

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

APRIL 29, 1998

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, April 29, 1998, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Mark F. Schroeder; with the following present: Chairman Pro Tem Paul W. Hancock; Commissioner Betsy Gwin; Commissioner Thomas G. Winters; Commissioner Melody C. Miller; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Ms. Jennifer Reschke, Assistant County Counselor; Mr. Jarold D. Harrison, Assistant County Manager; Mr. Daryl Gardner, County Controller; Ms. Deborah Donaldson, Director, Bureau of comprehensive Community Care; Ms. Irene Hart, Director, Community Development; Mr. Doug Russell, Director, Department on Aging; Mr. John Nath, Director, Kansas Coliseum; Mr. Mark Borst, Deputy Director, Bureau of Public Services; Mr. David C. Spears, Director, Bureau of Public Services; Mr. Darren Muci, Director, Purchasing Department; Mr. Fred Ervin, Director, Public Relations; and Ms. Linda M. Leggett, Deputy County Clerk.

GUESTS

Mr. Gary Strong, County Public Building Commission

INVOCATION

The Invocation was given by Mr. Joe Stout of the Christian Businessmen's Committee.

FLAG SALUTE

ROLL CALL

The Clerk reported, after calling roll, that Commissioner Miller was absent.

CONSIDERATION OF MINUTES: **Regular Meeting, April 1, 1998**

The Clerk reported that all Commissioners were present at the Regular Meeting of April 1, 1998.

Chairman Schroeder said, "Commissioners, you've received the Minutes of the meetings, what's the will of the Board?"

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MOTION

Commissioner Hancock moved to adopt the Minutes of April 1, 1998.

Commissioner Gwin 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 Thomas G. Winters	Aye
Commissioner Melody C. Miller	Absent
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, "Next item please."

CERTIFICATION AS TO THE AVAILABILITY OF FUNDS

Mr. Daryl Gardner, County Controller, greeted the Commissioners and said, "I certify that there are funds available for those items that have been identified on today's agenda requiring the expenditure of funds. A listing of those items has been provided to you previously. If you have any questions, I'd be glad to answer them."

Chairman Schroeder said, "Thank you, Daryl. I see no questions. Next item please."

APPOINTMENT

A. APPOINTMENT.

1. RESIGNATION OF STEVEN J. MARTENS FROM THE SEDGWICK COUNTY PUBLIC BUILDING COMMISSION.

Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "You have received written request and I would ask that you accept it."

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MOTION

Commissioner Gwin moved to accept the resignation.

Commissioner Hancock 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 Thomas G. Winters	Aye
Commissioner Melody C. Miller	Absent
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, "Thank you. Next item."

Commissioner Miller arrived at 9:09 a.m.

2. RESOLUTION APPOINTING GARY J. STRONG TO THE SEDGWICK COUNTY PUBLIC BUILDING COMMISSION.

Mr Euson said, "Commissioners, we have prepared a Resolution that will appoint Mr. Strong to the unexpired term of Mr. Martens to fulfill that resignation and the Resolution is in proper form and we suggest that you approve it."

MOTION

Commissioner Gwin moved to adopt the Resolution.

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

Chairman Schroeder said, "I believe Gary is with us today. Gary, if you'd come up the Clerk's Office will swear you in and then we'll ask for a 20 minute dissertation on the position that you're about to undertake."

Ms. Karen Bailey, Administrative Officer, County Clerk's Office, "If you'll raise your right hand and at the end say 'I do swear.'

"I do solemnly swear I will support the Constitution of the United States and the Constitution of the State of Kansas, and faithfully discharge the duties of the Office of Sedgwick County Public Building Commission so help me God."

Mr. Gary Strong said, "I do swear."

Chairman Schroeder said, "Gary, thank you for serving on behalf of the Board of County Commissioners and specifically Commissioner Gwin. I understand that you'll be a great addition to our Public Building Commission and we hope you enjoy it. We're looking for good things out of the PBC and I know you'll add to it."

Mr. Strong said, "Thank you very much. I appreciate the opportunity."

Chairman Schroeder said, "Thank you. Next item please."

