

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

August 8, 2001

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., on Wednesday, August 8, 2001 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chair Carolyn McGinn; with the following present: Vice Chair Ben Sciortino; Commissioner Betsy Gwin; Commissioner Tim R. Norton; Commissioner Thomas G. Winters; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Randy Duncan, Director, Emergency Management Department; Mr. Brad Snapp, Director, Housing Office; Ms. Jennifer Magana, Assistant County Counselor; Mr. Robert Parnacott, Assistant County Counselor; Mr. Jarold Harrison, Assistant County Manager; Ms. Paula Downs, Project Manager, Facility Project Services; Ms. Deborah Donaldson, Director, Division of Human Services; Mr. Pete Giroux, Senior Management Analyst, Budget Department; Mr. David Spears, Director, Bureau of Public Works; Mr. Jerry Phipps, Purchasing Agent, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Mr. Theron Black, 2222 W. 17th Street, Wichita, Ks.
Ms. Laurel Alkire, 347 S. Laura, Wichita, Ks.

INVOCATION

The Invocation was led by Mr. Richard Taylor, Bahai.

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES: Regular Meeting, July 18, 2001

The Clerk reported that Chair McGinn was absent at the Regular Meeting of July 18, 2001.

MOTION

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Commissioner Sciortino moved to Approve the Minutes of the Regular Meeting of July 18, 2001.

Commissioner Winters seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Abstain

Chair McGinn said, "Next item."

DONATION

A. DONATION OF TWO FEDERAL THUNDERBOLT MODEL 1000-T OUTDOOR WARNING DEVICES, VALUED AT \$5,000, BY DAMIAN K. MAYES.

Mr. Randy Duncan, Director, Emergency Management Department, greeted the Commissioners and said, "It is a great privilege for me to come before you this morning to let you know that one of your citizens, Mr. Damian Mayes, has come across two outdoor warning devices which he purchased from a small town in Texas and he has graciously agreed to donate those devices to us to allow our system to be expanded in accordance with our strategic plan for doing that.

This will help us get, actually, a tad bit ahead of where we had planned to be at this point in time in our strategic plan. If there aren't any questions, what I would like to recommend this morning is that you accept the donation and authorize the Chair to sign a letter of appreciation."

Chair McGinn said, "Okay. Is Damian here today, by chance?"

Mr. Duncan said, "Did Mr. Mayes make it? Apparently not. We did call and invite him to attend the meeting, because we were anxious to say thank you in person, as well as through your letter."

Chair McGinn said, "I read the article this morning and I was just curious. I wanted to ask him how his hearing was. I thought that was a very interesting story about that. We certainly do want

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him to know that we're very thankful to have these. I know our program has been two sirens per year. They're very expensive and they are one piece of warning people, you know, about storms and tornados and those types of things. And as we've said, we've been working on this for a couple of years. The other is awareness and people need to go turn the radio on and the TV on."

Mr. Duncan said, "And NOAA weather radios."

Chair McGinn said, "Right, a siren's just one portion but there are times when people are out, away from those kinds of things and so it's a very important piece to our safety program."

Mr. Duncan said, "Yes, it is. And just to give the Commissioners an idea of what this means, while the current value of those sirens is about \$5,000, our Capital Improvement Program budgets approximately \$30,000 to install two new sites each year. So, what that means is the turnkey costs to put in one outdoor warning device is about \$15,000, to purchase it, get the electronics to make it operational, and install it. So, with the donation of these devices, it will save us roughly \$20,000 because we're still looking at the \$5,000 installation fee for each site but that's a tremendous savings to get those two extra sirens."

Chair McGinn said, "Well, I thought maybe you were going to say we were going to start looking on ebay for sirens. What a strange item on the Internet but you can find everything. Anyway, I want to personally say thank you to Mr. Mayes. I think that's a great contribution to his community and we're certainly going to use them. Commissioner Sciortino."

Commissioner Sciortino said, "Thanks, Madam Chair. That's exactly what I was going to recommend. If we were estimating it was going to cost us . . . How much were you estimating it would cost to purchase a siren?"

Mr. Duncan said, "The purchase of a new siren, somewhere in the neighborhood of \$12,000 to \$15,000."

Mr. Duncan said, "Okay, well I think maybe part of your day should be on the Internet, because if we can find them for whatever bargain, I think the gentleman is a little bit unique in so much that he enjoys hearing sirens and he went out, I guess, and just on his own bought them, assuming that he could donate them and I would encourage him to go out and buy some more."

Mr. Duncan said, "Yes, sir. I echo your encouragement."

Commissioner Sciortino said, "This just amazes me that a citizen would do this and be this generous to us and I just applaud him for that."

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Mr. Duncan said, "I think you have made a key remark when you indicate generosity, because this certain indicates that."

Commissioner Sciortino said, "That's fantastic. Thank you."

Chair McGinn said, "Thank you. All right."

MOTION

Commissioner Sciortino moved to Accept the donation and authorize the Chair to sign a letter of appreciation.

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, "Thank you, Randy. And thank you, Mr. Mayes, if you're watching our program today. Next item."

PUBLIC HEARING

B. PUBLIC HEARING REGARDING THE 2002 SEDGWICK COUNTY BUDGET.

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POWERPOINT PRESENTATION

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, “We have been working on this budget for the last several months. This is the last of the public hearings, today, and it would be appropriate, Madam Chair, for you to open the public hearing and let the public talk. We will then come back and catch you up to where we are and ask you for the adoption of this budget. But it’s appropriate, at this time, to open the hearing.”

Chair McGinn said, “Okay, thank you, Mr. Buchanan. Is there anyone here today that would like to speak to the 2002 proposed budget. Please come forward, give your name and address.”

Mr. Theron Black, 2222 W. 17th Street, Wichita, Ks., greeted the Commissioners and said, “I’m here as a member of your Advisory Council on Aging. I’m here to request that you give consideration to the supplementals that we presented to you. I note that in the budget that I saw, the one on the Medical Services Bureau for prescriptions was approved. Is that correct?”

Mr. Buchanan said, “Yes, sir.”

Mr. Black said, “Okay. We want to stress, in addition to that, we have visited the senior centers throughout this community and we have requested that an increase for these senior centers and on advise of the staff, we did not detail each and every one of the senior centers that we had interest in, because it gets rather cumbersome in the budget and they thought that it would be more clear to you Commissioners if we just asked for a lump sum and then allow us, later on through the fiscal year, to come back to you with our recommendations on individual senior centers for assistance.

These senior centers, particularly, and I noted the comments in the budget sheet that I saw, I tell you, these senior centers, particularly the ones in the outlying vicinity, they are run almost 100% by volunteers so there is very little that could be saved budget-wise in those senior centers. Maybe it’s possible, in some of the bigger ones here in town, but I have serious doubts about that, because we’ve looked at their programs and we find that they are doing a credible job.

Consequently, those senior centers run by volunteers, I don’t know how they’re going to save any additional money. The only thing that they have, other than their volunteerism, is that they’ve got electricity, heat, water. They’ve got to pay those bills. Now, some of the people in the community have furnished them buildings. Some of these cities or other functions in the areas have furnished them buildings, but that’s almost all that they’ve furnished. So, these senior centers are a vital part

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of the senior program and it's just like we say in the Older Americans Act, which is national money, senior centers are one of the focal points for people, particularly in the outlying areas, to access information of what is available to them and what sources could help them in their particular regards. So, we are strongly recommending that you Commissioners consider our request for this additional money for senior centers.

And in addition to that, we have the request for the Envision program. Now this is a program we've seen coming along but we just didn't see a way to really handle it until this budget session. It was that this program might be carried by some other agency. That is not true. This is specialized treatment for these people and there's a great number. The numbers are increasing of those who are blind or visually handicapped. We certainly stress that we would appreciate your consideration for the Envision program.

In addition, the Adult Daycare program. I don't know if you've had the opportunity to go around to these programs but, I'll tell you, this is a very necessary program, in that these people, not only for the one who is taken care of to meet with other people and get away from being stuck in a home or someplace where they have no contact with other individuals. It enhances their life to be able to get out and meet with others. And, in addition to that, the caretaker, he needs, occasionally he needs some relief. I don't know if any of you have somebody you're personally . . . that's handicapped that you're taking care of or not. But I've seen this in a number of instances and some of my friends and it is a burden. I tell you it is a burden. And we would appreciate your consideration in this area.

Now, I've told you how we, on your advisory board, and everybody on this board is somebody that one of you has appointed with the idea that they knew what they were doing for the aging program. So, please, consider what we're telling you. These are the programs we think that are necessary and are effective. If you don't think we know what we're doing, I suggest you get rid of it."

Chair McGinn said, "Thank you, Mr. Black, for being here today. We do have some questions, so hang on just a second."

Mr. Black said, "My Vice-Chair here, too."

Chair McGinn said, "Okay. And again, I want to say thank you for being here today and a great deal of the work that you guys do does come before us and we take great consideration. So, I wouldn't want you to quit because we certainly need you to help us with making those decisions. Commissioner Gwin has a question or a comment."

Commissioner Gwin said, "Mr. Black, thanks for being here. Just for clarification on the numbers,

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the additional money that you all recommended for the senior centers, as I read it, is \$11,823?”

Mr. Black said, “That is correct.”

Commissioner Gwin said, “And the additional money for Envision was \$8,400?”

Mr. Black said, “Correct.”

Commissioner Gwin said, “And the additional money for the Adult Daycare was \$5,000, that’s Catholic Charities? Okay, on the Adult Daycare, from 2000 the budget for Adult Daycare was \$10,000 and this year we doubled that to \$20,000. And so, are you all aware of any results or how doubling that money has done?”

Mr. Black said, “Well, it has certainly allowed a number of people to have assistance in this area and we find this a growing need in the community and that’s why we requested this additional money. Otherwise, sometimes we have to come along at the end of the year and request supplementals. We just like to have the program in force.”

Commissioner Gwin said, “Okay. Now, on the senior centers, was it your suggestion that we fund that and then let you all come back with a recommendation as to what center should get how much money?”

Mr. Black said, “That is our recommendation that you authorize the additional funds and allow us to come back to you, during the fiscal year, and identify the ones that we feel are in need and be specific about that.”

Commissioner Gwin said, “Okay. And I think I could support that. I’m not going to support any capital expenditures, however. I want this for staff or programs. Would that be acceptable?”

Mr. Black said, “I don’t know of any physical improvements that we’re looking at.”

Commissioner Gwin said, “Okay. All right. Thank you. I wanted to get clarification on that. All right, thank you for right now, Madam Chair.”

Chair McGinn said, “Okay. Commissioner Sciortino. Mr. Black, stay up here please.”

Commissioner Sciortino said, “Mr. Black, this is from one senior citizen to another, I want you to know that we very much appreciate the efforts that your board does, because through you we get to find out what the needs of the seniors are and I believe your Vice-Chairman and I know each other and have visited a little bit on it. The one thing that I do need to impress upon you is the problem that we have, as elected officials, is trying to service unlimited needs in the community with limited

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dollars and sometimes we have to weigh if we fund this program we can't fund that program. It's a very uneasy job that we have but when you have limited resources trying to satisfy unlimited needs and every person that comes to us with a request believes in their heart of hearts that what they're requesting for is the most important. It's a job that's not easy for us. I personally think this Envision program is very worthwhile and I'm going to support that. I've been to the senior centers that are in my area and I know they are run primarily . . . there's a director there that gets some funds, but they are run by very dedicated volunteers and I'm going to try to see if I can't support that. But understand that if we can't give you the whole pie, it's because we don't have the resources for the whole pie."

Mr. Black said, "Commissioner, let me explain to you, we have the same problem that you were talking about. If you think this is all that people come to us requesting, forget it. We tried to be as fiscally responsible as we could and I think we have been, considering the other requests that have come to us. And a bunch of them are real heart-felt things that people really have a concern for, but somewhere along the line you have to make some judgments and only go with the ones you feel are the most appropriate and that's what we have tried to do this time."

Chair McGinn said, "All right, thank you, Mr. Black. Is there anyone else here today that would like to speak to the 2002 budget. Please come forward, give your name and address."

Ms. Laurel Alkire, 347 S. Laura, Wichita, Ks., greeted the Commissioners and said, "I am the Executive Director of the Alzheimer's Association and I am just here to say thank you for your generosity in approving our part of the Aging budget for our Adult Care Connection program. Through your approval this year, we are right in the middle of our first year and what that program allows us to do is to work with families and other caregivers in Sedgwick County who are dealing directly with victims of Alzheimer's disease. So far this year, we have been able to be very involved in about 120 families and seeing them through the progress of this disease."

If you're familiar at all with Alzheimer's disease, you know it's very devastating. Families go through many, many losses, not just the physical losses, but also the mental. The loss of knowing that it's your anniversary or that it's your birthday or that you even have children. So, especially for the spouses, it's very difficult. So, I wasn't able to make the last meeting, and I just wanted to say thank you so much for allowing us to continue this program and help some of the estimated 8,000 people in Sedgwick County alone that suffer from Alzheimer's disease."

