it frees up 25 beds, that is something . . ."

**Judge Brooks** said, "There are things you can do. In other words, any system you design, you design it, a judge will do things that are there already. If you came in in the morning and your computer was beeping at you and said, what about Joe Jones, he's ready for this, and the judge will gladly say sure, I'll check that box and sign that thing. But that is the level of commitment that you can depend on. It varies from judge to judge. Some are good, some are . . . but all would do it that way. That's what you get to, somebody like this resource coordinator. Somebody whose only job in life is to do just what you are talking about, just to tee it up with the judge. The judge still has the power, but by and large, if you tee it up in that way, a judge would do it. My fault, and I have them, I'm not the best at this by a long ways. There are judges who are really systematic and very good at it, but it is remembering to do these things. You get in a hurry and . . ."

**Commissioner Schroeder** said, "I like that idea and I think we need to pursue it. If you can send us some of those thoughts of yours in writing, I would really appreciate it. Maybe we can try to pursue that with the judges and see what we accomplish."

**Judge Brooks** said, "I think the judges will cooperate on anything, but counting on them to spend attention to devise it or have that be their main focus is not operating in the world that I've seen."

**Commissioner Schroeder** said, "Thank you Judge."

**Judge Brooks** said, "Thank you again folks."

**Chairman Winters** said, "Thank you Judge."

### **MOTION**

Chairman Winters moved to receive and file.

Commissioner Schroeder seconded the Motion.

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

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**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, "Thank you very much. Madam Clerk, we're going to call Item F. We're going to do the two items under Item F and then at the conclusion of that, we'll take a short break. Call the next item."

**F. RESOLUTIONS (TWO) REGARDING BRIDGE IMPROVEMENT FINANCING.**

- 1. RESOLUTION DECLARING IT NECESSARY TO CONSTRUCT IMPROVEMENTS TO EXISTING BRIDGES IN THE COUNTY, THE COST OF WHICH DOES NOT EXCEED \$250,000 PER BRIDGE, AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY (\$1,657,300) TO PAY THE COSTS THEREOF.**

**Mr. Joe L. Norton**, Bond Counsel, Gilmore & Bell, P.C., greeted the Commissioners and said, "After reading the caption, I'm not sure I have anything else to say. The first item, state statute provides that under certain conditions, where the County Engineer has recommended that certain bridges are no longer adequate to meet the current demands of traffic, you have the ability to make certain findings and if the cost of those bridge improvements, if the County's portion is less than \$250,000 you have the ability as a Commission to authorize the improvements to be made and to finance the same with General Obligation Bonds of the County. The Bureau of Public Services, Mr. Spears, has recommended sixteen such bridges be placed in that category. The aggregate cost of which is \$1,657,300, based on his estimate. The Resolution before you would make the findings necessary and authorize those improvements to be made and to be financed with General Obligation Bonds of the County. Mr. Spears and I would be available to answer any questions that you may have."

**Chairman Winters** said, "Thank you. Commissioners, you've heard the explanation, what's the will of the Board?"

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**MOTION**

Commissioner Schroeder moved to adopt the Resolution.

Commissioner Hancock seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

- 2. RESOLUTION DECLARING IT NECESSARY TO CONSTRUCT OR MAKE IMPROVEMENTS TO BRIDGES IN THE COUNTY, THE COST OF WHICH EXCEEDS \$250,000 PER BRIDGE, AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY (\$1,334,700) TO PAY THE COSTS THEREOF, AND AUTHORIZING THE PUBLICATION OF THE RESOLUTION AS REQUIRED BY LAW.**

**Mr. Norton** said, "The second portion of the annual bridge program are for bridges which exceed \$250,000 for improvements. Sedgwick County has a special statute adopted by the legislature that authorize these improvements to be made and to finance the same with General Obligation Bonds of the County, provided that the cost in any one year does not exceed \$3,000,000 and further provided that if the Board of County Commissioners determines that it is advisable to proceed. It will adopt a Resolution declaring the intent to finance the same in this manner which is required to be published once a week for two consecutive weeks. This provides for a thirty day period in which citizens may file a protest to such action. Again, Mr. Spears has identified four bridges which meet this criteria to be improved.

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“They are: on 55th Street South, between 295th and 311th Street West; on 375th Street West between 21st Street and 29th Street North; on 135th Street West, between 93rd and 101st Street North; and on 183rd Street West between 4th and 13th Street North. The aggregate amount of \$1,334,700 based on estimates. The Resolution before you would declare an intent to make these improvements and finance the same with General Obligation Bonds, subject to the publication and protest requirements of the act. I would be available to answer any questions you may have.”

**Chairman Winters** said, “Thank you. Commissioners, are there questions or comments? If not, what’s the will of the Board?”

**MOTION**

Commissioner Hancock moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Mr. Norton** said, “Thank you. Have a pleasant holiday.”

**Chairman Winters** said, “Thank you Joe. We’re going to take about a ten minute recess.

**The Board of Sedgwick County Commissioners recessed at 10:30 a.m. and returned at 10:45 a.m.**

**Chairman Winters** said, “I call back to order the regular meeting of the Board of County Commissioners, November 27, 1996. Madam Clerk, call the next item.”