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NEW BUSINESS

B. LAKE AFTON AND SEDGWICK COUNTY PARKS.

- 1. AGREEMENT WITH WICHITA RADIO CONTROL CLUB FOR USE OF LAKE AFTON PARK JUNE 19-21, 1998 TO HOLD A HELICOPTER FUN FLY AND AUGUST 28-30, 1998 TO HOLD A MINIATURE AIRCRAFT SHOW.**

Mr. Jarold D. Harrison, Assistant County Manager, greeted the Commissioners and said, "These are the special event activities carried out by the Wichita Radio Control Club at Lake Afton Park. In addition, there is a Jumbo Giant Scale Fly-In which will be their 18th annual event at the park. So they've been there quite a few years. This is an organization that we've had real good luck with at the park and we would recommend your approval of this Contract."

MOTION

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

Chairman Schroeder said, "Thank you. Next item."

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2. AGREEMENT WITH WICHITA RADIO CONTROL CLUB FOR USE OF LAKE AFTON PARK FOR HOBBY AND PRACTICE RUNS DURING THE 1998 SEASON.

Mr. Harrison said, "Again, this is a contract with the same organization and this covers all the hobby practice dates for use for the club in Lake Afton Park. We would recommend your approval of this Contract."

Chairman Schroeder said, "Do I hear a Motion to approve?"

MOTION

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

Commissioner Winters seconded the Motion.

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

VOTE

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

Chairman Schroeder said, "Thank you. Next item please."

3. AGREEMENT WITH KETCH FOR USE OF SEDGWICK COUNTY PARK MAY 17, 1998 TO HOLD A FAMILY FISHING DAY.

Mr. Harrison said, "This is a partnership that Ketch has arranged with the Wichita River Festival and the Kansas Department of Wildlife & Parks to conduct their Family Fishing Day activity Sunday, May 17, 1998. We've coordinated these dates with the Park Superintendent. We have received a certificate of insurance. We would recommend your approval."

Chairman Schroeder said, "Hear a Motion to approve?"

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MOTION

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

Chairman Schroeder said, "Thank you, Jerry. Next item please."

C. CONTRACT WITH PROJECT FREEDOM FAMILY AND YOUTH COALITION FOR DISTRIBUTION OF JUVENILE JUSTICE AUTHORITY GRANT FUNDS.

Ms. Deborah Donaldson, Executive Director, COMCARE, greeted the Commissioners and said, "This particular Contract is one that supports a truancy program. As you know, Project Freedom is no longer doing a number of the functions that it previously was responsible for but continues to provide oversight or act as an umbrella agency for several groups. This is the truancy program that they have agreed to do that with until the end of the year. These are federal funds that come through the State and to receive them they need to flow through governmental entities and so they flow through us to that program. I'd be glad to answer any questions."

Chairman Schroeder said, "Thank you, Debbie. Discussion on this item? Commissioner Hancock."

Commissioner Hancock said, "Debbie, how is it that the Family Youth Coalition was chosen?"

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Ms. Donaldson said, "I don't know exactly why they ended up being the umbrella agency. I think they probably were just looking for a home when they first developed this program and it has expanded since then. In fact, they are also receiving some prevention funds from the County and they have shown to be a very effective program in terms of truancy. But I think as they started, that was the one place that they started. As you are familiar, Jaime Lopez is the Director who really oversees this program. Of course after the end of the year they will need to find some other umbrella to be under or incorporate and have their own facility."

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

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

Commissioner Winters said, "Thank you. This would still be under one of the projects that we're going to be analyzing for outcomes over this year even though this is not necessarily our money, but we'll be able to know by the end of the year if this is a truancy program that is really working or not, is that correct?"

Ms. Donaldson said, "That's correct although they have received these funds for a couple of years now and their outcomes have been very good which is one reason why I think everyone felt comfortable recommending an expansion of that because they've been able to demonstrate effectiveness to date. But yes, we will be continuing to monitor and see how the expansion works."

Commissioner Winters said, "We in effect put some of our prevention funds in with this same money right here."