Chair McGinn said, "All right, thank you for being here today. Anyone else that would like to

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speaking to the 2002 budget? Last call for the public hearing of the 2002 budget. All right, I'm going to close the public hearing and have the Manager come back up and see where we're at."

C. BUDGET ADOPTION.

1. ADOPTION OF THE 2002 SEDGWICK COUNTY BUDGET.

POWERPOINT PRESENTATION

Mr. Buchanan said, "Commissioners, since the last up-day, which was two weeks ago, a number of things have occurred and so what I thought I'd do is show you where we are today, the latest information. Kelly Wallace, from the budget department, drew the short straw and so she's the typist. Maybe it's because she has the fastest fingers, I don't know. Kelly will be doing the typing, so when there's something that gets up on the screen that you don't like, glare at her.

We are here to ask you to adopt the 2002 total budget of \$259,463, 577. You'll see that under that last up-day figure . . . well, let's go across the last up-day. It's \$259,431,577. You'll see that all funds, the tax dollars are \$80,005,774 and that there's no increase or decrease in the mill levy as we're talking at this moment.

Under the changes, last week you sold bonds and the bond sale netted, if you go down to line eight, \$359,000. Now, we didn't net that. We budgeted \$359,000 more dollars than what the interest rates produced. We had exquisite bond rating, because of Chris Chronis and the Finance peoples work. The private sector has rated this organization the next to the highest rating possible. That's absolutely excellent for local governments in this part of the country. Because of those good rates, we didn't particularly do a good job, but it benefited us, in estimating what the interest rates would be. And so that was a savings of \$359,000.

You recall that the District Attorney's staffing table is different from other people's staffing tables. The increases occur, she is part of the payroll system but, because of State law, she can hand out increases and do things with her staffing table we cannot because of that State law. We finally got around to adjusting where we think the salaries are going to be for next year, including the cost of living and what would have been step increases had she been in the system, and that is an additional \$159,640.

And finally, we believe, after looking at the Health and Life Reserve, continuing to look at that and where we're going to be with health insurance next year, we think we can reduce the Health and

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Life Reserve by \$42,000. Therefore, the changes that are available to you, we think without adjusting much of the budget, is \$241,360. So, I know there are programs that you would like to see. I've been privy to some of those discussions and I would suggest that, when I'm finished, that the Chair begin the process by adding or reducing from the budget to make the adjustments today. Kelly will type them in and, once we have the first action, we'll see how it affects the red line, the \$241,360. You'll see how it affects the changes in the mill levy on the right. Right now we propose a .087 reduction, if we didn't add any programs, but I suspect that that's not going to be the case.

So, Madam Chair, I . . .”

Chair McGinn said, “It's time to play with the numbers.”

Mr. Buchanan said, “No, it's time to adjust the budget.”

Chair McGinn said, “Adjust the budget, okay. I guess, I'd like to start with one item that I think is a very important item to add, because of the work and what they do for our community and I'd like to have us add \$4,535 to the Sedgwick . . . \$40,535 to the Sedgwick County Extension Office and the reason is their programs are very beneficial to what we try to accomplish here at Sedgwick County serving our community, whether it's through children's programs or adult programs. The other thing was, I've been working with Bev Dunning from the Extension Office since January and one of the things that I had to have a good feel for was understanding where we're at with other counties and she provided me with some information. Keep in mind, Sedgwick County is still the largest county in the State of Kansas. We also happen to still hold the largest amount of farms in this county, but we also have the largest city in this county.

So, we are very diverse and what I've seen through the Extension Office over the years, a lot of people think of them as serving the rural community and that has changed drastically over the years.

Many of their programs serve our urban folks in our community through very good programs. So, in looking at some numbers that she gave me, when it comes to county appropriation per capita from the seven urban counties, we ranked fifth, and when it came to county appropriation per agent, we ranked fourth. And so, given that information, I think that we need to help them out, keep the good agents here in our community and that type of thing.

One other thing that I'd just like to throw out. I don't think I'm prepared to do this this year, but

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one of the things we've had discussions about is the Extension Office is very different in the fact that they have their own board. They're set up by State statute and that type of thing, and so they don't report to us. But many of their . . . well, the discussion was should their employees someday be County employees and I'm not ready to do that today, but I think that that's something that I would like for us to study in a year and see if that works. I don't know what other counties are doing that and that type of thing and whether it works or not. So, anyway, that's about all I have for right now is adding the \$40,535 to the Sedgwick County Extension Office. And nobody else has any other requests, because the lights aren't on."

Commissioner Gwin said, "We're waiting for you. We're patiently waiting."

Commissioner Winters said, "Well, I was just going to ask how you'd like to handle this. Whether you want us to be formal and request a time, or if we're in agreement do you want us to just acknowledge?"

Chair McGinn said, "We can go item by item. That would probably be best. And then that way we'll know where we're at each time."

Commissioner Winters said, "Well, I agree with everything you said about Extension, so I'm on board with the Extension."

Commissioner Gwin said, "I'll agree."

Commissioner Norton said, "I have no problems."

Commissioner Sciortino said, "Carolyn, I'm going to support this item. The only thing that I question is the fact that we're ranked fifth with the amount of funds that we give to the Extension Office. Does that include the building that we donated and the operation of the building or is that just the dollars that we allocate to them?"

Chair McGinn said, "I would have to find that out, because I know other counties also provide buildings and that type of thing."

Commissioner Sciortino said, "I'd really love to see that and what all that went into it, because I'm amazed that we're fifth. I would have assumed that we would probably be first."

Commissioner Winters said, "We'll find that information."

Commissioner Sciortino said, "But I'll be supportive of this item."

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Chair McGinn said, "All right, okay. That's all I have. Anyone else? Commissioner Gwin."

Commissioner Gwin said, "Yes, Madam Chair. I've been waivering back and forth on the additional request for the senior centers. We do our best to fund those, because I think we do recognize they're an important attribute. A lot of seniors use them for their gathering place. A number of them use them for their daily luncheon sites. They're certainly used as a resource center, for activities and services. I think the request from our Council on Aging is certainly reasonable, \$11,823. That's not a huge impact to the budget as a whole, but I think the impact of those dollars flow to hundreds and thousands of people who will be beneficiaries of it. So, I'd like to suggest that we fund the supplementary request for senior centers in the amount of \$11,823."

Commissioner Sciortino said, "I definitely will be in support of that. I think that . . . I've been down there, as probably all of you are. I've seen first-hand some of the services that they provide. One of the things that I really find gratifying is the hot meals that are provided to them on a regular basis. I go down to Derby and, on occasion, serve those meals and they're very nutritious and I get a cookie out of the deal, too, which I like. But there's a lot of things about . . . they have exercise programs. They have programs on teaching them how to work a computer. It just a very safe, secure way to let seniors feel that there still is productivity that they can do with their lives. I think it's a very worthwhile cause and would hope that the rest of you would support this supplemental."

Commissioner Gwin said, "Now, before I go on to something else, I need to know that explanation. What's that?"

Mr. Buchanan said, "I'd like to do that. The number above, in red that you see, is really the general fund number. That's . . . from the general fund, that's the money that we've accumulated. These programs are in the Aging fund, a separate fund which makes up part of the \$259,000,000 but a separate fund. There is sufficient reserves, we believe, in the Health and Life reserves in Aging to take care of these and the other requests but we want to show it that way so it doesn't affect the \$200,000."

Commissioner Gwin said, "Will the same thing hold true then if we have other items that we think need to be funded through that Aging mill levy?"

Mr. Buchanan said, "Yes."

Commissioner Gwin said, "We'll see that same offset as we proceed?"

Mr. Buchanan said, "Yes."

Commissioner Gwin said, "I don't know if . . . I don't want to steal anybody's thunder, but I think each of us heard a very impassioned and a very, I think, unmet need when the Envision folks

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showed up a couple of weeks ago. And I'm going to request . . . Oh, did I get enough support on the seniors to go on? Do I have enough support for the seniors? Okay, otherwise we'll have to start arm wrestling. The Envision program requested \$8,400 and I would like to suggest that we add that. I think this is going to be their program to help folks who are suffering with macular degeneration, will be similar to the program that we implemented several years ago when the Alzheimer's Association came to us. It is a . . . these are problems of an aging society and prior to the Alzheimer's presentation, we didn't have a program for that and it was a real unmet need. I believe Envision, the services they can offer to folks who are suffering with macular degeneration is a real good program. I'll be very anxious to get a report back from those folks on the number of people served, what kinds of services they provided and next year's budget, I want to ask them to be sure and bring us some of the results, if this funding is approved today. So, that's my next addition."

Chair McGinn said, "Do you have any more?"

Commissioner Gwin said, "That's it right now."

Commissioner Sciortino said, "Support."

Commissioner Winters said, "Yeah, I agree with that."

Chair McGinn said, "Okay, I'm okay. Commissioner Winters."

Commissioner Winters said, "Thanks. I have just a couple of items I'd like to talk about. In the Register of Deeds supplemental, Bill Meek had requested some addition in his staff and I think we've been very fortunate that our County has now a Register of Deeds that's doing a very good job. But he has convinced me that there is still need for some folks in his shop to make sure that the efficiency continues. So, I'm going to recommend that we add two folks to his staffing table in the Register of Deeds Office. Now, I know that the Manager, and I'll let the Manager speak to his request about that for a moment and then maybe we can talk about that, too, but if there's any consensus I'd like to add two people to that Register of Deeds staffing table."

Commissioner Gwin said, "And just real quickly, if I'm looking at the backup material that he gave us, if we need an amount, I thought the amount was something like \$76,000?"

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Mr. Buchanan said, "We think the two positions that we know about that you're considering is the supervisor for 37 and I don't have that paper right in front . . ."

Commissioner Gwin said, "Well, I've got an Administrative Assistant, including benefits, at 41,018 and a Fiscal Associate, salary and benefits of 34,642."

Mr. Buchanan said, "I don't know where those figures came from but the figures that I have come from the Budget staff and the payroll and our staffing tables that would indicate an administrative specialist supervisor, total with benefits of 37,894 and an archivist, fiscal associate archivist at 31,721."

Commissioner Sciortino said, "Okay, I like your numbers better."

Commissioner Gwin said, "I don't know, Tom. What did you have?"

Commissioner Winters said, "I'm not sure but I'd be comfortable, I guess, going with the budget numbers. I thought the numbers that I had from Bill were a little bit different from that."

Commissioner Sciortino said, "Mr. Manager, are these numbers that staff has worked with Bill Meek on?"

Mr. Buchanan said, "What we did was take the positions that he described, we plugged them into our range and classification system and this would be, one position is a range 19 and another is a 16, and that's the salary with the benefits, health and life, that those positions would do. And that's how we do all new positions."

Commissioner Gwin said, "But one of the problems is one of these folks is a current employee and I don't want her to have to take a cut to move to a new position. I don't know what range and step she's currently on, but he's going to transfer her, and then hire someone in her position. So, I don't know . . ."

Mr. Buchanan said, "I want to talk about that also."

Commissioner Gwin said, "Okay, but my point is, I don't want her to have to take a cut, to take a new position."

Mr. Buchanan said, "Chris just told me that, if you remember in the budget, we've adjusted salaries down because we were paying cash for health and life and that's what he thinks the difference in the budgeted numbers for budget and what Bill Meek has brought to you."

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Commissioner Winters said, "Yeah, that makes sense. So, what is the number that you have, then, for these two people?"

Mr. Buchanan said, "One's 37,894 and the other's 31,721."

Commissioner Gwin said, "69,615."

Commissioner Winters said, "All right. Well, let's just work with that number and then if we need to make an adjustment, we will."

Mr. Buchanan said, "We can always do that."

Commissioner Winters said, "So, do you want to speak now to your issue about one of these positions, the archivist?"

Mr. Buchanan said, "Yes, I would. The Commission will recall that several years ago, the then Clerk and Treasurer came to the Commission and said, 'we need to put together a document center. We need someone who is a records manager and this would be a systematic keeping of all the County records: clerk's records, treasurer's records, register of deeds, district attorney, courts, payroll. And we began that program. State law was changed and it became clear to us what our responsibility is in Open Records and in keeping those records. And we also began a whole series of technology . . . instituting some technology changes, including the whole imaging process.

Bill Meek has come to us, and rightfully so, and said, 'we have a lot of old records'. We have a lot of records that are on paper . . . not parchment but almost parchment paper. Fortunately, there's no stone tablets but some of them are ancient in terms of documents and are crumbling and we need an archivist, we need someone to figure that out. How to handle it, how to not only handle the current documents, the documents that are there, how to record them in a different way and take the microfilm and how to image those pieces of information. Well, his is the greatest need. His is the one that we've identified as having the greatest need. I know some discussions have occurred before he went on vacation about having that person, clearly that person needs to work in the records center, and having that person report to the Division of Information and Operations and funded from Bill Meek's budget and primarily only working on his documents, while designing a system for the whole County.