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**G. COUNTY COUNSELOR'S OFFICE.**

**1. RESOLUTION AUTHORIZING THE PUBLIC SALE OF A BUILDING LOCATED AT 1934 NORTH RIDGE ROAD.**

**Mr. Rich Euson**, Acting County Counselor, greeted the Commissioners and said, "The first Resolution, we're asking your approval on, would authorize the sale of a residence at 1934 North Ridge Road. You will recall that this matter was before you on October 2, for authority to sell these by public sale and we received a bid on 2000 N. Ridge Road in the amount of about \$3,188, which the Commission accepted a couple of weeks ago after it went through Bid Board. We did not receive a bid on 1934 North Ridge Road and so the statute requires us to come back before you and have you authorize its sale by negotiation. The process now would be that the Resolution that we have prepared would authorize the Purchasing Director to get on the phone and call around and get the best price obtainable for the property and that's what we are asking you to do at this time."

**Chairman Winters** said, "Okay, thank you. Commissioners, is there any discussion?"

**MOTION**

Commissioner Gwin moved to adopt the Resolution.

Commissioner Hancock seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

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**2. RESOLUTION AUTHORIZING SALE OF UNREDEEMED REAL ESTATE AFTER TAX SALE.**

**Mr. Euson** said, "Commissioners, the second item is a Resolution that is presented to you every year that authorizes the beginning of the tax foreclosure process on real estate on which taxes are due. This is a standard form Resolution and you are required by statute to begin this process and I recommend that you adopt the Resolution."

**MOTION**

Commissioner Miller moved to adopt the Resolution.

Commissioner Hancock seconded the Motion.

**Chairman Winters** said, "We have a Motion and a second, is there any discussion? Commissioner Schroeder."

**Commissioner Schroeder** said, "Mr. Chairman, just nothing directly related to this action, but related to the issue of unredeemed property. Rich and I were talking last night, and some time ago I remember the Board of County Commissioners having a conversation about creating a property bank. Do any of you recall that issue? It's been a couple of years ago, but the idea was that certain properties that had value that could be put to good public use or to help people with finding homes and that sort of thing. I don't remember all the conversation, I just remember the idea of a public property bank that the Board of County Commissioners could use. Does anybody remember that conversation? Do you Bill?"

**Mr. William Buchanan**, County Manager, said, "Commissioner, there was some discussion in legislature about creating for economic development purposes some sort of a bank of property that could be used from the public sale. That's about as much as I can recall and that may be inaccurate. We'll go take a look at that and I'll try to find that."

**Commissioner Schroeder** said, "It just kind of dawned on me when I was reading through my agenda and I saw that and was talking to Rich. I just remember a conversation, but I do not recall the details. But some of it, if I recall, made some sense because it could be beneficial to what we do and I just would like us to find those notes if we could and discuss that."

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“I know a lot of this property goes for ten cents on the dollar, sometimes even less than that and maybe there is a better way we could protect the taxpayers because obviously the taxes on a lot of these are much higher than what they get out of the property itself, the unpaid taxes. I don’t know, I just remembered the conversation and thought I’d bring it up. Thank you Mr. Chairman.”

**Chairman Winters** said, “Okay, very good. Thank you. We have a Motion to adopt the Resolution, any further discussion? Seeing none, call the vote.”

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**H. CONTRACT RENEWAL WITH DAVID M. GRIFFITH & ASSOCIATES, LTD. WHEREBY THE CONTRACTOR WILL DEVELOP THE COST ALLOCATION PLAN AND THE ANNUAL JAIL RATE STUDY FOR SEDGWICK COUNTY BASED ON 1996 FISCAL YEAR COSTS.**

**Mr. Marty Hughes**, Grants Manager, Accounting Department, greeted the Commissioners and said, “This morning, we have for your consideration, a renewal of a contract with David M. Griffith & Associates. Since 1992, they’ve been preparing our indirect cost plan in our jail rate study and we feel that they’ve been doing a very good job with it. The initial contract was for 1992, 1993, and 1994. We had two option years. The first option year, 1995, you approved last year and this year we’re asking you to approve the renewal for one more year, 1996. Like I say, the staff and the management are real pleased with the work they’ve done. They do indirect cost plans for a lot of governments here in the State of Kansas and across the nation and we’d like to recommend that you approve this renewal.”

**Chairman Winters** said, “Thank you Marty. Are there any questions? If not, what’s the will of the Board?”

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**MOTION**

Commissioner Schroeder moved to approve the Contract renewal and authorize the Chairman to sign a letter of notice to renew.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**I. DEPARTMENT ON AGING.**

**1. OVERVIEW OF KANSAS SOCIAL AND REHABILITATION SERVICES PROGRAM TRANSFER TO AREA AGENCIES ON AGING AND KANSAS DEPARTMENT ON AGING.**

**Mr. Doug Russell**, Director, Department on Aging, greeted the Commissioners and said, "I have a few overheads that I wanted to present an overview with. Sometime ago, I had talked to the Commissioners and staff about transfer of services from the SRS (Social Rehabilitation Services) to the Department on Aging through the area agencies on aging and the impact that would have on county governments, specifically in Harvey, Sedgwick, and Butler County for us. So what I wanted to do was to talk about that today. My staff, knowing that I'm long winded, was kind enough to build this presentation, so I think it is going to keep me fairly close to the track of what we need to talk about. There is an immense change in the base of long term care services for elderly in Kansas. There is also an immense change for the physical disabilities community. This briefing will focus on the elderly.