Ms. Donaldson said, "That's correct."

Commissioner Winters said, "Thank you."

Chairman Schroeder said, "Thank you. Other questions or comments? If not, what's the will of the Board?"

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MOTION

Commissioner Gwin moved to approve the Contract 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 W. Hancock	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Melody C. Miller	Aye
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, "Thank you. Next item please."

D. CONTRACT WITH SECRETARY OF HEALTH AND ENVIRONMENT OF KANSAS REGARDING KANSAS COMPETITIVE SOLID WASTE PLAN IMPLEMENTATION GRANT.

Ms. Irene Hart, Director, Bureau of Community Development, greeted the Commissioners and said, "As part of the solid waste implementation program, Sedgwick County applied for and received a grant for public education from the Kansas Department of Health and Environment. We were awarded \$30,000 to utilize in conjunction with the State's Kansas Don't Spoil It public education campaign to increase awareness of solid waste disposal and reduction of waste including recycling. We'll conduct this campaign and this public education effort in cooperation with the Solid Waste Planning Committee and their education subcommittee. I'd be happy to answer any questions you may have."

Chairman Schroeder said, "Thank you, Irene. Questions on this item? If not, what's the will of the Board?"

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MOTION

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

Commissioner Winters 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 Thomas G. Winters	Aye
Commissioner Melody C. Miller	Aye
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, "Thank you, Irene. Next item please."

E. TRANSFER OF ONE 25-PASSENGER BUS FROM COMCARE TO THE DEPARTMENT ON AGING AND ADDITION OF ONE VAN TO COMCARE'S FLEET.

Mr. Doug Russell, Director, Department on Aging, greeted the Commissioners and said, "This item is one of those internal things that everybody wins and we're really happy to ask you for permission to do this. Basically COMCARE has a 1992 bus that is 25 passenger and they now need a smaller one to work with the mission that they have. We need a larger one to work in the mission which we have, which is trying to begin to pilot some night time transportation with the Independent Living Center and some other partners for disabled and elderly folks. Basically we had in Bob Lamkey's safe keeping our replacement funding that we've been doing through State and local funds through our rural transit program for several years. By taking that money, we can take COMCARE's bus at a heck of a deal, retrofit it with wheelchair accessibility and then buy COMCARE a smaller bus which fits their mission within our available funds. So the bottom line is that we each have a bus that works and we get to do some things that are probably good for the citizens."

Chairman Schroeder said, "Thank you, Doug. Questions on this item? If not, what's the will of the Board?"

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MOTION

Commissioner Hancock moved to approve the vehicle transfer and addition to the fleet.

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

Chairman Schroeder said, "Thank you, Doug. Next item please."

F. RECOMMENDATION REGARDING WICHITA SEDGWICK COUNTY COMMUNITY HEALTH DEPARTMENT DIRECTOR APPOINTMENT.

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "The Health Department along with a group of other citizens, including myself, Chris Churches, Dr. Joseph Meek from the University of Kansas Medical School here interviewed several candidates for the Director of the Department of Health. The recommendation of that group, including the Board of Health that Dr. Charles Magruder be appointed that position and he is prepared to accept that position and begin work here soon. I would recommend you approve this."

Chairman Schroeder said, "Thank you. Discussion on this item? Commissioner Hancock."

Commissioner Hancock said, "Thank you, Mr. Chairman. I'd just like to ask the Manager, I'm very happy that the Board has finally come up with a replacement for Dr. Jecha. It has been quite some time and then Dr. Tosh has been working on it. So I appreciate the hard work and I certainly want to welcome Dr. Magruder to the community when he gets here. But in the meantime though, was there discussion to change the requirement that the Director necessary be a medical doctor?"

Mr. Buchanan said, "Yes, there was a discussion and the Board of Health was pretty insistent that it be a physician."

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Commissioner Hancock said, "I've been concerned about that. I felt like the department needed a professional administrator with a doctor on board. They didn't see the wisdom in that thinking?"

Mr. Buchanan said, "No, they did not."

Commissioner Hancock said, "Well, not the first time. Thank you, Mr. Chairman."

