

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

APRIL 19, 2000

The Regular Meeting of the Board of County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., Wednesday, April 19, 2000 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem Carolyn McGinn; Commissioner Bill Hancock; Commissioner Betsy Gwin; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Michael Pepoon, Assistant County Counselor; Ms. Caroline Hosford, Environmental Training Specialist, Environmental Resources; Mr. Marvin Krout, Director, Metropolitan Area Planning Department (MAPD); Ms. Michelle Daise, Assistant County Counselor; Mr. Mark Masterson, Director, Department of Corrections; Mr. Chris Chronis, Chief Financial Officer, Division of Finance; Mr. John Nath, Director, Kansas Coliseum; Mr. Joe L. Norton, Gilmore & Bell, Bond Counsel; Mr. Jarold D. Harrison, Assistant County Manager; Mr. Darren Muci, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Mr. Dean Frankenberry, Owner, Wood Recycle and Compost Center.
Mr. Winton Hinkle, Hinkle, Elkouri Law Firm, LLC, Bond Counsel for City of Wichita.
Ms. Sarah Thompson, Program Director, Derby Recreation Commission.

INVOCATION

The Invocation was given by Mr. Pete Morris, of the Christian Businessmen's Committee.

FLAG SALUTE

ROLL CALL

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

CONSIDERATIONS OF MINUTES: **Regular Meeting, March 22, 2000**

The Clerk reported that Commissioner McGinn was absent at the Regular Meeting of March 22, 2000.

Regular Meeting, April 19, 2000

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

MOTION

Commissioner Hancock moved to approve the Minutes of the Regular Meeting of March 22, 2000.

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Abstain
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "Next item."

YOUR COUNTY SERVICES

A. ENVIRONMENTAL RESOURCES.

Chairman Winters said, "Commissioners, as you know, a couple of weeks ago we started a process of taking a few minutes at the beginning of our meetings to kind of highlight the activities of one department. Today, we have Caroline to talk about Environmental Resources. Welcome, Caroline."

Regular Meeting, April 19, 2000

Ms. Caroline Hosford, Environmental Training Specialist, greeted the Commissioners and said, "We're a part of the Division of Community Development. I've worked for Sedgwick County for nearly 20 years now. My current job is to provide educational outreach about solid waste issues and decisions. Of course, there are going to be a lot of changes that are going to be occurring when Brooks Landfill closes in October of 2001. We're trying to get the word out about some of these changes. We really hope that the public has noticed some of the billboards that have been put up around the city and some of the small newspaper ads encouraging folks to 'trim your waste'. That is the slogan that has been chosen to remind people that sometimes there are alternatives, rather than just throwing everything away. We just need to try to think differently about the waste that we produce.

"If anybody would like information about how they can trim their waste or recycling opportunities, they can call our office. Our number is 721-9418. I will tell you today though that our entire staff is going to be busy at Boeing's Earth Day events at Century II. We're going to be doing an activity with kids where they are going to be determining which items out of a whole pile of things could be recycled rather than just discarded. So they are actually going to be doing this recycling. We'd encourage anybody to come down and visit us there also.

"In addition, tomorrow, we have been invited to Koch Industries to try to help their employees learn how they can better trim their waste. So we'll be part of a large program there. I'm really actively trying to let people know what their alternatives are and I'm really pleased to be able to do that."

Chairman Winters said, "Okay Caroline, a couple of quick items. If folks just want information about how I can start composting or using a mulching mower, you'll give them that information, if they call on the phone?"

Ms. Hosford said, "That's exactly right. We have published some guides. Most recently, we've published one just at the end of last month that people should have received. But if for some reason they did not, they can call our office, 721-9418, or they can receive information on our web site, www.sedgwickcounty.org, and then click on Environmental Resources."

Chairman Winters said, "How about speakers for clubs and organizations, if somebody would like to have a speaker, does your department do that?"

Ms. Hosford said, "Absolutely, we're happy to try to work that out. We've done a number of civic

Regular Meeting, April 19, 2000

groups recently and different types of organizations and school groups. We'd be happy to do that."