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### **SLIDE PRESENTATION**

“SRS has been studying how they do business for many years and a year ago they put together an initiative which was done through a strategic planning model. I really applauded. It went about setting up maybe a dozen study teams across the entire state involving home health agencies, area agencies, SRS, nursing facilities, you name it. There were 80, 90, or 100 people, depending upon the count, who were involved in doing this. The bottom line is we recognized for many years that access to aging services in Kansas is somewhat confusing to the average consumer and their family. The road sign I think indicates it. You might get services through the SRS if you met the proper income guidelines and their frailty criteria. You would come to, for example in this case, CPAA (Central Plains Area on Aging) or the County Department on Aging, which I’ll tend to use interchangeably, if you wanted Senior Care Act or you wanted mill levy funded programs that do many of the same things but with different eligibility criteria. KDOA (Kansas Department on Aging) is basically the dotted line boss that we have as area agencies on aging in the State and there are eleven area agencies on aging of which we are the largest in Harvey, Sedgwick, and Butler County through Central Plains Area Agency.

“Essentially, we just listed examples of who customers would run into contact with, trying to reach the system and get into aging services. SRS handled what they called home and community based services. They redesigned that and I’ll talk about that briefly. Kansas Department on Aging basically did Older Americans Act, then Senior Care Act, then federal and state funded programs from elderly folks over the age of 60, though most of them over 60 aren’t elderly and they don’t consider themselves that way. Area agencies on aging had a myriad of state, federal and locally funded programs, but not the SRS piece. Nursing facilities, that was another link and then there are literally hundreds of providers within this that may be the only contact these folks have and so they would call them and begin this maze to find services.

“So what’s caused this change? SRS realized that with 10,000 employees, it is the State’s largest entity, it was time to look at how it does business. With a \$230,000,000 and growing long term care budget and by that we might say expenditure, because budget was never that much, we had a runaway train and it is not unlike other states, most other states, you hear about welfare reform, you hear about Medicare, Medicaid cuts, this all ripples out of that. SRS made a decision over the last year using these teams to privatize much of what they do. What they did as a result of that is, frankly begin to cut direct care staff.

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“In the past, the services you would receive through us in the future, you would have been receiving it generally through SRS employees who were direct care staff who would come into your home, help you take a bath, cook a meal, get to the bathroom, clean up a little bit, cook you a meal a couple of times a day if they had to, to frankly keep you living there. One thing I wanted to point out is, the SRS criteria was the people they took care of and the people we will receive as clients after January 1, and I’ll show you how that happens, were nursing home eligible. They’re very frail. They’re not rich. There is a definite correlation between, I don’t care if you have money, there is assumed correlation between poverty and frailty and it is just the norm of what we find in this world.

“One stop shopping became important. People got tired of being run all over. SRS knew that, we knew that, and so we’ve been working for many years trying to improve that. Increased customer choice is something that everyone agreed was important, not just in terms of choosing a provider, but in choosing services that would keep them in the community. There was a welfare stigma attached to SRS programs, whether it is correct or not, the stigma was there. SRS knew it, we know it, and it is just this thing I worked my whole life, I can’t help it, I’m frail and I don’t have enough money as I get really old and I get myself in trouble and can’t seem to do things alone, but I don’t want welfare. The bottom line is cost savings. We cannot continue to have a budget that runs away at the state and local levels that is way beyond what the resources of the taxpayers can stand.

“This is a Dave Gleason chart, I love it. It basically, in a nut shell, shows the simplicity of what happened. After literally a decade or more of debating should all aging services go to SRS or should all aging services go to Kansas Department on Aging, what should be the role of the area agencies on aging and of County aging departments? The decisions over the last twelve months were made. Two things happened, one is SRS completely redesigned how they are going to do their services and made it privatized, made it where we will go out and they will literally get rid of direct service staff and we will be giving the business to the very people we work with every day through a competitive bid process and signing them up. The legislature put the other piece of this puzzle into place and in Topeka last year, they passed House Bill 3047 by all but about four votes and then a very fast, I think it was like four days, it went through.

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“So January 1, the new SRS system starts. By July 1, it is a done deal handing it over to the area agencies on aging and the Kansas Department on Aging. So the bottom line is we’re going to be able to go from this myriad of systems for the first time to where through your local government, through area agencies on aging and your county, you’ll be able to reach us with a single phone call. Then it is our job to figure out which programs you fit in that we manage. It is not your job, which has been some of the problem with the past.