Chairman Schroeder said, "Thank you. Further discussion on this item? If not, what's the will of the Board?"

MOTION

Commissioner Hancock moved to approve the appointment of Dr. Magruder as Director of the Wichita/Sedgwick County Health Department.

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

Chairman Schroeder said, "Thank you. Next item please."

G. KANSAS COLISEUM MONTHLY REPORT.

Mr. John Nath, Coliseum Director, greeted the Commissioners and said, "Reports for the month of March, which we've had 24 events resulting in 37 performances and 47 total use days. Now keeping in mind that use days include not only the performances but the move-in and move-out days effectively taking whatever facility we have on contract for that event out of our inventory. Total attendance was 121,355 people. Net revenues were nearly \$283,000. We had some highlights which of course were the Kansas Beef Expo, Disney on Ice and Success 98.

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“A little side note on the Success 98. When you’re dealing with a show that basically caters to businesses, they do a lot of will call tickets. That’s where people make their orders later on in the program and there is no time to mail them out to the business or the individual. So there are a lot of tickets sold at the box office for will call. We had a couple of thousand tickets that needed to be picked up which is not unusual for an event like this. Our will call was actually over an hour sooner than what they’ve experienced in other communities. A couple of reasons for that is that yes, we did have some traffic tie ups coming out to the building, but we have adequate surface parking. It was easy to get into the parking lot. It was easy to get in the building. It was over an hour sooner and they were very happy with that. Just a side bar to let you know our location is not really all that bad.

“We do have a new five year agreement with the Kansas State High School Activities Association for the Wrestling Tournament. It is going to be at the Kansas Coliseum for the next five years. We have three outdoor concerts on the books this year. The first one is going to be May 8. As you know, we did 29,000 tickets for the Oz Fest last year over two days. We’re hoping that it will work into a viable program so that we can start doing consistent shows in the summertime outdoors. We’ve also started an in-house ad agency. We are placing the advertising for . . . we did it for the Yanni Concert, we’re doing it for World Championship Wrestling, which is very close to selling out by the way, the Lipizzaner Stallions and the Tattoo Convention. If there are any questions, I’d be happy to answer them at this time.”

Chairman Schroeder said, “One question. What do you do at the Tattoo Convention?”

Mr. Nath said, “You get tattooed or pierced, it’s your choice.”

Chairman Schroeder said, “Does this draw people?”

Mr. Nath said, “He’s got 42 national tattoo artists that travel the country in a circuit going to these conventions. There is going to be a \$1,000 first prize for the winning tattoo. Not only to the person who gets it but the artist, there is going to be a vote on that. It is an interesting concept. It is going to be an interesting three days.”

Chairman Schroeder said, “Are you like selling seats to this?”

Mr. Nath said, “There are tickets being sold, three day packages are on sale right now.”

Chairman Schroeder said, “Okay, great. I tell you what, we’re very diverse at the Coliseum.”

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Mr. Nath said, "There's no business like show business."

Chairman Schroeder said, "Commissioner Miller you probably have a serious question."

Commissioner Miller said, "Thank you, Mr. Chairman. John, I was one of the attendees at the Yanni Concert, I thought it was extremely well done on the part of your staff. I also thought the concert was absolutely world class. Was that a sell out?"

Mr. Nath said, "Our total capacity for that show based upon the size of their production was about 7,000 and we sold 5,500 tickets, so we were very close. Box office was a quarter of a million dollars."

Commissioner Miller said, "Wow! And do you know if they're planning to do that again?"

Mr. Nath said, "I hope so."

Commissioner Miller said, "What other types of concerts along that line do you think we'll be able to pull to Wichita?"

Mr. Nath said, "That show was a big step for us not only in terms of the type of music that we presented but ticket price. A \$50 ticket price was very aggressive. But if we're going to attract artists like an Elton John or Eric Clapton or something like that, we're looking at a \$50 or \$60 ticket price. We've proved that the market can accept that."

Commissioner Miller said, "Well, job well done. Enjoyed it. Thank you."

Chairman Schroeder said, "Thank you. Further comments or questions? If not, what's the will of the Board?"