This system works in other departments. The Sheriff's Department has someone from DIO in there doing all the computer changes and handling all his technical needs in the Sheriff's Department,

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there are two person that originally came out of the Sheriff's budget. It happens in COMCARE, where they fund a grants position who handles the grants for them, but reports to Chris Chronis. We have that happen with technical people also from COMCARE and we see this happening more and more.

The nature of the Record's Center is that it's a secure place with one supervisor, with a limited access. You and I can't get in there without being escorted. I don't have a way of getting in there and that's the way it needs to be. If we're going to keep records so that the District Attorney and the courts and the Treasurer are comfortable that it is a secure situation, we need to make sure that there is control and a clear line of control. I'm recommending that you fund this position and I would recommend that that position report to DIO."

Commissioner Winters said, "Well, Commissioners, I would like to suggest that if there is support here for these two position, that we go ahead and include them in the budget and then that, since Bill Meek is out of town and since we've not had a chance to visit with him . . . I'm supportive of the Manager's recommendation of having a person with DIO in his shop but I want Bill to have some buy-in to that. I need to have his input in that. So, I would suggest that perhaps Kathy Sexton could meet with Bill as soon as he's back in town, and we could negotiate this and make sure that Bill is there. But for today, let's put the money in and I think it would be our recommendation that the person report to DIO, but let's make sure that we . . ."

Commissioner Gwin said, "I was going to say, for right now can't we just add the positions to the Register of Deeds staffing table and then let them work that out after Bill gets back. I mean, that's the commitment that I made to Bill and I don't want to change that without visiting with him."

Commissioner Sciortino said, "I just want to ask Bill a question. Regardless of which department actually get the employee or the funding for that employee would come out of Register of Deeds, is that correct?"

Mr. Buchanan said, "Yes."

Commissioner Sciortino said, "And it wouldn't change the amount of funding? If the archivist is 31.72 thousand dollars, that would be the same. . .?"

Mr. Buchanan said, "No matter what."

Commissioner Sciortino said, "Okay. And I think, is it your contention that if the archivist is working with Kathy, that when that person is done doing the archivist work necessary for the Register of Deeds, then Kathy could place that person someplace useful and then, at that time, Bill's budget would no longer have to fund that position. Is that correct?"

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Mr. Buchanan said, “Yes, but I think that’s a long way down the road.”

Commissioner Sciortino said, “I’m sure it is. Well, I could support your position. Let’s have Bill have some buy-in on it and see what happens. And then . . .it isn’t an up time, it’s just a switch of who that person ultimately reports to.”

Commissioner Winters said, “All right, so let’s go ahead and add your number in then.”

Commissioner Gwin said, “69,615, Register of Deeds.”

Commissioner Winters said, “And then, Chair McGinn, there’s one other item that I’d like to bring up. The City of Wichita and Sedgwick County, at the same time, enhanced the Zoo Boulevard problem, particularly where it goes under I-235. And that has really turned out to be a very good project. I mean, it has done well. I mean, David Spears and his group were able to work with the consulting engineers and we’ve pushed that up and really did a good job.

One of the things the City did in their project, which we didn’t get done in ours, is along their project they put a very nice wrought iron with some decorative zoo sculptures, zoo-type animals. If you get past 235, then you’re past the Big Ditch and our section of that ditch looks pretty poor. We weren’t thinking along those lines of what the City has done. I’d like for us to set aside \$70,000 so we could try to enhance that front door to the Zoo. And the City has done a very nice job and if you would support that, you know, \$70,000 is not much but I think we can do something there that will really enhance that stretch.”

Chair McGinn said, “Could that be a pink pelican?”

Commissioner Winters said, “I don’t know. I’ve visited with David Spears about it and he looks like he has a comment, so I would ask David if you have a comment?”

Mr. David C. Spears, Director, Public Works Department, greeted the Commissioners and said, “Yes, sir. At your request, I did call my friends back at the City, to find out about the cost of those sculptures on the fence and this has been quite an episode. I did get a hold of the artist that did it and he just called me back this morning, as a matter of fact. Each of those sculptures, or whatever you want to call them, that metal was . . . there’s five of them for \$35,000 so they’re about . . . If we do five, they’re \$7,000 a piece. But I don’t know how many you want to do along there.”

Commissioner Winters said, “Well, I don’t either. About the 70 is about as much as I want to go, and so we’ll work the budget underneath what that number is.”

Commissioner Gwin said, “Well, can I tell you I’m pleased that he was able to contact the artist,

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because when Commissioner Winters first came to me, I wanted to make sure that there was a continuation of that look. I think if you want to extend that, because they are very attractive and I think very nice entrance to the zoo, that you do carry on the same theme and the same look. And so this would include the fencing, Tom, and the additional sculptures?”

Commissioner Winters said, “That’s correct.”

Commissioner Gwin said, “I could certainly support that and think it would be a nice completion to that process, as you enter the main entrance of the zoo.”

Commissioner Sciortino said, “David, if I heard you right on the dollars that the artist . . . that would allow us up to ten.”

Mr. Spears said, “Well, you have to build the fence.”

Commissioner Winters said, “The fence is going to be expensive.”

Commissioner Sciortino said, “Oh, okay. I’m sorry. Okay, I got it. Yeah, I can support this.”

Commissioner Winters said, “All right. Madam Chair, that’s it for me.”

Chair McGinn said, “All right, thank you. Commissioner Norton.”

Commissioner Norton said, “We haven’t talked about the Sheriff’s supplemental yet.”

Chair McGinn said, “I was going to talk about that, but go ahead.”

Commissioner Norton said, “I think that was around \$10,000. I think I’d be very supportive of that and I think we need to put it on the table and talk about it. We’ve already hashed it around at two other meetings.”

Commissioner Gwin said, “Is that an even dollar amount? Do you remember?”

Chair McGinn said, “It’s \$10,200 and I just want to speak to that issue just a little bit, if I could.”

Commissioner Norton said, “I’ll defer that to you, if you’d like. I just had it on my checklist. The two things that I had, that if there’s money still available, are the \$15,000 for the Arts and Humanities Council for their October Humanities Days they’re doing not only this year but next year. I wanted to earmark some money for that. That’s \$15,000. The other that I’ve discussed at several meetings is the . . . trying to put some money, some seed-money into an initiative I’m

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working on, which is the Leadership Academy. It's a youth academy to involve probably 50 youth the first year but upwards to 3,000 or 4,000 youth over the course of a couple of years, in a leadership academy. I'm working that in conjunction with Wichita's Promise for Youth, Wichita's Boys and Girls Club, some other entities and that's kind of my brain-child. It's something I'd like to work on. I'm working on it right now, with no money, but I'd like to have some money to put the program together next year."

Commissioner Sciortino said, "What are you recommending?"

Commissioner Norton said, "\$25,000. I think the program, at full-bloom in five years, will have to have over \$100,000, but I think a lot of that will be private industry and business and other entities. It will not be government running it. I'd just like to get it started with some seed-money and hopefully we can back out of it in two or three years. Those are the only two things I had."

Commissioner Winters said, "I can support both of those."

Commissioner Sciortino said, "Yeah, I support it. Is it my turn?"

Chair McGinn said, "Well, your lights not on yet."

Commissioner Sciortino said, "I thought we were going just one, two, three, four, five. Well, there's a distinct disadvantage of being fifth."

Chair McGinn said, "Well, then maybe I need to go first on the Sheriff, just to know where you'll be."

Commissioner Sciortino said, "Well, the Sheriff's already on there."

Chair McGinn said, "Is he on there. Okay, got it. All right, there you go."

Commissioner Sciortino said, "Well, why don't I just be real generous and let us reduce our budget by \$11,010."

Commissioner Winters said, "That'd be great."

Commissioner Sciortino said, "That's what I'm going to do."

Commissioner Norton said, "Madam Chair, I had a note just on EMS. Did we cover all them in the budget? I mean, is that all covered?"

Mr. Buchanan said, "It depends upon your point of view. The original request from Tom Pollan

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and the EMS Department were for six crews. I think you received a letter from the Health Department and the Medical Society talking about that. What we have in the budget is for January 1st two crews to begin. We also have reserved money for two more crews, depending upon what the study says. And the 5th and 6th crews have not been . . . a funding source has not been identified but if the study would come back to say that that's essential for life care, pre-hospital care in this community, I think there's . . . I know with a \$259,000,000 budget, there's ways in which we can do that. So, two are absolutely identified, two are held in reserve until the study is finished in the budget."

Commissioner Norton said, "So up in the air was the 5th and 6th ones and we don't need to deal with that today."

Mr. Buchanan said, "I'm not recommending we deal with that today."

Chair McGinn said, "Okay. Just to have some clarification on the Sheriff's EMCU, which is the Exploited and Missing Children's Unit, just so the public knows, this is a joint effort that the City of Wichita, Sedgwick County Sheriff's Department and SRS works together on, investigating cases of that type and doing follow-up work. And so I just . . . this is kind of the proportional part of work that we do through the Sheriff's Department. So, they worked through this back in April to find out what our portion should be. But I just wanted everybody to know that that's not just something out of Sedgwick County Sheriff's Department. This is a partnership with SRS and the City of Wichita as well."

Okay, I have just one other quick question, and that is in the Environmental Resources Department, with all that's going on, you have assured me that there will be a position if needed in the future."

Mr. Buchanan said, "Yes, ma'am. I've had that conversation with Susan last week. I've not had one this week yet."

Chair McGinn said, "All right. Is there any other discussion on this budget?"

Commissioner Norton said, "I just have one and that's the additional \$5,000 for the adult daycare center. We didn't really debate that, whether we were interested in that, that Theron had brought

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up. And we have the money. I mean, \$5,000 isn't much but that would finish off what the senior group brought to us."

Commissioner Gwin said, "And I looked at that. The only reason that I didn't suggest it was because we just doubled the funding in that program from last year to this and I think, with that kind of increase, I'm probably willing to let it ride and see how we do. I guess I haven't gotten a report from what doubling that funding means yet. I don't know about the rest of my colleagues."

Commissioner Norton said, "It was on the table and we didn't talk about it and I made a note so I thought I'd bring it back up."

Commissioner Sciortino said, "I agree with Commissioner Gwin. That was my . . . emotionally, I wanted to do it too, but when we had doubled it, I thought 'well, gee, let's see what doubling does for one year' and we could look at adjusting it next year if we need to."

Commissioner Winters said, "Well, I had also made a note to ask Annette to get us some additional information about the program and perhaps what some of the Advisory Committee's discussion was about and where they're coming from and so, it's certainly something I'd like to have some more detail on and maybe Annette can just get something to all of us in the next week or so and we can get a better handle on what's going on and what the doubling did mean and who else is investing in this program."

Commissioner Gwin said, "It would be nice to have maybe a half-year report, comparing and contrasting 2001 to 2000 and how many additional folks they were able to serve."

Mr. Buchanan said, "We'd be happy to do that and if there needs to be adjustment mid-year, we're perfectly prepared to do that."

Commissioner Gwin said, "Okay. If there's a waiting list or if there's still a need that we're not getting to yet, then we ought to look at that."

Mr. Buchanan said, "Madam Chair, if there's no other changes, I would suggest . . . recommend that you adopt the Motion."

MOTION

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Commissioner Gwin moved to Adopt the 2002 Sedgwick County total budget of \$259,431,577. The total budget includes a legal budget of \$200,106,673 with \$80,005,774 in budgeted ad valorem taxes, which is approximately equivalent to 28.6 mills, subject to review and technical adjustments.

Commissioner Norton seconded the Motion.

Chair McGinn said, "I have a Motion and a Second. Any other discussion?"

Commissioner Sciortino said, "Let me just ask the Manager one question, Madam Chair, if I can. This does then not necessitate a mill levy increase. Is that correct?"

Mr. Buchanan said, "That's correct. At this time. The Clerk and Treasurer calculate that in October, but as it stands right now, you've passed a budget without a mill levy increase."

Commissioner Sciortino said, "Thank you."

Chair McGinn said, "All right, I have a Motion and a Second. Clerk, call the vote."

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, "Next item."

2. ADOPTION OF THE 2002-2006 CAPITAL IMPROVEMENT PROGRAM (CIP) AND THE 2002 CAPITAL BUDGET

Mr. Buchanan said, "Commissioners, we don't have a presentation for you on this. You have the 2002-2006 Capital Improvements Program of \$216,000,000 and I would recommend you adopt it."

Chair McGinn said, "Commissioners, are there any questions for the Manager?"

MOTION

Commissioner Sciortino moved to Adopt the 2002-2006 Capital Improvement Program of

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\$216,619,113, including \$63,226,102 for the 2002 Capital Budget with changes (if any) from adoption of the 2002 operating budget, subject to review and technical adjustments.

Commissioner Winters seconded the Motion.

Chair McGinn said, "I have a Motion and a Second. Commissioner Gwin."

Commissioner Gwin said, "Thank you, Madam Chair. As I stated a couple of weeks ago, I'm going to vote no on this. This Capital Improvement Program delays several projects which delays are unacceptable to me and also includes a major addition that I don't support. So, I'll be voting no."

Chair McGinn said, "I have a Motion and a Second. Any other discussion? Clerk, call the vote."