“It is really about case management, because the only direct service that we will be providing as the County Department on Aging, or as the area agency on aging is case management. Why that is important, however, is that our case managers will spend every dime of the money that will go from the providers to the SRS through Blue Cross/Blue Shield and then back to the providers in the form of payments. Our case managers will work with clients, offer them choices. An example of how that works on choice, by the way, is when we started our Senior Care Act four years ago we had five contractors. Before that, under the mill levy, we had one. This market has opened up so dramatically over the last couple of three years, we now have seventeen contractors under that system and many of them will be the same contractors who deliver these services under this funding stream through Medicaid. But what it is going to do to us is it is going to triple our clients. We envision that in Sedgwick County we’ll be handed 500 clients across the tri-county, probably we’re using the number 580, it could be as high as 700, because there are subsets that I won’t get into but I’ve even figured out who is eligible under this program.

“Our budget is going to more than double in terms of the responsibility that we will have to serve people over the age of 60 and 65. What we did is designed a conservative system that instead of having five case managers and then hiring another eighteen or twenty, which is about what this system would have required, is following the privatized model and being modular. Is our staff designed a system that will allow us to go to thirteen case managers, which increases our need for case management by eight case managers and that is a second agenda item by the way. Then we’re also going to be going to a twelve or fifteen contractors who are case managers under contract. That way it is very modular. We can serve people with a choice. If they don’t like their case manager we can give them another one. If they don’t like their providers, their case manager can help them get other ones and so on down the system until we have satisfied customers.

“Currently, we have separate county systems literally depending upon the counties, there are 105 of them across Kansas. In this AAA, there is one in Harvey, one in Butler, and one in Sedgwick and they’re each operated by the county governments.

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“Under this system, and we’ve worked with the Commissions from the other two counties and their staffs, we will hire their case managers and we will hire SRS case managers or contractors in those counties to make this a single system so that we’re using all of the same resources the same way across the three counties. Currently, we have separate again, it is really redundant, SRS staff and County staff and AAA staff, in the future that will all be one thing.

“If you look at the addition of about \$5,500,000 to our budget, we estimate that \$4,800,000 and it could be five to six million by the time it is done, will be used for direct services to provide in home services needed, the kind of things that we have under the Senior Care Act, are also under this funding pot. That is basically in home services, homemaker, help with bathing, dressing, the things that I mentioned, emergency personal response through Lifeline, people like that, respite care, adult day care, those are the kinds of services that are being funded by the blue piece. Case management though again, is the tent pole for running it and we’re going to have about a \$558,000 expense in that area to get the job done. It really could almost be blue the way it works because that is a service. There are support services of another couple hundred thousand dollars. That basically is the things required to do the job, computers, desks, chairs, office space, telephones, things that we found as we walked around SRS, sure enough they’re doing those things and we’re probably going to need to do them as well. Medicaid will reimburse it 100%. The way we’ve designed our system, not all of the things we’ve got in it are eligible for reimbursement, but the way we’ve designed our system, we will have the money coming through Medicaid that will allow us to legally spend it to do the job right.

“What’s the bottom line or the net effect, is we hope by the end of this thing, the people you see there will still be smiling, that is a goal. Single point of entry will be affected, a person will be able to call a single number and we will try to then make it where we don’t bounce them around in the system and say I’m sorry, that’s SRS or I’m sorry, that KDOA, that’s another AAA, that’s the County. We’ll be able to link them with all the services throughout the State of Kansas through area agencies on aging. We’ll have improved customer service simply because it is a privatized system. There is more choice. It is a localized system and effective could also be the word efficient.

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“There will be a better use of public dollars or this system will be considered a failure and I can assure you that there is not an area agency in the state or SRS that plans to see that happen. SRS has taken a lot of licks in the past but this is one of the more marvelous things that they have done. They really went about this in a deliberate and community involved kind of way and made some decisions that will absolutely change their way of doing business and we’re pleased to be a part of it. It will be locally administered along with other aging programs.

“This would be kind of the starting place. If we’ve got a single point of entry then we need to walk it like we talk it and that says if you need to get hold of us, you call one of those two numbers. So if you are calling the 383-7298, you are going to get our agency on aging and we would link you into our services of which case management might be a part, of which Medicaid might be a part, it may not. If it is not, then we work you through the funding stream that this Commission has voted on in a variety of other meetings throughout the year and we try to get you the services or simply the information you need. If you are outside and you are in Harvey, Sedgwick, or Butler County, you can call the 800 number, which is the 800-367-7298. That is where it will start after January 1. That’s how you get hold of us now. That is not how you get hold of SRS. I think each of you have a set of the charts in reduced form and I would be happy to answer any questions, but this is basically where we are going under this system.”

**Chairman Winters** said, “All right, thank you Doug. I guess if I had to recapitalize in just a couple of sentences, it would be that with SRS privatizing or downloading part of their previous responsibilities on January 1, 1997, Sedgwick County, Harvey County, and Butler County, all working together are going to be serving approximately 1,000 additional clients of the elderly and frail?”

**Mr. Russell** said, “Over time. It will probably start out about five to six hundred. Six hundred is a close bet and then it will grow to a thousand or more over time.”