MOTION

Commissioner Hancock moved to receive and file.

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

Chairman Schroeder said, "Thank you, John. Next item please."

H. RESOLUTION ESTABLISHING A SPEED ZONE ON SINGLETERRY STREET IN OHIO TOWNSHIP AND PROVIDING FOR THE ENFORCEMENT THEREOF. DISTRICT #2.

Mr. Mark R. Borst, P.E., Deputy Director, Bureau of Public Services, greeted the Commissioners and said, "I may have \$50 or \$60 tickets here, but I have no tattoos to talk about. Ohio Township officials have requested a reduced speed limit on Singleterry Street after receiving complaints from residents with respect to high speeds. Singleterry is a cul-de-sac that is approximately half a mile long. It goes west of Ridge Road and south of 71st Street South. It has several curves that are posted at 20 miles per hour. We did that working with the township several years ago. It is also developed with large lots. I think they are multi-acre single family residential housing. So due to the low speed curves, we believe an appropriate operating speed is 30 miles per hour and the township board has concurred with this recommendation. I recommend that you adopt this Resolution."

Chairman Schroeder said, "Thank you, Mark. Any discussion on this item? If not, what's the will of the Board?"

MOTION

Commissioner Hancock moved to adopt the Resolution.

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

Chairman Schroeder said, "Thank you, Mark. Next item please."

**I. REPORT OF THE BOARD OF BIDS AND CONTRACTS' APRIL 23, 1998
REGULAR MEETING AND APRIL 24, 1998 SPECIAL MEETING.**

Mr. Darren Muci, Director, Purchasing Department, greeted the Commissioners and said, "You have minutes first from the April 23 meeting of the Board of Bids and Contracts. There are five items for consideration.

**(1) LATEX MODIFIED SLURRY SEAL - BUREAU/PUBLIC SERVICES
FUNDING: SALES TAX**

"Item one is the latex modified slurry seal for the Bureau of Public Services. It was recommended to accept the low bid of Ballou Construction for \$1,951,848.92.

**(2) DEMOLITION & SITE CLEARANCE - EMERGENCY MANAGEMENT
FUNDING: EMERGENCY MANAGEMENT**

"Item two is demolition and site clearance for Emergency Management at a site in Derby, Kansas. It was recommended to accept the low bid of Cornejo & Sons Construction Company. That amount is \$19,820.

**(3) WEED CHEMICALS - BUREAU/PUBLIC SERVICES
FUNDING: BUREAU/PUBLIC SERVICES**

"Item three, various weed chemicals for the Bureau of Public Services, Noxious Weed Department. It was recommended to accept the low total bid of Pueblo Chemical & Supply. That amount is \$66,982.60.

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**(4) CRACK SEALANT MATERIAL - BUREAU/PUBLIC SERVICES
FUNDING: BUREAU/PUBLIC SERVICES**

“Item four, crack sealant materials also for the Bureau of Public Services. It was recommended to accept the low bid of Paving Maintenance Supply. That amount is \$9,286.42.

**(5) COPY MACHINE - DEPARTMENT OF CORRECTIONS
FUNDING: COMMUNITY CORRECTIONS**

“Item five is a copy machine for the Department of Corrections. It was recommended to accept the low bid meeting specifications of Business Systems, Incorporated. That amount, based upon the 5 year with cost per copy and total ownership, is \$17,512. There is complete tabulation on the following two pages.

ITEMS NOT REQUIRING BOCC ACTION

**(6) ½ TON 4WD SUBURBAN - MOTOR POOL
FUNDING: MOTOR POOL**

“There is one item that did not require action at that particular time. That was a ½ ton four wheel drive suburban type vehicle for the Central Motor Pool and the Bureau of Public Services. That item at that particular meeting was tabled but was discussed in the April 24 meeting. If I may continue?”

Items from the April 24 meeting of the Board of Bids and Contracts.