VOTE

Commissioner Betsy Gwin	No
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Mr. Buchanan said, "Madam Chair, you now need to recess into the Fire District agenda, if you will please."

Chair McGinn said, "I'm going to recess our Regular Meeting of the Board of County Commissioners."

D. RECESS TO THE FIRE DISTRICT #1 MEETING.

The Board of Sedgwick County Commissioners recessed to the Fire District Meeting at 10:00 and returned at 10:11 a.m.

NEW BUSINESS

E. RESOLUTION AUTHORIZING AND PROVIDING FOR ESTABLISHMENT OF A

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LOCAL RESIDENTIAL HOUSING FINANCE PLAN; AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$70,000,000 AGGREGATE PRINCIPAL AMOUNT OF SINGLE-FAMILY MORTGAGE REVENUE BONDS (MORTGAGE BACKED SECURITIES PROGRAM) 2001 SERIES B, OF SEDGWICK COUNTY, KANSAS, AND SHAWNEE COUNTY, KANSAS

Mr. Brad Snapp, Director, Housing Office, greeted the Commissioners and said, “This morning, you have before you a resolution to establish a local residential housing plan, in order to issue the 2001 Series B, Single-Family Mortgage Revenue Bond program. This issue will provide \$67,750,000 for first-time homebuyer mortgages throughout the State.

Before I get into this program, I’d like to give you an update on our Series A that was issued a few months ago in May. The average family made \$34,000 a year and took out a mortgage on a \$61,000 house. When it’s final numbers, we expect to see that nearly 700 families were able to buy a home through this program.

Series B is very similar. Approximately 1,100 qualified first-time homebuyers across the State of Kansas will receive a grant equal to 4% of the mortgage amount for down payment and closing costs. Four percent on the average priced homes, using \$61,000, is almost \$2,500. This issues interest rate for a 30 year fixed-rate mortgage with cash assistance is projected at 6.85%. Buyers can use a FHA, VA, Rural Housing or conventional loan. Income and purchase price limits vary throughout the State. Funding is set aside for one year in the target area. Target area homebuyers can choose between loans, with cash assistance or unassisted loans at a lower interest rate. First-time homebuyer requirement is waived in the target areas.

The City of Wichita Housing Services may assist qualified homebuyers who choose the lower interest rate with their Home Investment Partnership money. We have \$500,000 set aside for acquisition and rehabilitation, and \$1,000,000 specifically for rural homebuyers. This Series B program will close August 29th. That will be its day of issue. We encourage people who are interested, if you do approve this resolution today, to contact their lenders today, because the bond programs do go very quickly. We’re relying on the Wichita Independent Neighborhood Association, the City of Wichita Housing Services, local media to help us communicate this opportunity to the public.

The Housing Office will send out letters to the Economic Development people throughout the State and also non-profit housing organizations. This is the first time in six years that Sedgwick and Shawnee Counties have been able to issue more than one program a year and we hope to issue a third program later in the year, if this one is successful. If you have any questions, I’ll try to answer them now.”

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Chair McGinn said, “Well, you just answered it, I think, for me. This is our second one and the question I had was, the targeted areas it seems like don’t go quickly. Right?”

Mr. Snapp said, “They don’t go. The money is set aside for a year and it really just stays there and that’s why we’re . . . in our target area it’s roughly between 21st Street and Douglas, Market to Hillside and then also Planeview and Hilltop are included in the target area.”

Chair McGinn said, “And is that just because people simply don’t have the money to get it.”

Mr. Snapp said, “Well, that’s part of it. You know, there’s a lot of homebuyer programs in those areas and we’re just starting to work through that and get more people to access this program. And you know, people can use not only bond money but, for instance, we have a first-time homebuyer program with the County. It’s a neighborhood builder program with Affordable Housing program money from the Federal Home Loan Bank but the key is people can use other subsidies with the bond program. So, there’s great opportunities out there, if they only knew they were there.”

Chair McGinn said, “Well, and hopefully those funds will get out there. I know that we just found out this spring that the NAACP was selected here in Wichita, Kansas to do some of these homebuyer education programs, help people get credit-worthy and those type of things. And so, I’m glad to see we have another set there and, to me, this just works hand in hand with the program that they have going on. So, thank you, Brad. Commissioner Gwin.”

Commissioner Gwin said, “Thank you, Madam Chair. Brad, as you know, I was contacted by some of the lender representatives about some of the difficulties that they were having in the first program and visited with them about that, visited with you about that. I got a call the other day from one of those people saying that he appreciated your responsiveness and that any of the concerns that they had in the previous program about being able to get the loans done in a timely manner and use all of the technologies available today, that those previous concerns had been resolved and they were looking forward to this program. On behalf of the Board and the homebuyers of this community, want to thank you for listening to their concerns and trying to make those revisions in this program.”

Mr. Snapp said, “Well, thanks. I appreciate that and that’s one of those circumstances where the County’s management model of listening to the stakeholders really paid off and it was a lot of work. And I wanted to take the time . . . you know, putting one of these bond deals together is pretty cumbersome and we have Chuck Bouilly with George K. Baum, the County’s underwriter and Jack Ranson with Ranson Housing and there’s just a host of people who work on these deals. And the lenders are certainly a key part, because there were some problems the first time with a learning curve. We tried some new things and we’re continuing the new things, but we’ve just worked a lot of those problems out.”

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Commissioner Gwin said, “Well, for decades . . . we’re in our second decade, I think, of these kinds of programs and they have been wonderfully successful, with the . . . as the Chair pointed out, with the exception of the target areas, which we continue to struggle with. But they’ve been wonderfully successful in getting folks to realize the advantages of home ownership, to start off in a beginner home and start building their equity and the basis of their real worth in the future. So, when interest rates were high, these were wonderful. When interest rates are low, these continue to be wonderful, because they do provide advantages that traditional financing does not. So, I’m sure that as soon . . . this one may be sold before we even authorize it. I know how the work in the Real Estate sector goes. I’ll be happy to support this again. It continues to be an ongoing success story. Whatever you can do, or others, to promote homeownership in the target areas, I’m sure this Board would appreciate, I know the community as a whole would appreciate and, again, thank you for using the County’s management model to try to address some of the concerns of the past. I appreciate your hard work in that area. Thank you. Thank you, Madam Chair.”

Chair McGinn said, “Commissioner Winters.”

Commissioner Winters said, “Thank you. I wanted to take a . . . I’m certainly going to be supportive of this, but also wanted to acknowledge that we have here today Jack Ranson and his firm, with which we’ve worked for many years on these projects and we certainly appreciate his work. And Charles Bouilly, with George K. Baum is here today, and Chuck, we certainly appreciate your work and effort on this project. And then, of course, Joe Norton is here and if we’re talking about a bond, we’re looking for advise from Joe Norton and his firm. So, we appreciate the work that all of you have done on these continuing projects.”

Chair McGinn said, “All right, thank you Commissioner Winters.”

MOTION

Commissioner Gwin moved to Adopt the Resolution.

Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye

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Vice Chair Ben Sciortino Aye
Chair Carolyn McGinn Aye

Chair McGinn said, “Thank you, Brad. Clerk, call the next item please.”

1. DISCUSSION REGARDING A PROPOSAL BY HERZOG, CORNEJO, A JOINT VENTURE.

Mr. Buchanan said, “Commissioners, you have received a proposal from Herzog, Cornejo entitled ‘A Joint Venture Regarding Solid Waste’. There has been some efforts on the Commissions part to have this as an item for discussion at this meeting, and it is on the agenda for that purpose.”

Chair McGinn said, “Thank you. Commissioners, before we begin, I know this issue tends to be emotional and contentious at times but I also know that there are a couple of Commissioners that have not had the opportunity to share publicly how they feel about this issue. We certainly want to give that opportunity to them. And so I think this is great that we’re having this open discussion.

I will share, I’m hoping this won’t take more than thirty minutes. I’ll just put it that way. If it does get close to that thirty minute time, I think I will work towards closing the conversation down and moving on in our Meeting. So, with that, Commissioner Norton.”

Commissioner Norton said, “Well, thank you Madam Chair. I’ll be brief in my comments. First of all, I’d like to thank the other Commissioners for allowing us to be put on the agenda kind of at the last minute. I understood your values about the gravity and importance of the budget today, that that’s very important. It affects a lot of citizens and that we’d like the lead-in line at the Eagle tomorrow to say, ‘we adopted a budget that raised no . . . the mill levy didn’t get raised’. I hope that does happen but for me there’s a need for public dialogue. As a Commissioner, and particularly as a new commissioner, there has been an extreme amount of information put out on this proposal. I’ve had many, many meetings with citizens, I’ve heard a lot of dialogue in the public, there’s been op-ed pieces written and I have a need to be able to voice my concerns and position on the information that’s before us.

For many years, I have looked at the solid waste plan. As a public official in Haysville, certainly I was very interested in it and as a elected official on the County Commission it is a public dialogue that will go on for a while. Yes, we have a plan but things do change. I was at a meeting the other night, and someone indicated to me that plans should never change, this plan shouldn’t change. And because I’m a new person on the Council, if the plan didn’t change or at least we looked at it, that would violate my ability to be part of the governance of my district. If laws were enacted and

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we held onto them forever, women wouldn't be voting right now, prohibition wouldn't have been cancelled. Governments do change, they do evolve, new voices step forward, new ideas are presented and we have to have public dialogue about that and I wanted to state my position.

I believe that we need to revisit the idea of land fills. I'm not supporting the proposal that's on the table at face value until we look at it and dig into the numbers but I think the information that I've seen and the numbers, at face value, are provocative enough and there's enough savings that we cannot discount that we at least need to recognize that the proposal has come before us and that we need to move forward in having a dialogue to look at that proposal.

This proposal that is on the table is public knowledge. It's been debated. It's been featured in Eagle editorials and I think to stick our heads in the sand and not deal with it, as a governing body, is wrong. I understand that every Commissioner has their right to either stick to the plan or to look at options and I value that. I value that in my colleagues and many of them have stated that to me passionately. But I have the right to have that moment in the sun, too and talk about it in public debate. I would like to see us move forward with this proposal and at least look at it, evaluate it and make sure that it is not in the best public interest to rethink landfills or other alternatives as a way to solve our problems. I do not agree that we need to go for two or three years looking at it, because I think that just keeps the public debate churning on the short-term and there are some people who would like to get on with their lives, one way or another and we need to figure that out, as a governing body. Tough decision, but I'd like to see us do that. That's all I have, Madam Chair."

Chair McGinn said, "Okay, all right. Is there anyone else that would like to discuss this issue? Commissioner Sciortino."

Commissioner Sciortino said, "Thank you, Madam Chair. First of all, I do want to thank you and Betsy and Tom for allowing Tim and I to speak to this subject. I have some negative feelings about having to even bring this subject up, because after I first got on the Bench, I was resigned to the fact that the overall consensus of the Board was that we were going to go forward with a plan that was adopted prior to me coming on the Bench and I was resigned to that position and I was committed to working with all of you to seeing to it, if it had to be a transfer station, distant landfill concept, that I would work very hard with you to see that we had the most efficient transfer station/ landfill concept.

However, when the Herzog/ Cornejo was submitted to us, that got my attention when I started looking at the potential savings and benefits to the citizens of Sedgwick County.

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I'll digress for a moment, because I do agree with Commissioner Norton. To resurrect this and to ask the Solid Waste Committee to review all the other different options and ways of disposing of our trash and it could take up to two years isn't fair to the citizens of Sedgwick County. I think the people in Furley want to realize, once and for all, are we going to have to fight a landfill or not. I think the people at 55th and Hoover want to know, once and for all, are we going to have to fight a transfer station in our area. The people down in Derby have a proposal for a transfer station. When this was researched, and I believe it was researched very thoroughly back in 1995, it came back that there was only really one practical way of disposing of our trash and that was a landfill, either a local landfill or a distant landfill. That there was no practical way of doing it and I believe that research indicated that they were supportive of a local landfill. There was other studies done when the County took over the responsibility of the solid waste disposal and that committee advised that there was only one way to dispose of our trash and that was a landfill and they recommended a distant landfill, as opposed to a local landfill. So, if we ask them to research this again, my assumption is they're going to come back and say there's really only one practical way to dispose of our trash and that's a landfill, either local or distant.

In my opinion, there was discussion about whether or not Furley was the most ideal site for a landfill in Sedgwick County. I don't think there is a geologically ideal site for a landfill anywhere in Sedgwick County. I also believe that's why the federal government came up with Subtitle D regulations, was to allow counties that had land, but didn't have ideal geological strata, to have the option of building a landfill. I feel that, morally, it isn't right to dump our trash on a neighbor. I think that we should figure out a way to take care of our trash ourselves.