**Chairman Winters** said, “And we’ll hire eight new case managers to accomplish that task.”

**Mr. Russell** said, “That’s correct and I’ll be back with some contracts in the next few weeks for contractors.”

**Chairman Winters** said, “Okay, thank you. Commissioner Miller.”

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**Commissioner Miller** said, "Thank you Mr. Chairman. Doug, it was a very interesting presentation and I believe I understand the role of Sedgwick County in this changing transition of going basically from a public entity to privatized to another public entity. What is the role of SRS now? I know we continue to say their name, we understand that they are privatizing, what are they doing currently? What is their role after January 1, 1997?"

**Mr. Russell** said, "After January 1, they will be out of the direct service business and we will run it through contractors that report to them that we help recruit. Their role will be they have retained the adult protective service piece of this so basically we're working with them to develop protocols that says when you have abuse or exploitation, and that happens in this world, that we will have protocol where area agencies can reach them and seek their help in that role. That was one that was bandied back and forth. It was finally decided as a consensus that it was a better place for it, so they're retaining that role."

**Commissioner Miller** said, "So they've retained the adult protective services."

**Mr. Russell** said, "They will also continue to serve people under the Income Eligible Program who are currently, and that is a state funded program much like the Senior Care Act but without any copay. They will provide that and then we'll be taking that program over next July and on as a growth program as well, so that's an additional program. The other thing that basically they are doing is going to coordinate the whole system and make sure we're delivering services. They are our customer. They are our dotted line boss under this and if we're not providing case management and taking care of clients in accordance with what they believe, they'll tell us. We'll work together on that and frankly they'll monitor us, give us corrective actions and tell us how to do our job better. So they'll retain that role. They will also stay in the nursing home business until that's transitioned to KDOA and that is still a little foggy as to what the AAA role is but it will become a part of what we do over the next couple of years as well."

**Commissioner Miller** said, "Massive changes. You never would have thought it would happen five years ago."

**Mr. Russell** said, "No, a year ago it was iffy. It is a done deal now."

**Commissioner Miller** said, "Thank you. Thank you Mr. Chairman."

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

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**MOTION**

Chairman Winters moved to receive and file.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**2. ADDITION OF EIGHT GRANT-FUNDED FULL-TIME TEAM LEADER/CASE MANAGER POSITIONS, RANGE 18, TO THE DEPARTMENT ON AGING STAFFING TABLE.**

**Mr. Russell** said, "Commissioners, this is the addition of the eight people I was telling you about in the presentation. Basically, we designed this system in a way that models very closely after COMCARE, Debbie Donaldson's organization. We found some real strengths in how they are doing business and frankly they were ahead of us a year in this, in the setting up of a CDDO, so they've learned a lot of lessons that we can learn from them and there is no reason to relearn those lessons.

"We met with their case management people, asked them how they did it and then modified it to aging. So what we're doing is adding eight team leader case managers who are degreed case managers that meet KDOA or Kansas Department On Aging requirements for doing case management. Under this, Medicaid role and under any other case manager roles that the state requires of us so we can work not just Medicaid but all case management the way that we're doing it right now. So I am requesting that we add this to the staffing table. Frankly, it would be contingent upon approving item three because that's the money to pay for it and that's what I'm asking."

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**Chairman Winters** said, "Do you want to go ahead and talk about three right now then?"

**Mr. Russell** said, "Sure."

**The Board of Sedgwick County Commissioners moved to Item I-3.**

**3. KANSAS MEDICAID PROVIDER APPLICATION TO PROVIDE TARGETING CASE MANAGEMENT TO BE SUBMITTED TO BLUE CROSS/BLUE SHIELD.**

**Mr. Russell** said, "Item three is simply the billing fee, the agreement with SRS to sign up as a Medicaid provider. The way we will bill case management is \$30 per hour for billable hours. I won't get into the books of stuff that are excluded and included because it is amazing to everyone in the system including people who have been in it for a decade. It is very complicated, but the bottom line is we need these case managers to pay for themselves through Medicaid billable hours, and that will also be true of contractors. So if we sign this agreement and sign up, what we're saying is that we, along with ten other area agencies on aging will be providing case management for Medicaid. We'll get paid for that based upon \$30 an hour billable hours, and that's how we will pay for our system."

**Chairman Winters** said, "Okay, thank you. Commissioner Miller has a question or comment."

**Commissioner Miller** said, "Doug, with the eight full time individuals that we're going to be hiring I'm supportive of it, understanding that we probably are going to have several unemployed case managers from SRS, is there anything that we're doing differently in terms of hiring for case managers or are we just looking at the field in total? Are we giving any type of consideration to those basically not being to be able to work within SRS's departments any more?"

**Mr. Russell** said, "One of the initiatives was that they wanted the area agencies on aging to hire SRS case managers who were displaced or laid off as a result of this system. What we did is advertise statewide, not just in the local office, for case managers from SRS by faxing to all their area offices and asking them to apply if they had an interest in seeking AAA employment. What we found is frankly, a number of them, especially in the local office, most of them will probably get employment as the people who monitor us through the SRS so they're not going to need new jobs."