**(1) ½ TON 4WD SUBURBAN - MOTOR POOL
FUNDING: MOTOR POOL**

“Minutes from the April 24 meeting were the ½ ton 4wd suburban type vehicle for Central Motor Pool and the Bureau of Public Services. It was recommended to accept the low bid meeting specifications of Mel Hambleton Chevrolet. That amount is \$13,550.04 with trade-in and the purchase of optional manuals. I will be happy to take questions and would recommend approval of minutes provided by the Board of Bids and Contracts.”

Chairman Schroeder said, “Okay, thank you, Darren. Questions on this item? If not, what’s the will of the Board?”

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MOTION

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

Commissioner Hancock seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	No
Commissioner Paul W. Hancock	Aye
Commissioner Thomas G. Winters	Aye
Commissioner Melody C. Miller	Aye
Chairman Mark F. Schroeder	Aye

Chairman Schroeder said, "Thank you, Darren. Next item please."

CONSENT AGENDA

J. CONSENT AGENDA.

1. Right-of-Way Easements.

The following tracts of land have been granted by Easement for Right-of-Way at no cost to the County. The Director, Bureau of Public Services, requested these Easements as a condition of receiving a Platting Exemption on unplatted tracts.

- a. Road Number 600-31, Owners: Phillip L. Payne and Roseann Payne, located in the Southeast Quarter of Section 31, Township 25 South, Range 2 East, more specifically located on the north side of 77th Street North and west of 79th Street East (Rock Road). Lincoln Township. District #1.

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- b. Road Number 606-14, Owners: Patrick J. Krause, Lori J. Krause and Carolyn M. Bergkamp, located in the Northeast Quarter of Section 20, Township 26 South, Range 2 West, more specifically located on the south side of 53rd Street North and west of 183rd Street East. Union Township. District #3.

The following tracts of land were granted by Easement for Right-of-Way at no cost to the County to divide land into 5- to 10-acre tracts in the Haysville area. These Easements were requested by the Director, Bureau of Public Services, as a condition of dividing property into unplatted tracts.

- c. Road Number 817-AA, Owners: Jim W. Weed and I. Sue Weed, located in the Southwest Quarter of Section 18, Township 29 South, Range 1 East, more specifically located on the east side of 24th Street West (Meridian) and north of 95th Street South. Salem Township. District #2.
- d. Road Number 642-25, Owners: Jim W. Weed and I. Sue Weed, located in the Southwest Quarter of Section 18, Township 29 South, Range 1 East, more specifically located on the north side of 95th Street South and east of 24th Street West (Meridian). Salem Township. District #2.

2. Floodway Reserve Easements.

The following tracts of land have been granted by Floodway Reserve easement at no cost to the County. The Director, Bureau of Public Services, requested these Easements as a condition of receiving a Platting Exemption on unplatted tracts.

- a. Owners: Patrick J. Kraus, Lori J. Kraus and Carolyn M. Bergkamp, located in the Northeast Quarter of Section 20, Township 26 South, Range 2 West, more specifically located south of 53rd Street North and west of 183rd Street East. Union Township. District #3.
- b. Owners: Randall W. Rausch and Linda R. Rausch, located in the Southeast Quarter of Section 31, Township 28 South, Range 3 West, more specifically located north of 71st Street South and west of 295th Street West. Afton Township. District #3.

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3. Right-of-Way Instruments.

- a. One Easement for Right-of-Way for Sedgwick County Project No. 630-22-4484; Bridge on 47th Street South between Hoover Road and Ridge Road. CIP #B-297. District #2.
- b. One Temporary Construction Easement and one Easement for Right-of-Way for Sedgwick County Project No. 626-11-1587, Bridge on 31st Street South between 231st and 247th Streets West. CIP #B-302. District #3.

4. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
C98020	\$310.00	5	Cottage Grove
C98021	\$178.00		Sun Valley Apartments

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

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
V97035	\$300.00	\$297.00
C96040	\$138.00	\$146.00
C95075	\$213.00	\$207.00
C62027	\$332.00	\$304.00
V98013	\$249.00	\$429.00
V95080	\$199.00	\$255.00
V96062	\$337.00	\$100.00
V95111	\$301.00	\$335.00
V98008	\$264.00	\$316.00
V94012	\$490.00	\$513.00
C98016	\$425.00	\$414.00

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6. Plat.