But I want to go back to this proposal that we all received from Herzog and Cornejo. I am not expert enough in landfills to find out if the savings that they've indicated here are realistic or not. I have to assume that Herzog, with as I understand it over 30 years of experience in handling landfills, 10 of which, by the way they've been operating the Brooks Landfill and the people at the City who have been talking to me indicate they're very pleased with them. I see, with the word

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Inc., that they're a public company so I have to assume they're responsible to their shareholders. Being in business for this length of time, I have to assume they're comfortable with the number but there is no pro forma in here and there is no real way of evaluating this proposal the way it's been submitted to us to take comfort that the savings that they're saying that the citizens of Sedgwick County would benefit from are realistic. And I agree with Mr. Norton, there is enough potential dollars, and I'd like to just pass this on down to everybody, that this is enough potential dollars here that it needs a serious look at. And we've even stated publicly, I have, I believe some staff has stated publicly, that we take all of these proposals seriously.

Well, the only way I know that we can take a proposal seriously, is to get into discussions with them and demand that they provide pro forma or demand they clarify any questions that they have, to be able to let us know whether or not these numbers are realistic. But I'm going to base, on the numbers that they gave us, and I had Chris Chronis, our Chief Finance Officer who we've already stated publicly is the best financial person in the world, I asked him to figure out. The figure that they came out with is that we would save the citizens of Sedgwick County \$6,000,000 a year in the reduction of the amount of money that citizens and businesses would have to pay to have their trash disposed of. And I asked him what that actual value would be, factor in the use of money over a 30 year period and he gave me a lot of proposals, some of which I don't think are realistic, but if you take the highlighted one at the bottom of the top portion of the page, it talks about the future value of \$6,000,000 for 30 years, factoring in only a 2% annual interest earning net of inflation. So he's factoring in that perhaps you could earn 5% on \$6,000,000 this year, next year you get an extra \$6,000,000 so you can earn 5% on the 12, ad infinitum but he's also factoring in inflation, so he's only using the net of 2%, but that number comes up to \$246,626,655.

And that is dramatic, but that isn't the whole story. Again, assuming the numbers that Herzog/Cornejo provided to us, there was a fee that they would pay to franchise them the right to have a landfill. That number came up to about 1.4 million to the County to pay for all the programs that we want. Right now, in our budget I believe, there's a half a million dollar for operating the Household Hazardous Waste facility. There is recycling efforts, because our stated goal is to try to reduce by 40% the amount of trash in our waste stream. But if we factor in that 1.4 million, using the same figures that Chris came up with, only a 2% net interest earnings of inflation, that 1.4 million each year, over 30 years, is another \$57,546,219. So, right now, we're well over \$300,000,000 and that still isn't the whole story. Because, in addition to that, the Sedgwick County citizens that live within Wichita, and the majority of our citizens in Sedgwick County do live within the city limits of Wichita, they're going to get additional benefits, because they have to take care of their street sweepings. Included in the plan is the fact that they're going to offer to take those street sweepings from Wichita at no additional charge, plus they're going to pay Wichita a fee for leasing the land that they've suggested to lease near Furley and that figure is identical to our \$57,000,000.

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If you add both of these, and Chris and I had a real quick meeting this morning, the amount of savings to the citizens of Sedgwick County is well over half a billion dollars. Now that is enough money that at least this is one Commissioner that says we really need to take a serious look, tear their numbers apart, sit down with them with Chris Cherches and their financial person and rip their numbers apart. Get comfortable that this is realistic or not.

When you start talking in the stratosphere of the amount of money that is entailed, I wouldn't be real upset if that figure only was 50% accurate. These are really a lot of dollars that are involved. I think that it is perhaps too high of an insurance premium to ask the citizens of Sedgwick County to pay to guarantee, absolutely, positively, that there would be no ground water pollution in Furley ever. I think that's too high of a premium to ask them to pay. If a Subtitle D landfill were ever to leak, we would . . . they would fix it. And I don't think anyone is saying that a leak cannot be cured or corrected. It can be and with this amount of money, potentially benefiting the citizens of Sedgwick County and benefiting actually the taxpayers of Sedgwick County, because if we receive 1.4 million dollars a year, there was no factor for any increase of that. We just flat-lined that figure.

And all of the sudden we can pay for some of the worthwhile projects that we've taken on, like household hazardous waste, we can reduce the taxes and fees that we're presently charging our citizens. And I want to hear what my fellow colleagues have and, after hearing what they have, I have a Motion that I'd like to try. I want to say something else too, if I can. I want to compliment the County Commission that was sitting on this Board prior to me coming on, two of which are still here, and are Tom Winters and Betsy Gwin. I am convinced, beyond any shadow of doubt, that had not you taken the action that you took some years ago, Sedgwick County citizens would never have received as lucrative a proposal as this portends to be. And you're to be complimented. I know you didn't take your action hoping that you would get a proposal like this, but because of taking over the responsibility of solid waste and because of deciding that, temporarily, a transfer station was the best way to go, it left us open to be able to seriously look at more lucrative proposals and this is one that we have in front of us today and it's because of the action that the previous County Commission gave and I want to compliment both of you and if I see Commissioner Hancock or the other ones, I'll thank them.

I guess that's all I have right now. With the idea that I would like to make a Motion, but I would like to hear if any of my other colleagues have any questions or any comments."

Chair McGinn said, "Commissioner Winters."

Commissioner Winters said, "All right, thank you. I'm going to try to be brief here. I believe we

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do have a good, workable plan in place. I think it will work if we let it work. It's got some things about it that may not be the best in the world. I do agree with Commissioner Norton, though that if our plan doesn't stand the test of time and changes, then it needs to be looked at. And it will either stand the test or it won't. So, I think your comments were good to the fact that if we didn't think about improving or changes on situations, we probably would still be back in the Middle Ages.

I do think, though, that Commissioner Gwin and I have been through a dialogue process. I mean, I don't know how many years it lasted, but it lasted a long time and we talked to lots of folks and we came out with what we've got now. And I do think, Commissioner Sciortino, that those numbers that you have come together with, I think they are significant. Although the numbers aren't the only story. They're certainly an important part of it, but if we were doing this by the numbers game we probably wouldn't be where we are today. You know, it's kind of like if the Solid Waste Management Committee had really only looked at numbers, again I'm not sure we'd be at this place. I think they were looking at other things. I think they were looking at the geology of this area, they were looking at the affect on this part of the County that this facility would have, they were looking at the safety of Subtitle D landfills and one of the things that I was supportive of particularly was using already existing landfills. I know one of the facilities in Shawnee County that at least part of our solid waste will be going to will be going into a rock quarry. And a hundred years from now, that country will look more like it did two hundred years ago than it does today, because today it has one huge hole right in the middle of a hill.

So, I think as I look at the whole issue, I think it really came to more than just dollars and cents, although I want to acknowledge that I understand and I think you have a valid point and again, if something has changed, if even the folks that have put this Cornejo/ Herzog proposal together, if they've learned new information that would be important for the Solid Waste Committee to look at, I mean, if they've got some kind of plan that would address some of those, I'm not sure . . . I don't think I have a problem with us taking a look at that, under the pattern that our current Chair, Carolyn McGinn, outlined last Friday. She's got a good plan in mind and I'm going to try to be supportive of that.

One last thing, one of the reasons we looked at the system we've got now and, even in talking about the dollar and cents side of it, we wanted a system that was going to minimize our solid waste and when you have your solid waste trash flow connected to revenue for somebody, whether it's the operator or the County or the City, there is no incentive to minimize your trash. I mean, if it's going to be revenue in our pocket, let's get it all that we can get. And I hope we keep that in mind, is the fact that I think we need to be serious about minimization of our solid waste for environmental reason. I don't consider myself to be an avid, flame-throwing environmentalist, but I

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think when we can do things that will help save the environment, I think we're responsible to do that. And if you don't agree with that, just drive out to Brooks and drive up on top of that mountain of trash. That's not a pleasant place.

So, with that I guess, Commissioner Sciortino, I'll certainly listen to what Motion you have. Thank you."

Chair McGinn said, "Commissioner Gwin."

Commissioner Gwin said, "I guess, just real quickly, part of the statutory process that we've been through, an important part of it is the Solid Waste Planning Committee. There is a process that says, they review the plan on an annual basis. That they've reviewed, gosh, I don't know how much paper. I was thinking yesterday about the stacks of paper that must be back in my file cabinet on this and they probably have more than I do on information and traditional incinerators and regional landfills and geology studies and whatever. And so, they're an important part, this citizen's group is an important part of our process. The challenge we have for them is that part of them being members, representatives of the public, is that we try to take the political influence away from them. However, for those of us who sit in front of a microphone on a regular basis, it's pretty hard to keep our opinions to ourselves and so, they may or may not be affected by what we say or think.

I disagree with Commissioner McGinn, in her statement of last week, I think only on one item. That I think she referred to the current use of transfer stations and regional landfills as 'temporary'. Temporary to me sounds shorter intentioned than I think I meant. My word would be either interim or almost permanent, if there's not a better, if there's not a newer, better solution. I'm looking for a new technology. I think we need a system that will serve us until we find a system to dispose of trash that isn't a dinosaur. And with all due respect for people who currently own and operate landfills, because we're going to have to use them, but I think we should be better. I think we can be better. I think we will be better in the future as to how we treat our land, the dirt and the water and whatever else. And to continue to bury trash, I think, is the dinosaur way of disposing of our municipal solid waste.

My hope, when we adopted this plan several years ago, was that we would use transfer stations, transfer a minimal amount of tonnage to a regional landfill, an existing regional landfill, that is more environmentally appropriate than any site we could find nearby. I have told the folks in Greenwood County and in Harper County and in Elk County and in Marion County and whomever else who have called us that I never once told entrepreneurs to go to their county and site a landfill. I've seen existing landfills that have the capacity and the desire to take our municipal solid waste. So, in that regard, I don't think we're dumping on our neighbors who don't want it. My picture always was the environmentally appropriate existing landfills who are more than willing to take our municipal solid waste. And Commissioner Winters' point is well taken. The basis of this plan is

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reducing what you bury or burn, whatever that end one is. I think the community was more serious about that than they were anything else. The community discussions, where thousands of people came together, the surveys and everything else said 'we want to recycle, we want to minimize'. We know we can minimize what we throw away, if government will help facilitate, help be the facilitator and help us do that. And by the way, not charge us extra, but reward us for minimizing what we throw away. So, it's still important to me, and I think it's still important in this community, that we really do put that at the forefront of what we hope to accomplish.

The other interesting thing to me, it seems, from all those discussions didn't have anything to do with money. I mean, money obviously was not their first consideration because so many of the folks said, 'we think the best answer is incineration. And they were aware that incineration was, in fact, the most expensive disposal method, bar none. So, that surprised me and I think it surprised a lot of us. But after we said, 'okay, that can't even be on the table because it's so expensive'. With traditional incinerators, we just can't get there. Financially, we can't afford it. But it planted a seed in my head that said we would like . . . we remember the days when we took the trash to our backyard and had the little incinerators or the little burners or whatever they were and mom and dad, or grandma and grandpa just burned their trash and we didn't really think much about it. It went and we had the ashes and they went on the rose bushes. Well, it's much more technical than that, but it did solve the problem, at that time. And so, that seed planted in my head and I thought, 'well, if we can't afford traditional incineration, I know there are . . . some will call them nuts and some will call the wackos, I prefer to call them creative thinkers who are out there now experimenting with high-tech burn. I don't know what it is. I don't know how much it costs. I'm not that bright but there are bright people out there who are looking at those technologies. And my sense, one of my hopes in adopting the plan that we have now, is that this would be an interim solution. I hope not permanent, because I believe that new technology is out there and that we would use this interim plan until a proven technology, a new burn technology was available to us, without expending a lot of money on facilities, on constructing a landfill, on cleaning it up, then we'd be better prepared to meet that new technology when it came to shake our hand.

I know Carolyn has a limit and I'll stop but I appreciate the proposal that was brought to us. I would say that if this page is going to be open, if the book is going to be opened again and the Solid Waste Committee or the Board want to consider a local landfill, that we open the book and that we again look at anything that's changed in this community. Has hydrology changed, geology changed, population density changed, aircraft traffic changed, those kinds of things and, if we're going to look at proposals, let's open the door and let's look at every proposal that any company or any government or anyone wants to bring us. I think that's the appropriate way to consider whether or not you want to make a change and how big a change you want to make it. I will stop for now. Like Commissioner Sciortino, I have a Motion of support of Commissioner McGinn but I'll wait and see who wants to go first. I think you probably need comments, before we do any of that."

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Chair McGinn said, “Well, since we’ve spent the 30 minutes, I guess I can’t comment. I guess I’ll extend that. Well, the first thing, I guess, I’d like to share is for the public knowledge, they need to know this, as Commissioner Sciortino said, we have two Commissioners who started with the plan and have worked very hard with this plan and citizens need to know trash is going to get picked up October 10th. It’s not about ‘do you have a landfill’. Yes, there is a landfill. It’s about where is that landfill right now. So, I think our citizens need to know your trash is going to be picked up as usual. Just haul the cart out. It will be picked up the same. So, that’s very important, I think. The other thing Commissioner Norton said was politicians change. That’s true and politicians change because citizens vote and it’s because of their value system and those types of things and so, as that happens, policies change and plans change. And so, I think that was a very important piece. The other thing that I wanted to share that I think is important with this plan that we have today that’s continuing to move forward and will be in place October 10th is that part of that plan is that we are going to have better recycling methods, pick-up, that type of thing. We’re going to educate the community, whether they want curb-side or whether they want to go dispose of it themselves at the Store or whatever. That option will be there and education is going to be a very important piece of this. We want to hit 50%. Whether that’s realistic or not, I don’t know. But the reason that’s in place is because citizens have asked for that. Citizens also said ‘we throw too much stuff away’ and waste reduction was very important to the citizens and so, I think those were key elements of where we are today that need to be said.