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“On the other side of the coin, in Butler County for example, and Harry Hayes in HR was working with us so that we could do this in real time because this thing is a little out of sequence just the nature of the funding and all. We went ahead and advertised, interviewed, and frankly are ready to select people who have applied. Two people that we would hire in Butler County would be SRS employees. One of the contractors chose to be a contractor in lieu of an employee, excellent people all across the board. In Sedgwick County we’re looking at hiring another two SRS employees. One of them, however, is out of the Wellington office and the other is out of Salina. That was following an interview process with 15 or so SRS people. We also entered a couple of dozen contractors of which several of them would be SRS employees who simply said I’d rather be a contractor, a private individual. I’d rather have a small business than work for you guys. So we’ve gotten some excellent people that way. Thank you for that questions.”

**Commissioner Miller** said, “Thank you. Thank you Mr. Chairman.”

**Chairman Winters** said, “Commissioners, since item three here is the funding part of this item, I suggest we take it first. Are there any further comments or questions on item I-3?”

**MOTION**

Commissioner Schroeder moved to approve the Application and authorize the Chairman to sign.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, “Now we’ll go back and take Item I-2, which is the eight grant-funded full-time team leaders.”

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**The Board of Sedgwick County Commissioners returned to Item I-2.**

**MOTION**

Commissioner Gwin moved to approve the additions to the Department on Aging Staffing Table.

Commissioner Miller seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Mr. Russell** said, "Thank you Commissioners. Have a Happy Thanksgiving!"

**Chairman Winters** said, "Thank you very much Doug, same to you. Next item please."

**J. CORRECTION OF TAX ROLL FOR CHANGE OF MILL LEVY.**

**Ms. Susan E. Crockett-Spoon**, County Clerk, greeted the Commissioners and said, "As you are well aware, after a minor burp in the computer and after some major work by several departments at the County, the tax roll has been corrected and the resulting change in the mill levy has been accomplished. Before I ask for you to approve that, I'd like to just thank particularly some people in the County who put in some really long, hard hours on this problem. First of all, Jerry McCoy and his staff in the Treasurer's Office, and theirs will not be completed for a while. Gary Logan and Steve Shoemake in Information Services put in an unholy amount of work and time and we're greatly appreciative to those people. Rich Euson from the County Counselor's Office kind of guided us through the process. Becky Bouska, the Finance Director, worked with us and helped us. Jerry Frantz, the County Appraiser, helped us out. Bob Rogers, Assistant County Manager helped us out.

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“Especially, I would like to thank Brent Shelton and Karen Bailey and Truc-Chi Tran from my office who put in some unholy hours. We got it all done, it worked out just fine and I have some instructions for the public, very simple ones. Before I do that, I would like to recommend that you approve the correction of the tax roll.”

**MOTION**

Commissioner Hancock moved to approve the correction of the tax roll.

Commissioner Gwin seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Ms. Crockett-Spoon** said, “If I may, one second for the public, I would like to address this directly to the public so that you have some understanding of what’s going to happen. I think the folks that worked with us and helped us straighten this out have done a good job and made it very simple, I hope, for you.

“Basically, if your taxes are paid by your mortgage company, you don’t need to do anything. Your mortgage company has the correct amount of taxes, it is being paid correctly, you have no problem. That is the great majority of the people in the County. For those of you who have paid your taxes in full and are due a refund of more than \$5.00, that refund is probably being processed right now. If your refund is less than \$5.00 or you want to know what the refund was or what the situation was, I encourage you to call the County Clerk’s Real Estate Records Department, 383-7200 and we have the information of what the difference is and we will get your refund on the road to you. You don’t have to make but one phone call and nobody has to call you back, we’ll take care of it there.

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“If you’ve paid the first half of your taxes, then you will be credited on the second half of your taxes with the difference. If you want to know what that difference is or you just have some information or if it is an amount of money that you want refunded, we can do that too, if you’ll call that same number, 383-7200. We will take care of that for you. That’s all you need to do. It is basically handled and I hope it doesn’t cause too much inconvenience to the tax payers, but if you just make that call to 383-7200, I think we can solve all of your problems. Thank you very much.”

**Chairman Winters** said, “Okay, thank you very much Madam Clerk. Next item please.”

**K. BUREAU OF PUBLIC SERVICES.**

**1. CONTRACT WITH PROFESSIONAL ENGINEERING CONSULTANTS, P.A. FOR INSPECTION AND STAKING SERVICES FOR THE SAVANNA AT CASTLE ROCK RANCH 8TH ADDITION STREET PAVING PROJECT. DISTRICT #1.**

**Mr. Jim Weber**, P.E., Director, Sewer Operations and Maintenance, greeted the Commissioners and said, “In Items K-1 through K-3, we’re requesting your approval of various engineering contracts for various paving projects in the County. All costs of these projects are to be paid by the benefited properties through special assessments.

“In Item K-1, is a contract with Professional Engineering Consultants for inspection and construction staking services on the Savanna at Castle Rock Ranch 8th Addition paving project. We request your approval of the Contract in the amount of \$33,308.”

**MOTION**

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

Commissioner Hancock seconded the Motion.