Approved by the Bureau of Public Services. The County Treasurer has certified that taxes for the year 1997 and prior years are paid for the following plat:

Glenville East Addition

7. Consideration of the Check Register of April 24, 1998.

8. Budget Adjustment Requests.

<u>Number</u>	<u>Department</u>	<u>Type of Adjustment</u>
980195	District Court Court Services	Transfer
980196	1998 Bridge Projects	Supplemental Appropriation

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

MOTION

Commissioner Gwin moved to approve the Consent Agenda as presented.

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

Chairman Schroeder said, "Thank you. Other business to come before this Board? I think we have a couple of Off Agenda items here somewhere."

Regular Meeting, April 29, 1998

K. OTHER

OFF AGENDA ITEM

MOTION

Chairman Schroeder moved to take up an Off Agenda item.

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

Chairman Schroeder said, "Mr. Buchanan."

Mr. Buchanan said, "The only reason I got nervous was that I wasn't allowed to come back to my office unless I took care of this. This is an order dated April 22 to correct the tax roll for the change of assessment which is in effect on May 1. That requires us to do it now. It is a routine and regular item that we have done in the past and we will continue to do. It is a correction of the tax role. We just inadvertently forgot to put it on the Regular Agenda and that is why it is Off Agenda. I would recommend you approve it."

MOTION

Commissioner Gwin moved to approve the order dated April 22, 1998 to correct tax roll for change of assessment.

Commissioner Hancock seconded the Motion.

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

Regular Meeting, April 29, 1998

VOTE

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

Chairman Schroeder said, "Thank you. Now do we have another Off Agenda item, a second one? It was a Consent."

Mr. Richard Euson said, "We have an item called a Consent Agreement with the Kansas Department of Health and Environment for an underground fund remediation at the Motor Pool site located at 814 Stillwell and Jennifer Reschke is here to answer any questions you may have regarding that."

Ms. Jennifer Reschke, Assistant County Counselor, greeted the Commissioners and said, "This is a standard Agreement similar to what we've approved in the past for the Andale Yard, Clearwater Yard, and I think Lake Afton. This is at 814 Stillwell for the removal of underground storage tanks. KDHE (Kansas Department of Health and Environment) will pay for this project after the first \$4,500 which Sedgwick County will pay. Do you have any questions?"

Chairman Schroeder said, "Questions for Jennifer? I see none. Commissioners, what's the will of the Board?"

MOTION

Commissioner Hancock moved to approve the Agreement.

Commissioner Winters seconded the Motion.

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

Regular Meeting, April 29, 1998

VOTE

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

Chairman Schroeder said, "Thank you. Thank you, Jennifer. Other business to come before this Board?"

MOTION

Commissioner Hancock moved that the Board of County Commissioners recess into Executive Session for 39 minutes to consider consultation with Legal Counsel on matters privileged in the attorney client relationship relating to pending claims and litigation, legal advice and two personnel matters of non-elected personnel, and that we return from Executive Session no sooner than 10:00 a.m.

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

Chairman Schroeder said, "Thank you. We are in Executive Session.

The Board of Sedgwick County Commissioners recessed into Executive Session at 9:30 a.m. and returned at 10:30 a.m.

Regular Meeting, April 29, 1998

Chairman Schroeder said, "We're back in session. Let the record show there was no binding action taken in Executive Session. Mr. Euson do you have anything to add? Mr. Manager any other business? Commissioners, any other business? Then we're adjourned."

L. ADJOURNMENT

Regular Meeting, April 29, 1998

There being no other business to come before the Board, the Meeting was adjourned at 10:30 a.m.

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

MARK F. SCHROEDER, Chairman
Fifth District

PAUL W. HANCOCK, Chairman Pro Tem
Second District

BETSY GWIN, Commissioner
First District

THOMAS G. WINTERS, Commissioner
Third District

MELODY C. MILLER, Commissioner
Fourth District

ATTEST:

James Alford, County Clerk

APPROVED:

_____, 1998