The next part, as I announced Friday in my plan, is what do we do as we move forward, as a community? How do we have final disposal of trash? And I think that’s the issue today is will we continue to take it at a distant landfill or will we have it closer to home. I think it’s important that we engage the community. That’s is another reason why we’re here today. Furley was bought and people weren’t told why it was being bought. And that rubbed people the wrong way and community was not engaged. And so, I think that’s a very important piece. I know you said you’ve heard from the community and, through your process, and I agree that you have. You’ve listened to the community as you’ve worked on your plan and that type of thing. But when I say engage the community, if we’re going to talk about a landfill in our community, to me everything is on the table. As Commissioner Sciortino said that KDHE, EPA has approved these Subtitle D landfills so that you could put them anywhere. And so my question is, why is Furley the only site that we should put that. So, I think all places should be on the table as to where this landfill should go. If Furley is the site and we find out that that’s the best environmental site, that’s fine but we may find out it’s down south, out west or whatever. But we need to make sure that that is the best site, but not just because we happen to own some land out there, or the City does.

And again, I think another part of this is we must be responsible to the environment. We don’t know of a Subtitle D landfill that leaks but it could leak someday and we need to me conscientious of that. And that’s part of looking at cost/ benefit analysis, when you talk about clean-up. That has to be factored in there as well.

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The other thing about cost. I guess the question I would have, I appreciate Cornejo Herzog bringing a plan to us, but to just say 'This is the plan. This is it'. You know, there may be abc company out there that saves us even more money. We don't know that. We also haven't had an opportunity to visit with our partners across the street of whether it should be public or private. We haven't had those discussions either. You know, perhaps if this is all about money, then maybe we need to make sure the citizens get as much as they can. So, I think that's a key point.

The other thing, if money is the factor and the driving force, then I think we also need to talk about franchising, because 80% of the cost to pick up your trash is the guy in the truck that drives by your house. Twenty percent is the disposal method that you use, the long-term disposal method. So, we're talking about 20% of the cost. So, if this is about money then I think, if it's only about money, then we also need to discuss the franchising again.

The other thing, the Solid Waste Committee has always been engaged in this process and I think they continue to need to be. Those are the citizens out there and as Commissioner Gwin said, they're not as affected about all the politics that comes towards us. Those are the citizens that are out talking to their neighbors and it's a diverse group and I think they need to continue to stay engaged in this process, as we move forward.

Let me just say a couple of more final comments, especially on the timeline. Two years I put out as a time-certain time, deadline. If this can be done faster, that's great. And if the Cornejo plan is good, that's great. But we need to know for sure. When you're making a decision for this community for the next 80 years, I don't think that two years is a long time. And so, I think it's important that we thoroughly move forward and talk about all the things that are on the table, sites, cost-effectiveness, community values. That's part of why we have this plan today, is because the community asked for some of these things. And so, that's basically what I wanted to say and I will sit here and take a lead from whoever wants to go next. Commissioner Gwin."

Commissioner Gwin said, "Thank you. And in the interest of bringing this to a close today and moving on, I was here Friday for Commissioner McGinn's press conference and, as I said, we don't agree on everything but I thought she had a very important statement and she's asked the Commission to join her in this idea. And so, using her words, I move . . ."

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Commissioner Winters said, "Could I interject something. I guess the thing I'd like to interject is I had heard, I think, that you're getting ready to make a Motion and I know that the folks that . . . well, Commissioner Sciortino and Commissioner Norton had a plan with this meeting and before we maybe get a Motion out there, I'd like to hear what they're proposing and if they've got a proposed plan and if Commissioner Sciortino has a proposed plan, before you make a Motion, I think it would be good, either in the form of a Motion or just explain what you would like for us to think about doing next. I think if we're going to get a Motion out there, we need to know which way we're headed."

Commissioner Gwin said, "That's fine. Thank you."

Commissioner Winters said, "Is that acceptable?"

Chair McGinn said, "Okay, now do you have a Motion or do you want to comment?"

Commissioner Norton said, "I just want to make one just real quick comment and I'll defer to Ben to make a Motion. I believe we have done the public a service today by talking about this and one of my values was to bring this forward and not have our heads in the sand. But I don't believe that we can have public dialogue and press conferences as individuals. To make these kind of decisions, they can't be helter-skelter, one at a time because we are only powerful when we are sitting at the Bench. And decisions that move us forward or keep us on the same course have to be made in public, with us voting on them. Because we have no power out there, individually, to say that we're going to site anything, we're going to look at proposals, we're going to put our head in the sand and ignore them. We have to do it in this venue and I compliment the County Commission today having done that and hopefully we'll have a Motion one way or another, we'll deal with this, and you know what, we'll move forward as a County Commission and do what's right. I will support whatever the will of the County Commission is today, but I think we need to know that, in public, as a governing body. Thanks."

Chair McGinn said, "Tom."

Commissioner Winters said, "Just a quick comment and, Commissioner Gwin, I did not mean to stifle your Motion, but I think if we've got an alternate plan out there I think we need to hear it and, I think if it's in the form of a Motion, then it will either go up or down and then we'll proceed on."

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Commissioner Gwin said, "That's fine. Thank you."

Chair McGinn said, "Go ahead."

Commissioner Sciortino said, "Well, I guess it's my turn. Just a few comments and then I will have a Motion and I do appreciate that we can vote on this Motion and Commissioner Gwin has a Motion and we'll see where that goes and et cetera.

A couple of things that I want to point out. It isn't just all about the money. I believe Herzog/Cornejo has got an individual on staff that is an expert on the environment. She has worked on both sides of the fence. She's worked with government in overseeing landfills. She's got credentials as far as being able to speak intelligently on environmental concerns, and part of my Motion is to encourage, hopefully it will be to encourage our staff, anyone else on this Bench that has environmental concerns, I would encourage you to speak to this young woman and get from her, her thought and her opinions as to perhaps why you should be as concerned as some of us are about the possible contamination at Furley.

I also have let it be known, right from the beginning, that my concept of Herzog/Cornejo plan, it's the private sector. I like private sector involvement and apparently the other Commission did like the private sector or the Commission would have held for government use, the use of the transfer station, and I applaud you for supporting the private sector. But in no way, shape or form am I saying that we adopt this plan, that this is the best plan, and eliminate everything that we've already put on the table. I fully support every attempt we can make at reducing the solid waste stream. I think that is environmentally right and it's the only moral thing that we can do. I also am 100% supportive on any and all recycling efforts that we may want to do to reduce, reuse and recycle, because I think that is the right thing to do. I think the creative things that Susan Erlenwein and Irene Hart have come up about household hazardous waste . . . some of you went and saw the swap and shop concept that they're doing in Colorado. At first, I kind of sort of had a 'who the heck is going to come in for a half a gallon of used paint or some bug spray or whatever' but apparently the public likes it. They're coming out and they're delivering their unused paint and they're picking up something else. Well, that's reusing something and not just putting it into the waste stream and I support that and I believe Herzog and Cornejo know that we're going to go forward and, in their plan, they're saying we're going to, through franchise fees or what have you, give you the funds to continue to support your programs.

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I like the fact that there are really sophisticated technologies out there presently that are better ways of disposing of our trash. There's a system that's being used in Japan right now that they can . . . I don't know how they do it and I can't even pronounce the word, but somehow they fire up the trash and it comes out the other end as building blocks and they're actually building homes out of trash. The figure I heard was like four hundred and some odd dollars a ton to do that. Incineration, turning trash into energy works. Tulsa was one of the first people to have it. It was very costly. I thought the figure I heard was close to \$200 a ton. I could be wrong. And they're feeling now . . . they would love to sell that to somebody, because it just didn't work. I don't know if they couldn't get enough trash or what. There's a lot of sophisticated programs out there that work. I think they are better ways to handle the trash but I think they're just way to costly at this time.

I think the two points that I wanted to make is first of all that we are going to go forward. Whatever we do here or don't do here today or in the future, I am not one proposing that we eliminate our goal of reducing our waste stream by 40%. I am a strong proponent, I'll be very honest, I am a proponent of recycling because I have the last word in my household on everything and on this issue it's 'Yes, ma'am' and we recycle. And I'm a strong supporter of recycling and I will be as long as I continue to be married to my wife and we've been married 29 years and she has a right to look at the new models when they come out but I hope she doesn't trade me in. I think they've factored all of that into this proposal and so I have a Motion that I would like to try because I do think that this needs to be given serious evaluation and I would hope that, if this Motion passes, that staff will engage in meaningful dialog with the principles of Herzog/ Cornejo, with any of their people, like this young lady that's the expert on environmental issues."

MOTION

Commissioner Sciortino moved that the Board of County Commissioners authorize and direct County staff to evaluate the Herzog/ Cornejo Landfill Proposal to determine the benefits to our citizens of franchising landfills in Sedgwick County and to make their findings and recommendations to this Board so that we may give direction to the Solid Waste Management Committee, and that staff report back to us with their findings and recommendations no later than 30 days.

Commissioner Norton seconded the Motion.

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

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VOTE

Commissioner Betsy Gwin	No
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	No
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	No

Commissioner Gwin said, “Madam Chair, I don’t know . . . this doesn’t call for any particular action, but as I started to say earlier, you made a suggestion in the press conference that you asked the Commission to join you in this next step and I think I’d like to try to affirm that.”

MOTION

Commissioner Gwin moved to direct the Solid Waste Planning Committee to begin to thoughtfully and methodically research disposal options for our community.

Commissioner Winters seconded the Motion.

Commissioner Gwin said, “My comment is, I will not put a deadline on that. I understand your timeline and you may go talk to the committee, as you feel necessary, to explain to them exactly what you’d like them to do. But I think your suggestion that folks thoughtfully and methodically consider what phase two might look like is one that I can support. Thank you.”

Chair McGinn said, “Did you have other . . .?”

Commissioner Winters said, “I just was going to ask Chairman McGinn if, in the press conference you had and your plan of action . . . I’m assuming that includes looking at everything. I mean, that includes looking at this proposal that’s out there.”

Chair McGinn said, “Absolutely. Absolutely.”

Commissioner Winters said, “So, maybe if you want to expand on what you believe that means, that would be fine.”

Chair McGinn said, “Well, I thought . . .”

Commissioner Gwin said, “Or if you want to amend the Motion, Madam Chair, I’d consider that.”

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Chair McGinn said, "Okay. I think it's still part of the process but the Cornejo plan will fit right into this whole process as being looked at."

Commissioner Winters said, "So, I guess I would interpret that the motions were not really considerably far apart, except for the time frame situation. Parts of those motions are pretty similar."

Commissioner Gwin said, "Well, but my sense is that we go to the committee first and not our staff."

Commissioner Winters said, "That's correct."

Chair McGinn said, "Commissioner Norton."

Commissioner Norton said, "I'd just like the Motion again, so I can make a comment. I thought it was going to be longer than it was and then it was shorter. I don't think I was listening good."

Commissioner Gwin said, "Okay, I'm just taking a sentence out of her press conference and she said, in total 'I'm going to ask the Board of County Commissioners in' and at that point then I said 'I move that we direct the Solid Waste Planning Committee to begin to thoughtfully and methodically research disposal options for our community'. End of Motion, end of her quote."

Commissioner Norton said, "Okay. Well, I don't want to speak for Ben . . ."

Commissioner Sciortino said, "That's a Motion. I haven't heard a Second yet."

Commissioner Winters said, "I seconded it."

Commissioner Norton said, "Are we at the discussion phase?"

Chair McGinn said, "Yes, and you're up."

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Commissioner Norton said, "I think Ben and I would like to move faster and I think, for me, I'd like to get a strong look at the Herzog/ Cornejo plan, so that we can move forward, past this. I've taken so many phone calls from citizens around the County that, if we're going to have a two-year dialogue I think it's going to be debilitating if we have that same kind of synergy that's going on. I think we need to get the emotion out of it. We need to deal with this a little bit quicker and then move on with the rest of your plan and your dialogue with the Solid Waste Committee. But this one plan that's before us really needs to be dealt with, one way or another and maybe the Motion does that. Obviously, trying to move it faster, we've decided as a group not to do that. Maybe Betsy's motion does that for us, but I still have a little heartburn about the length of time because I think the debate, out in the public, is still going to go on and I think we need to quell that a little while so that cooler heads prevail and we can move on with this."

Chair McGinn said, "Commissioner Sciortino."