Chairman Winters said, "All right. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Chairman Winters. I appreciate all that you're doing and I'm glad you had an opportunity to share again today. It is an ongoing task of trying to let people know about the recycling and the reduce and reuse efforts that we're making. I go out and talk to neighborhood associations and they always say 'why aren't you doing more?' and trying to explain to them that we don't control that situation yet and that we are working on a bigger plan to do things better and to do more of it. They seem to be very excited about that. I continue, I guess, to give you the challenge of getting that word out. We've got a little over a year, 15 or 16 months, to do that. We're not sure how we're going to implement all that yet or the details of it, but it will be a big change. I know it will be a positive change for our community. I think most of the community will appreciate it as well."

Ms. Hosford said, "It has been interesting. Our phone doesn't quit ringing. We know they know our number now, about asking how to correctly dispose of things. I think people really do want to do the right thing. So on one hand you get very encouraged and then the next minute somebody tells you they didn't even know the landfill is going to be closing. You can't hardly believe that. There has been so much talk and publicity about it every where. It is very challenging to be able to get that word out."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. Caroline, why don't you just share for us, what is maybe the worst thing you've ever had to do in your job?"

Ms. Hosford said, "There is no question that it was when we did the trash pick at the landfill. There's just no question. It was probably one of the very most unpleasant experiences I've ever been privileged to participate in."

Chairman Winters said, "Explain why we were doing that."

Regular Meeting, April 19, 2000

Ms. Hosford said, "This happened about two years ago. We went to the landfill six times over the course of that year, pretty evenly divided over the course of the year. We were there for one week each time. So, we were there for six weeks during that year. We worked from 6:00 a.m. to 6:00 p.m. each day, and we actually sorted through the trash. We physically picked through the trash and divided it into its components, into its parts. Not only did we just put all the paper in one pile, but we divided the paper into phone books and magazines and newspapers and stuff that could have been recycled, things that could not have been, et cetera. Then we weighed it. We smelled it and did all of that. They really would have liked for you to have gotten sick, but we didn't. Then we were able to determine exactly what was in the trash. We needed a base line. You can get all sorts of national figures, but we needed to find out what we really had. So we were able to do percentages on exactly what was in our trash."

Commissioner Sciortino said, "Professional trash picker."

Ms. Hosford said, "It is wonderful to have education and do that."

Chairman Winters said, "We're glad we've got that study behind us."

Ms. Hosford said, "You bet, although we will be doing it again. We're scheduled to do it again in three years, I think, to see if there has been any changes."

Commissioner Sciortino said, "Oh, that's a neat idea. To see if some of the things we're doing reduces some of that."

Ms. Hosford said, "It does take time for change to occur. It just doesn't happen. We want to see if the changes will show a difference in what is being thrown in the transfer station."

Chairman Winters said, "Commissioner McGinn."

Commissioner McGinn said, "Was that method of determining what kind of trash we have, is that something that other folks have done in other communities?"

Ms. Hosford said, "Right, it is a fairly common thing that is done. I don't know that every community does it, but it has been done many places and we actually went and observed a couple of places before

Regular Meeting, April 19, 2000

we did our own, to try to get it so it was more statistically correct."

Commissioner McGinn said, "I think that was very important in determining our own trash program because I think you go all across the country and every community is a little bit different. I think that was very helpful. I guess the only other question I had was what did you guys eat for lunch that day?"

Ms. Hosford said, "Not much. Surprising the things you find there though that you really wonder why they were put there. There wasn't anything wrong with them. It was just like get it out of my way."

Commissioner Sciortino said, "My wife would be the one that would be 'oh, this is a good thing?' Did you take back more than you came with?"

Ms. Hosford said, "We did not."

Chairman Winters said, "Thank you very much, Caroline. We appreciate your report on what your department, Environmental Resources, is all about. Thank you. Hope you have a good experience at Earth Day at Century II today."

Ms. Hosford said, "Thank you. We'll have tired feet."

Chairman Winters said, "Thank you. Madam Clerk, next item please."

PROCLAMATION

A. PROCLAMATION DECLARING APRIL 19, 2000 AS "EARTH DAY."

Chairman Winters said, "Commissioners, following along with the report on our Environmental Resources, I have a Proclamation that I'd like to read for your consideration concerning Earth Day."