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

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**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**2. CONTRACT WITH PROFESSIONAL ENGINEERING CONSULTANTS, P.A. FOR INSPECTION AND STAKING SERVICES FOR THE BROOKHAVEN 2ND ADDITION STREET PAVING PROJECT. DISTRICT #1.**

**Mr. Weber** said, "Item K-2 is a Contract with Professional Engineering Consultants for inspecting and construction staking services on Phase Two of the Brookhaven 2nd Addition street paving project. Request your approval of the Contract in the amount of \$23,724."

**MOTION**

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

Commissioner Schroeder seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

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**3. CONTRACT WITH SAVOY, RUGGLES AND BOHM, P.A. FOR DESIGN AND STAKING SERVICES FOR THE QUAIL CREEK ESTATES STREET PAVING PROJECT. DISTRICT #5.**

**Mr. Weber** said, "Item K-3 is a contract with Savoy, Ruggles and Bohn, for design and construction staking services for the Quail Creek Estates street paving project. We request your approval of the Contract in the amount of \$8,000."

**MOTION**

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

Commissioner Schroeder seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**4. MODIFICATION OF PLANS AND CONSTRUCTION, REQUEST NUMBER ONE AND FINAL, WITH BEACHNER CONSTRUCTION CO., INC. ON SEDGWICK COUNTY PROJECT - 1996 LATEX MODIFIED SLURRY SEAL. CIP #R-140. ALL DISTRICTS.**

**Mr. David C. Spears**, P.E., Director/County Engineer, greeted the Commissioners and said, "Item K-4 is a Modification of Plans and Construction for the 1996 latex modified slurry seal project, designated as R-140 in the Capital Improvement Program. This project has been constructed and is ready to be finalized. We sealed 41 ½ miles of road this year."

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“There will be a net decrease of \$10,985.96 due to variations in planning quantities from actual field measurements. Recommend that you approve the Modification and authorize the Chairman to sign.”

**MOTION**

Commissioner Gwin moved to approve the Modification of Plans and Construction and authorize the Chairman to sign.

Commissioner Miller seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**L. REPORT OF THE BOARD OF BIDS AND CONTRACTS' NOVEMBER 21, 1996 REGULAR MEETING.**

**Mr. Darren Muci**, Director, Purchasing Department, greeted the Commissioners and said, “You have before you minutes from the November 21 meeting of the Board of Bids and Contracts. There are six items for consideration.

**(1) TRACTOR WITH MOWER DECK - MOTOR POOL  
FUNDING: MOTOR POOL**

“Item one, tractor with mower deck for the Central Motor Pool, for Lake Afton Park. It was recommended to accept the only bid received from Excel Sales for \$25,765, which includes trade-in.

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**(2) PERSONAL COMPUTERS - DEPARTMENT ON AGING  
FUNDING: DEPARTMENT ON AGING**

“Item two, personal computers for the Department on Aging. It was recommended to accept the low bid of Business Computer Center for (7 each) IBM personal computers, and low bid meeting specifications of Computerland for (2 each) additional personal computers, at \$6,230.69 for Computerland and \$16,519.09 for Business Computer Center.

**(3) CONCRETE SLAB - SEDGWICK COUNTY PARK  
FUNDING: SPECIAL PARKS AND RECREATION**

“Item three, concrete slab work for Sedgwick County Park. It was recommended to accept the low bid of James Voegeli, Inc., in the amount of \$12,446.80.

**(4) 1997 INSURANCE PREMIUMS - RISK MANAGEMENT  
FUNDING: RISK MANAGEMENT**

“Item four, 1997 insurance premiums for Risk Management. You will note the 1997 grand total is \$323,723.22, a decrease from 1996. A complete tabulation follows.

**(5) BUILDING MATERIALS - LAKE AFTON PARK  
FUNDING: 1996 CAPITAL PROJECT**

“Item five, building materials for Lake Afton Park. It was recommended to accept the low total bid of B & B Lumber, in the amount of \$10,324.79. Again, two pages of complete tabulation follows.

**(6) FOLDING PARTITIONS - JUVENILE DETENTION FACILITY  
FUNDING: 1996 CAPITAL PROJECT**

“Item six, folding partitions for the Juvenile Detention Facility. It was recommended to accept the only bid received from Caro Construction in the amount of \$14,510.

**ITEMS NOT REQUIRING BOCC ACTION**

**(7) IBM 3172 INTERCONNECT CONTROLLER - INFORMATION SERVICES  
FUNDING: INFORMATION SERVICES**



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“There is one item that does not require action at this particular time. It was an IBM 3172 Interconnect Controller for Information Services. Quotations were received and tabled for review. Unless there are questions, I would recommend that you approve the recommendations as presented by the Board of Bids and Contracts.”

**Chairman Winters** said, “Thank you Darren. Commissioner Schroeder.”

**Commissioner Schroeder** said, “Darren, one quick question. The Motor Pool item, the tractor with the mower deck for the park. That was sent to seven vendors but we got one response. Was that because we wanted that one particular tractor model or did the others not carry it?”