Commissioner Sciortino said, "I think we've already defeated my Motion here of having staff talk to them to determine whether or not we even want to direct the Solid Waste Committee. I'd like to try a Substitute Motion on that and I'd like to do it a little bit more in the form of a resolution if I could. I'd like to read this resolution into the record."

Chair McGinn said, "Before we move forward, Rich, I just want to make sure we're following Roberts Rules of Order on this. This is correct?"

Mr. Rich Euson, County Counselor, said, "It is appropriate for you to entertain no more than two substitutes to the original motion."

Chair McGinn said, "Okay. And so he can read that and will we have to Motion and Second the substitute then from that point?"

Mr. Euson said, "Yes."

Chair McGinn said, "Okay, thank you. Go ahead Commissioner Sciortino."

Commissioner Sciortino said, "Well, because I think the Solid Waste Committee would like to get some real clear direction from us and if I were sitting on the Solid Waste Committee I'd like to have a resolution passed by the Board, so that it's in writing. It's signed by the Commissioners, so that they really know that this is the direction that the Commissioners are giving them."

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SUBSTITUTE MOTION

Commissioner Sciortino moved to approve a resolution directing the Sedgwick County Solid Waste Management Committee to review a proposed revision of the Sedgwick County Solid Waste Management plan and to present its recommendations to the Sedgwick County Board of Commissioners, whereas K.S.A. 65-3405 provides for the adoption and revision of local solid waste management plans, and whereas Sedgwick County Board of Commissioners pursuant to K.S.A. 65-3405 and Sedgwick County Code, Section 24-31, has established the Sedgwick County Solid Waste Management Committee as the committee responsible for reviewing the Sedgwick County Local Land Waste Management plan and making recommendations on same, and whereas landfills are a proper and practical method of solid waste disposal, and whereas a proper Subtitle D landfill is the approved and appropriate method of disposal supported by environmentalists and the United States Environmental Protection Administration, and the Kansas Department of Health and Environment, and whereas the residents and taxpayers of Sedgwick County would benefit by having a lower solid waste management cost if there were a local landfill, and now therefore be it resolved by the Board of County Commissioners of Sedgwick County, Kansas:

Section One; the Sedgwick County Solid Waste Management Committee is hereby directed to review the Solid Waste Plan and to make recommendations concerning the following:

- a) Whether either a public or private municipal solid waste plan should be a part of the solid waste management system for Sedgwick County and
- b) Whether such landfills should be regulated by franchise, as provided by law
- c) Whether and to what extent the County should contract with either the public sector or the private sector for the recovery of franchise fees and host fees to fund reductions of waste programs such as recycling, construction and demolition landfill development, household hazardous waste programs and other related educational and environmental program.

Section Two; The Sedgwick County Solid Waste Management Committee is further hereby directed to consider any other recommendation consistent with the revision of the Solid Waste Management Plan to allow for the siting and operation of either a public or private solid waste landfill in Sedgwick County.

Section Three; This resolution shall take effect upon its passage.

I think this is saying, I don't know if it is, but I'm thinking it's saying basically what I heard

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from you and Betsy but it puts it in the form of a resolution and that's my Motion.

Commissioner Norton Seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	No
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	No
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	No

Chair McGinn said, "We're back to the second motion that was made by Commissioner Gwin. I had a Motion and a Second. Any other discussion on it? Hearing none, Clerk call the vote."

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	No
Chair Carolyn McGinn	Aye

Chair McGinn said, "All right and one thing for the citizens to know out there, because I had a press conference and I'm not sure if all the stations got this information out because I know time is of the essence for many people. I have spoken to the Chair of the Solid Waste Committee, Milt Pollet, and he is . . . we are going to sit down and look at this timeline and start the process immediately, as to start looking at these proposals. So, as to the Cornejo/ Herzog plan, I'm going to, I guess since there aren't any other of those types of plans out there, it will probably be one of the first ones that are looked at. So, with that, before we call the next item, I'd like to take a five-minute break."

The Board of County Commissioners recessed at 11:18 and returned at 11:28.

Chair McGinn said, "I'm going to call back our meeting to order and we'll start with the next item. Clerk, call the next item please."

F. AGREEMENT WITH CLEARWATER FALL FESTIVAL COMMITTEE FOR CONTROLLED ACCESS TO MAIN STREET IN CLEARWATER, KANSAS

Regular Meeting, August 8, 2001
SEPTEMBER 7-9, 2001.

Mr. Jarold Harrison, Assistant County Manager, greeted the Commissioners and said, “The Committee for the Clearwater Fall Festival is asking for controlled access to Ross Avenue, which is the Main Street in Clearwater. Ross Avenue is controlled and maintained by the County and it would require your approval for them to have controlled access for September 7th, 8th and 9th for the purposes of holding the Fall Festival in Clearwater.”

Commissioner Sciortino said, “So, you leave the most controversial issue for last.”

Mr. Harrison said, “Would recommend your approval.”

MOTION

Commissioner Winters moved to Approve the Agreement and authorize the Chair to sign.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, “Next item.”

G. AGREEMENTS (THREE) FOR USE OF SEDGWICK COUNTY PARK

1. PKD FOUNDATION FOR FUNDRAISING EVENT SEPTEMBER 22, 2001.

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Mr. Harrison said, “This is a use agreement for PKD Foundation for the use of Horseshoe shelter and to conduct a fundraising walk in Sedgwick County Park Saturday, September 22nd. This would be subject to the receipt of a certificate of insurance and we would ask for your approval.”

MOTION

Commissioner Norton moved to Approve the Agreement subject to receipt of certificate of insurance and authorize the Chair to sign.

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, “Next item.”

2. AMERICAN MACULAR DEGENERATION FOUNDATION FOR FUNDRAISING EVENT AUGUST 25, 2001.

Mr. Harrison said, “This is with the American Macular Degeneration Foundation for the purpose of hosting a Sprint for Sight 5K run walk at Sedgwick County Park on Saturday, August 25th, 2001. We have received a certificate of insurance and would recommend your approval.”

MOTION

Commissioner Gwin moved to Approve the Agreement and authorize the Chair to sign.

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Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, "Next item."

3. MUSCLE, INC. FOR CAR SHOW SEPTEMBER 9, 2001.

Mr. Harrison said, "This is a group that we've worked with for several years at Sedgwick County Park. This is their Flex 2000 Car Show. Flex 2000 Car Show, that's interesting, instead of Flex 2001 Car Show, to be held September 9th at the Park. This would also be subject to a receipt of a certificate of insurance. We would recommend your approval."

MOTION

Commissioner Gwin moved to Approve the Agreement and authorize the Chair to sign.

Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye

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Vice Chair Ben Sciortino Aye
Chair Carolyn McGinn Aye

Chair McGinn said, "Thank you, Jerry. Next item."

H. AGREEMENT WITH ECCO DEVELOPMENT CORPORATION FOR LEASE OF PROPERTY LOCATED AT 604 NORTH MAIN STREET, WICHITA, KANSAS FOR WORK ASSOCIATED WITH THE FIRST FLOOR PAY STATION PROJECT (CIP# 2001 PB-476).

Ms. Paula Downs, Project Manager, Facility Project Services, greeted the Commissioners and said, "You have before you a lease agreement with Ecco Development for the temporary location of Treasurer's Office staff, in conjunction with the first-floor pay station project. This is approved a budget provides for this lease expense. I ask that you approve the agreement and authorize the Chair to sign."

MOTION

Commissioner Winters moved to Approve the Agreement and authorize the Chair to sign.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner Betsy Gwin Aye
Commissioner Tim Norton Aye
Commissioner Thomas Winters Aye
Vice Chair Ben Sciortino Aye
Chair Carolyn McGinn Aye

Chair McGinn said, "Thank you. Next item."

I. DIVISION OF HUMAN SERVICES.

1. AMENDMENT TO EMPLOYMENT AGREEMENT WITH JORGE BEBER, M.D. PROVIDING A COMPENSATION ADJUSTMENT.

Ms. Deborah Donaldson, Director, Division of Human Services, greeted the Commissioners and

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said, "This is our employment agreement with the Medical Director, Dr. Jorge Beber. It's for \$161,000 and those are County funds. I would recommend your approval."

MOTION

Commissioner Gwin moved to Approve the Amendment to Agreement and authorize the Chair to sign.

Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, "Next item."

2. GRANT APPLICATION TO KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES, OFFICE OF HEALTH CARE POLICY, FOR CRIMINAL JUSTICE DIVERSION FUNDS.

Ms. Donaldson said, "Commissioners, as you're aware, we are continuing to look at different kinds of programs in the diversion and in terms of any kind of program, especially focused around the jail, for individuals who could be kept out of jail or kept from returning to jail and making sure that when they have a mental health or substance abuse problem that that's adequately treated and is not going to be a reason or a cause for involvement in the correctional system.

This particular grant focuses on those individuals who have co-occurring disorders, a mental illness and substance abuse problems and working with them to make sure that they follow through and are involved in appropriate treatment programs. This will involve the hiring of a Masters level therapist to work with them and a case manager who will work with them to make sure that they follow through with the treatment recommendations. The grant would be for \$99,577. With me today is Judy Addison, who is director of the out-patient and substance abuse programs for COMCARE who put this grant together. I'll be glad to answer any questions. Would recommend

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your approval.”

Chair McGinn said, “Commissioner Winters.”

Commissioner Winters said, “Thank you. Debbie, I see that it’s projected that 100 individuals will be served. Is that the same number of . . . I mean, what kind of jail population numbers are we really talking about at any one given time that you think could be affected by this grant?”

Ms. Donaldson said, “Well, I know that our clinic at the jail is innundated daily with individuals who are needing services. So, you’ve got folks who are probably seeing eight to ten people a day who need some kind of services. The majority of whom are going to have either mental health substance abuse, but most will have both diagnosis. I don’t think there’s going to be any difficulty serving 100 people. I think our problem is going to be that there’s going to be more need than we’re going to be able to address with this particular grant.”

Commissioner Winters said, “Okay, thank you. Thank you, Madam Chair.”

Chair McGinn said, “Are there any other questions for Debbie?”

MOTION

Commissioner Winters moved to Approve the Grant Application and authorize the Chair to sign.

Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

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Chair McGinn said, "Next item."

3. AGREEMENT WITH KANSAS ELKS TRAINING CENTER TO PROVIDE CONSULTATION SERVICES TO THE COMMUNITY DEVELOPMENTAL DISABILITY ORGANIZATION FOR THE CHALLENGING BEHAVIORS PROJECT.

Ms. Donaldson said, "Colin McKenney could not be here today. He had a meeting in Topeka he needed to attend but I really want to recognize Colin because he really is taking a strong leadership position in the State, in terms of dealing with individuals who have a developmental disability and a mental illness. These are individuals who often will require more supervision, are more difficult often to work with in placements, are high-risk for institutionalization. I think the State, in fact, has recognized his efforts to move this forward. This particular agreement is with Kansas Elks Training Center, KETCH, for \$25,800 to provide consultation and hire a half-time psychologist to work with different facilities and the CDDO to make sure that treatment and the work with these individuals is appropriate and effective. I would recommend your approval."

Chair McGinn said, "Commissioners, are there any other questions for Debbie? If not, what's the will of the Board?"

MOTION

Commissioner Gwin moved to Approve the Agreement and authorize the Chair to sign.

Commissioner Winters seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

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Chair McGinn said, "Thank you, Debbie. Next item."

J. AMENDMENTS (TWO) TO THE 2001 CAPITAL IMPROVEMENT PROGRAM (CIP).

1. DESIGN PHASE OF REMODEL/RENOVATION OF 5TH FLOOR, WEST SIDE, MAIN COURTHOUSE (2002 CIP PROJECT).

POWERPOINT PRESENTATION

Mr. Pete Giroux, Senior Management Analyst, Budget Department, greeted the Commissioners and said, "This morning I have two 2001 CIP amendments to expedite two of the 2002 CIP projects you just approved. The first of these projects is the design and renovation of the 5th floor. It remodels the current court area on the fifth floor and it also renovates the area that was formerly occupied by the jail on the west side of the building to address both changes in the court's mission and of course the growth in their taskings.

We'll expedite the project by initiating the design early. Facility Project Services is waiting in the starting gate to issue the request for proposal and this will add some comfort to the timelines that we have surrounding this project."

2. DESIGN PHASE OF RECORDS CENTER AND COURT EVIDENCE STORAGE FACILITY EXPANSION (2002 CIP PROJECT).

The second project is related in that it's going to receive some of the records from the court. It's the design portion of the expansion of the record's center and court evidence storage facility that's located in the lower messanine. This will support our single manager records system, which is an excellent management tool and helps us operate very efficiently.

Cost for the two projects is \$154,320. We have available funds within the 1998 Juvenile Detention Facility HVAC roof project. We're going to reserve remaining funds to address major system repairs, if they're required, while it's still used as a detention facility. CIP Committee has reviewed this rigorously and they recommend approval. If you have any questions, we've got Facility Project Services staff here, in addition to myself."

Chair McGinn said, "Can you go back a slide, Pete?"

Mr. Giroux said, "I probably can."