PROCLAMATION

WHEREAS, the nation will celebrate the 30th anniversary of Earth Day on Saturday, April 22, 2000;
and

Regular Meeting, April 19, 2000

WHEREAS, Sedgwick County will be participating at Boeing's Earth Day at Century II Exhibition Hall on April 19, which is today; and

WHEREAS, the individuals can do their part to trim your waste through activities such as recycling, composting, creative reuse of old materials, mulching, and overall awareness of excessive consumption levels; and

WHEREAS, counties can and must make major contributions to solving our environmental and natural resource problems through land use, transportation, solid waste, waste water treatment decisions that shape our environmental; and

WHEREAS, it is time for all of us to recognize the importance of environmental awareness and to increase our participation in the main programs and initiatives that exist for the purpose of protecting all our natural resources; and

WHEREAS, Earth Day inclusively reaches out beyond existing environmental agencies and interest groups to embrace a diverse cross section that includes young people, media, business, religious organizations, political leaders, academic institutions, and cultural leaders;

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim April 22, 2000, as

“EARTH DAY”

in Sedgwick County, and encourage everyone to do their part in trimming your waste and helping to save our planet, our home, and our earth. Dated April 19, 2000.

"Commissioners, that's the Proclamation, what's the will of the Board?"

MOTION

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

Commissioner McGinn seconded the Motion.

Regular Meeting, April 19, 2000

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "Here to receive the Proclamation is Dean Frankenberry. We do have a number of businesses in Sedgwick County involved in the recycling business and the processes of recycling. There is probably none more active and more involved than Dean Frankenberry and his company, Wood Waste Composting or something to that effect. Dean, welcome. We're glad you're here to accept this Proclamation."

Mr. Dean Frankenberry, Owner, Wood Recycle and Compost Center, greeted the Commissioners and said, "Thank you, Chairman Winters. Thank you for those kind words, too. I want to thank all the Commissioners for the staff that they have provided here in Sedgwick County for the Environmental Resources. We work with that staff quite extensively. You should be proud of what they're doing. They're trying to do the right thing for this County. We do thank you for the Proclamation and thank you for your encouragement to do the right thing for our environment."

"Today at Century II, Boeing is sponsoring I think this is the fourth or fifth year of doing the Earth Day seminars. It is from 8:00 to 4:00 today. It is mainly an educational process that we go through over there. There will be a number of school children, a whole bunch of them, in fact. The general public is invited to come over and see what is going on. There is probably at least 30 different organizations involved in this from Boeing, Cessna, to trash haulers, to recyclers in town. We are trying to do the right thing. We think that the education of our young people is really where we want to go."

"Today, we're currently involved with the food waste project here in Sedgwick County. We've got over 10,000 kids participating at this point. We want to continue that particular program. We thank you for your encouragement for what we've been doing. We also invite you to come out to our facility at any time,

Regular Meeting, April 19, 2000

take a tour. Give us a holler and find out what is going on in our community. There are a lot of things going on."

Chairman Winters said, "Dean, tell us the real name of your company. I kind of butchered it up, I think, and where you are located."

Mr. Frankenberry said, "I'm President of Wood Recycle and Compost Center. We're located at 302 West 53rd Street North, just about a mile off the interstate, between Broadway and Arkansas. We actually accept all types of organics to be composted, including grass, tree limbs, different types of food waste, grains, all types of organics. We also do all types of construction type material. I used to say I was in the trash business, but really we're in the resource business. We try to make everything reusable that we can that comes into our facility."

Chairman Winters said, "Very good. At the Earth Day program today, is there a charge?"

Mr. Frankenberry said, "No, it is free of charge."

Chairman Winters said, "From 8:00 to 4:00 on this Wednesday. So if anybody is watching our program today and at the conclusion, I wouldn't leave early, but at the conclusion if you want to go down to Century II, if you are interested in Earth Day activities you would certainly be welcome to do that. Dean, thank you again for being here. Madam Clerk, next item please."

PUBLIC HEARINGS

C. PUBLIC HEARING AND APPROVAL OF AN ORDER INCLUDING CERTAIN ADDITIONAL LANDS IN THE WALLACE INDUSTRIAL DISTRICT.

Mr. Winton Hinkle, Hinkle, Elkouri Law Firm, L.L.C., Attorneys for Petitioners, greeted the Commissioners and said, "Your agenda refers to us as attorneys for Cessna Aircraft Company. That is not really exactly how we got here. We act as Bond Counsel for the City of Wichita in connection with the issuance of Industrial Revenue Bonds for Cessna. In that capacity, we were contacted by Cessna to assist them in getting through the process that is before you today.