**Mr. Muci** said, “Commissioner, I do not have the best answer for you at this particular time. I know that our specifications were developed with Central Motor Pool and our stakeholders to make sure that we got the best piece of equipment available.”

**Commissioner Schroeder** said, “Thank you. Thank you Mr. Chairman.”

**Chairman Winters** said, “Thank you. Any other questions?”

**MOTION**

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

Commissioner Miller seconded the Motion.

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

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

**CONSENT AGENDA**

**M. CONSENT AGENDA.**

**1. Section 8 Housing Assistance Payment Contract.**

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V96100	\$324.00	5	Helms Rental Properties

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

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V96007	\$145.00	\$145.00
V95015	\$153.00	\$112.00
V95007	\$335.00	\$227.00
V95049	\$300.00	\$275.00

**3. Order dated November 20, 1996 to correct tax roll for change of assessment.**

**4. Consideration of the Check Register of November 22, 1996.**

**5. Budget Adjustment Requests.**

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960724	Finance General Purchasing	Transfer
960725	Legal-Special Liability	Transfer

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<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
960726	Legal	Transfer
960727	Sheriff	Transfer
960728	Personnel	Transfer
960729	County Manager	Transfer
960730	County Manager	Transfer
960731	Budget	Transfer
960732	Coroner	Transfer
960733	Public Services-Highway	Transfer
960734	Risk Management	Transfer
960735	Court Trustee Operations	Transfer
960736	Convention and Tourism	Transfer
960737	Information Services	Transfer
960738	Bureau of Justice Assistance-Local Law Enforcement Grant	Supplemental Appropriation
960739	Kansas Coliseum	Transfer
960740	Road and Bridge Sales Tax	Transfer
960741	Detention Facility Expansion	Supplemental Appropriation
960742	Road and Bridge Sales Tax	Transfer
960743	Various-Streets	Supplemental Appropriation
960744	Various-Streets	Supplemental Appropriation
960748	Homeless Shelter Appropriation	Transfer

**Mr. Buchanan** said, "Commissioners, you have the Consent Agenda before you and I would recommend you adopt it as presented."

**MOTION**

Commissioner Schroeder moved to approve the Consent Agenda as presented.

Commissioner Hancock seconded the Motion.

**Regular Meeting, November 27, 1996**

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

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, "At this time, I'll recess the regular meeting of the Board of County Commissioners."

**The Board of Sedgwick County Commissioners recess in to the Sewer District Meeting at 11:25 a.m. and returned at 11:28 a.m.**

**N. OTHER**

**Chairman Winters** said, "I'll call back to order the meeting of the regular Board of County Commissioners, November 27, 1996. Other business?"

**MOTION**

Commissioner Miller moved that the Board of County Commissioners recess into Executive Session for ten minutes to consider consultation with Legal Counsel on matters privileged in the attorney/client relationship relating to pending claims and litigation and that we return no sooner than 11:40 a.m.

Commissioner Gwin seconded the Motion.

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

**Regular Meeting, November 27, 1996**

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, "Thank you. We will recess into Executive Session for about ten minutes."

**The Board of Sedgwick County Commissioners recessed into Executive Session at 11:30 and returned at 11:43 a.m.**

**Chairman Winters** said, "We're back from Executive Session. Let the record show that there was no binding action taken in Executive Session today. Is there any other business to come before this Board?"

**Mr. Euson** said, "While in Executive Session, we discussed two worker's compensation claims and I would like to ask your authority to settle those. I think we can take action on both of these at the same time. One of them involves the amount of \$14,536.64 involving a claim of an employee by the name of Betty Balin. The other amount is \$5,188.12 involving an injury to an employee by the name of Roberta Marla."

**Chairman Winters** said, "Thank you. Commissioners, you've heard Rich's suggestion, what's the will of the Board?"

**MOTION**

Commissioner Schroeder moved to approve the amount of \$14,536.64 for the claim of Betty Balin and \$5,188.12 for the claim of Roberta Marla.

Commissioner Hancock seconded the Motion.

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

**Regular Meeting, November 27, 1996**

**VOTE**

Commissioner Betsy Gwin	Aye
Commissioner Paul Hancock	Aye
Commissioner Melody C. Miller	Aye
Commissioner Mark F. Schroeder	Aye
Chairman Thomas G. Winters	Aye

**Chairman Winters** said, "Thank you very much. Is there any additional business to come before this meeting? Mr. Euson? Mr. Manager? The meeting is adjourned. Thank you."

**O. ADJOURNMENT**

**Regular Meeting, November 27, 1996**

There being no other business to come before the Board, the Meeting was adjourned at 11:45 a.m.

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

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

\_\_\_\_\_  
**MELODY C. MILLER**, Chair Pro Tem  
Fourth District

\_\_\_\_\_  
**BETSY GWIN**, Commissioner  
First District

\_\_\_\_\_  
**PAUL W. HANCOCK**, Commissioner  
Second District

\_\_\_\_\_  
**MARK F. SCHROEDER**, Commissioner  
Fifth District

ATTEST:

\_\_\_\_\_  
**Susan E. Crockett-Spoon**, County Clerk

APPROVED:

\_\_\_\_\_, 1996