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Chair McGinn said, "I guess I'm trying to understand the '98 roof project funds. We've not done that or we fixed it?"

Mr. Giroux said, "When we approved the renovations or improvements at the Juvenile complex, we put this on hold because the use of the facility is going to change and there are different standards involved. There's still some issues there that they're working on. We've used some funds from that project for the first-floor pay station."

Chair McGinn said, "The facility we haven't approved yet."

Commissioner Sciortino said, "This is the facility that we haven't approved yet and now we're going to do something different or is this the old facility?"

Mr. Giroux said, "This is the facility that was approved in the 2001 CIP and then a revised concept . . ."

Mr. Buchanan said, "Excuse me, Pete. If I may interject here. In 1998, we placed an item in the CIP for fixing the heating and air conditioning in the existing facility and a roof. We have re-examined that. We looked at it. We've patched it. It will sustain what we need to do. We have some money in that fund. We've put it on hold, pending a decision about the new facility. We think, because of looking at it again with a different set of engineers or a different set of eyes, that there are sufficient funds to start this project, start the fifth floor project using these funds and still have sufficient funds available to fix the roof at the existing facility, if we need to do that. Now, if this Commission chooses to build a new facility, then we'll reshuffle the money."

Commissioner Sciortino said, "If we approve this, then we're saying we're going to repair the existing facility's roof."

Mr. Buchanan said, "If you approve this, you're going to fix the fifth floor of the courthouse. That's all your doing."

Commissioner Sciortino said, "And we're using the funds that we were going to fix the old building that we decided to put on hold since we're building a new building."

Mr. Buchanan said, "Well, we don't know whether we're building a new building."

Commissioner Sciortino said, "I got it. I got enough of it so that I'll just defer to somebody else to decide if it's a good idea or not."

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Chair McGinn said, "Commissioner Norton."

Commissioner Norton said, "Have we not dipped into this detention facility, HVAC funds before and reallocated it?"

Mr. Giroux said, "Yes, sir. As I indicated previously, we used some funds for the first floor pay station. There's still a significant amount of money here that should cover any issues that come up while the facility is used as a detention facility, whatever your decision is."

Commissioner Norton said, "What is a significant amount?"

Mr. Giroux said, "It's in the neighbor of \$500,000."

Commissioner Norton said, "And the original amount was?"

Mr. Giroux said, "Was about a million, thirty if I recall properly."

Commissioner Norton said, "Okay. And that was going to do HVAC and roof, completely upgrade it."

Mr. Giroux said, "Yes, sir."

Commissioner Norton said, "Now, we're resigned to just doing roof and not doing HVAC. Is that pretty well where we're at?"

Mr. Buchanan said, "We're not resigned to doing anything. That project . . . until we make a decision on the new facility, we are not going to put a new roof or new HVAC in that building. Once a decision is made, if we're going to build a new building or if we're not going to build a new building, then we're going to move forward. But it's not prudent to spend those kinds of dollars on an existing building whose mission may change, until that decision is made."

Commissioner Norton said, "I certainly agree with that. It's just if we dip into it again, though, and then decide not to do a juvenile detention center we won't do either one of those projects without finding new money. So, are we getting close to that point?"

Mr. Buchanan said, "We think that's a possibility but we think we have enough contingency and

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we think we have enough time, in the decision making process, to address those issues.”

Commissioner Norton said, “Okay, good. That’s all I have.”

Mr. Buchanan said, “This is a place where we can fund the project. This is a commitment we’ve made to the judge. We recommend that you approve it.”

Commissioner Norton said, “Do we need to do both Motions? Can we do them both at the same time or do we have to do them separately?”

Chair McGinn said, “Can we do them at the same time, one and two?”

MOTION

Commissioner Norton moved to Approve the CIP amendments, Items J-1 and J-2.

Commissioner Winters seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, “Thank you, Pete. I need to take an Off Agenda Item.”

MOTION

Commissioner Gwin moved to take an Off Agenda item regarding a vacation order.

Commissioner Norton seconded the Motion.

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

VOTE

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Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

OFF AGENDA ITEM

POWERPOINT PRESENTATION

Mr. Robert Parnacott, Assistant County Counselor, greeted the Commissioners and said, “This is a request for a vacation of a setback, portion of a setback down in Haysville. I think you’ll see, in the lower left-hand corner of the map, that’s the general location. We’ve got an aerial photo, if you’d like to see the house itself and the garage. The idea is that the garage was built over the setback. Unfortunately, now they’re trying to sell the property and they want to clean this up in order for the sale to go through. Because it’s in the Haysville area, it’s not subject to the subdivision regulation. It would have ordinarily gone over to MAPD. Instead it went to the Haysville Planning Commission. They approved unanimously. The City Council is going to consider it on the 13th and make sure they don’t have any objections. So, the action we’re requesting you to do today is to authorize or approve the vacation order, subject to notification from the City Council of Haysville that they’re not going to object to the vacation and then we could have the Chair sign the order next week, after we get that confirmation. If you have any questions, I’d be willing to answer them.”

Commissioner Norton said, “I’ve talked to the Haysville Planning Commission and they’ve moved forward on this. It was unanimous vote and I think it will do the same through the City. So, I think we should approve it.”

MOTION

Commissioner Norton moved to approve the Vacation Order and authorize the Chair to sign, after the receipt of confirmation that the governing body of the City of Haysville will not object to the Vacation Order.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
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Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, "Thank you. Next item."

K. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF AUGUST 2, 2001.

Mr. Jerry Phipps, Purchasing Agent, Purchasing Department, greeted the Commissioners and said, "You have the Minutes of the August 2nd meeting of the Board of Bids and Contracts and there are seven items for your consideration.

**1) OFFICE REMODEL AT COMCARE- FACILITY PROJECT SERVICES
FUNDING: CAPITAL PROJECT**

Item one is office remodel at COMCARE. It was moved to reject all bids and resubmit at a later date because all bids came in over the budgeted amount.

**2) ROAD IMPROVEMENTS- CESSNA ADDITION- PUBLIC WORKS
FUNDING: SPECIAL ASSESSMENT**

Item two, road improvements for the Cessna Addition for the Public Works Department. It was moved to accept the negotiated bid of APAC Kansas for \$223,256.50.

**3) SQUAD TRUCK- FIRE DEPARTMENT
FUNDING: SPECIAL EQUIPMENT**

Item three, squad truck for the Fire Department. It was moved to accept the low quote of Rusty Eck Ford for \$43,320.

**4) COMPUTERS AND SERVER- DISTRICT COURT
FUNDING: CAPITAL PROJECT**

Item four, computers and server for the District Court. It was recommended to accept the sole quote of Gateway for \$65,138. This will be purchased off of a State contract.

**5) LAPTOP COMPUTERS- DISTRICT COURT
FUNDING: CAPITAL PROJECT**

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Item five, laptop computers for the District Court. It was also recommended to accept the sole quote of Gateway for \$33,787. It likewise will be bought off the State contract.

6) **HARDWARE MAINTENANCE- DIVISION OF INFORMATION AND OPERATIONS**
FUNDING: DIVISION OF INFORMATION AND OPERATIONS

Item six, hardware maintenance for the Division of Information and Operations. It was moved to accept the sole quote for the annual maintenance of IBM equipment for \$200,000.

7) **FAXGATE SOFTWARE UPGRADE- DIVISION OF INFORMATION AND OPERATIONS**
FUNDING: DIVISION OF INFORMATION AND OPERATIONS

Item seven, Faxgate software upgrade for the Division of Information and Operations. It was moved to accept the sole quote of Esker, Incorporated for \$23,035.

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

Chair McGinn said, "Commissioner Sciortino."

Commissioner Sciortino said, "Thank you. Could you explain to us a little bit on item two. What is meant by negotiated bid?"

Mr. Phipps said, "Okay, the engineer's estimate for that project was \$223,280. All three bids came in over the engineer's estimate. So, with the low bidder of the three, which was APAC of Kansas, they negotiated the bid with them to get us \$232,256.50."

Commissioner Sciortino said, "Okay, and that's normal practice that you do?"

Mr. Phipps said, "Yes, that's correct."

Commissioner Sciortino said, "Okay, and the other question I had, real quick before I go to jail here, on items four and five, these are laptop computers and what have you. It seems like there's a lot . . . How come only Gateway bid it? It would seem to me . . ."

Mr. Phipps said, "They have the State contract. I don't know if you have on your handout, but on item four there's \$6,182 in savings. And on item five there's \$2,158 in savings."

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Commissioner Sciortino said, “Okay, so Gateway is the only one that can bid on it. Okay. I was questioning why other people didn’t bid on the Gateway contract.”

Mr. Buchanan said, “We’re purchasing off of the State contract.”

Commissioner Sciortino said, “I understand. That answers my question. Thanks. No further questions.”

Chair McGinn said, “All right, are there any other questions?”

MOTION

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

Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, “Next item. Thank you.”

CONSENT AGENDA

L. CONSENT AGENDA.

1. Right-of-Way Easement.

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One Easement for Right-of-Way for Sedgwick County Project No. 833-AA, BB, CC on Rock Road from Derby to Mulvane. CIP# R-243. Districts #2 and #5.

2. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V010116	\$271.00		Vickey Reed
V010117	\$628.00	4	Doyle Davis
V010118	\$243.00		South Park Apartments
V010119	\$186.00	5	Country Walk Apartments

3. 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>
V2086	\$283.00	\$282.00
V20104	\$289.00	\$290.00

- 4. Waiver of policy to hire a School Mental Health Coordinator at range 24, step 6.**
- 5. Reclassification of Assistant Human Resources Director position from range 26 to range 27 of the Sedgwick County Compensation Plan.**
- 6. Case Number DR2001-07 – Resolution adopting amendments to the Unified Zoning Code related to parking and storage of vehicles and registration of nonconformities.**
- 7. Authorization per K.S.A. 79-2012 to withhold delinquent personal property taxes under the County Treasurer’s certifications (two) dated July 30, 2001.**
- 8. Order dated August 1, 2001 to correct tax roll for change of assessment.**
- 9. General Bills Check Register of August 3, 2001.**

Regular Meeting, August 8, 2001

10. Budget Adjustment Request.

Mr. Buchanan said, “You have the Consent Agenda before you and I would recommend that you approve it.”

MOTION

Commissioner Sciortino moved to Approve the Consent Agenda as presented.

Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, “Is there any other business to come before this Board?”

M. OTHER

Commissioner Norton said, “Just a reminder, Old Settlers Day is not this weekend but the next weekend coming up the 16th, 17th and 18th in Mulvane and the County will have a booth down there, if people would like to come and visit. Come on down. This weekend is the Haysville city-wide garage sale. If you’re looking for bargains, there will be over 500 garage sales going on simultaneously in the city all day Saturday. It’s a great time to pick up a couch or a novelty item or whatever you need. So, please stop by Haysville.

Finally, I had a drainage meeting one o’clock on Saturday with the citizens on the south side. We had around 150 people show up. It was very well orchestrated by the Storm Water Management group. I’d like to thank David Spears, Paul Taylor, Mike Berry and Mike Shoemaker from PEC and Joe Norton from Gilmore and Bell for all coming and trying to explain to the citizens how the process will work, what money would be involved and how they would help pay for any assessments. I think it was a great meeting and Dave, you may have some comments, but I thought it worked out really good.”

Mr. Spears said, “Well, no, to shorten up the meeting, I’d better not say anything.”

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Commissioner Norton said, "Very prudent. Thank you."

Commissioner Sciortino said, "Well, in keeping with his tradition, I was in Hook a Kid on Golf this weekend and had a lot of fun. Forty-four young kids learned how to play golf all week and then they had a tournament and the only thing that upset me was my young man was Matt Youngblood from Derby and he's mean, he's discourteous and he's very rude to seniors. He out-drove me on every hole. I don't mind when Jim does it, but when some 12-year-old kid does it, I really get mad. Okay, let's get serious."

MOTION

Commissioner Sciortino moved that the Board of County Commissioners recess into Executive Session for 5 minutes to consider consultation with Legal Counsel on matters privileged in the attorney/client relationship relating to potential and legal advise and that the Board of County Commissioners return from Executive Session no sooner than 12:00 p.m.

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Tim Norton	Aye
Commissioner Thomas Winters	Aye
Vice Chair Ben Sciortino	Aye
Chair Carolyn McGinn	Aye

Chair McGinn said, "We're in Executive Session."

The Board of Sedgwick County Commissioners recessed into Executive Session at 11:55 a.m. and returned at 12:04 p.m.

Chair McGinn said, "Let the record show that there was no binding action taken while in Executive Session. Is there any other business to come before this Board? Mr. Manager, Mr. Counselor. This meeting is adjourned."

N. ADJOURNMENT

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There being no other business to come before the Board, the Meeting was adjourned at 12:05 p.m.

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

CAROLYN McGINN, Chair
Fourth District

BEN SCIORTINO, Chairman Pro Tem
Fifth District

BETSY GWIN, Commissioner
First District

TIM R. NORTON, Commissioner
Second District

THOMAS G. WINTERS, Commissioner
Third District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2001