"I thought I would have with me Tom Wakefield, who is General Counsel for Cessna, but he may have been delayed or had the time wrong. I don't have a map. I don't have a visual aid and I'm not the person

Regular Meeting, April 19, 2000

to ask, if you're really interested in the specific locations of these properties. For that, I apologize.

"From the standpoint of background, I believe your agenda materials will tell you the Board of County Commissioners has, on several occasions in the past, pursuant to State law, taken action to create Industrial Districts on the petition of various property owners that constitute properties outside the city limits of the City of Wichita, but within the zone of three miles from the borders. Action to create what we refer to as the Pawnee Industrial District and the Wallace Industrial District, were taken by the Board in 1997. The City of Wichita, at the same time, approved an agreement, pursuant to State law, with Cessna to withhold annexation of the property for a period of 20 years. Last year, the City and Cessna agreed to an extension for another 20 years of that non-annexation agreement. In 1987, the Board of County Commissioners took an action identical to that which is before you today, to enlarge the industrial districts by the addition of certain other properties. We tried, in what we've prepared for your approval today, to follow precisely the same procedure that you followed in the past. The State law remains the same.

"These properties are owned by Cessna. They are all small parcels that they acquired that are adjacent to their industrial complexes on the west and the east sides of town. At least one of them is directly involved in a fairly major expansion that they have under way. For that reason, the process of getting this before you was accelerated a few weeks ago because it impacted on the planning and permitting process for that project.

"The primary benefit of the creation of these Industrial Districts for Cessna, as well as for the other companies that have had you do that, is the ability of those companies to look down the road and into the future and know that those properties will not be annexed by the City of Wichita for the statutory period of time. For that reason, State law requires that the City consent to the addition of this property before you take that action. In fact, the City Council of Wichita two weeks ago took action approving an ordinance under which they will enter into a new non-annexation agreement with Cessna. So that approval has occurred. I believe that is the background. If you have any questions, I'll do my best to answer them."

Chairman Winters said, "Commissioner Gwin has a question."

Regular Meeting, April 19, 2000

Commissioner Gwin said, "Just to reiterate, because I think I heard you said these parcels are contiguous to the existing land that Cessna currently owns?"

Mr. Hinkle said, "Yes, they are."

Commissioner Gwin said, "And the purpose is to expand their facilities or for future expansion uses, whether it is happening now or five years from now?"

Mr. Hinkle said, "That is correct."

Commissioner Gwin said, "I just wanted to make sure that was clear. Thank you. Thank you, Mr. Chairman."

Chairman Winters said, "Thank you. Mr. Hinkle, I'm not familiar with the property on the east, on Pawnee, but I believe, is the Wallace part of the new expansion where the new construction is going to take place?"

Mr. Hinkle said, "That is my understanding, yes. That is, I believe, a new parts distribution center that Cessna is constructing at that location that will be about a \$17,000,000 to \$18,000,000 project."

Chairman Winters said, "All right. Commissioner McGinn."

Commissioner McGinn said, "I don't know if there will be any more of these, but I would like to comment that it really would have been nice to have had a map on this to see what we're doing."

Mr. Hinkle said, "I know and I am sorry."

Commissioner McGinn said, "I know. I'm just saying if there is another time."

Mr. Hinkle said, "There are maps. There are maps that exist. In fact, I think the County Counselor's Office has had at least earlier versions of some of those maps. I would certainly be happy to get those to you for your information."

Commissioner McGinn said, "Thank you."

Chairman Winters said, "Commissioner Sciortino."

Regular Meeting, April 19, 2000

Commissioner Sciortino said, "I'm like Commissioner McGinn. We both went to school trying to figure out how to read the southeast corner of the southwest quarter and I think I got it, but a map would have been a little bit easier."

Chairman Winters said, "Thank you. The process here is that we will hold a public hearing on this item to receive public comment. At this time, I will open the meeting for comment. This is a public hearing regarding our Item C on today's agenda of April 19. Is there anyone here from the public who would like to comment on Item C? Is there anyone who would like to comment on Item C? Seeing no one, we will close the public hearing and reserve comment to Commission and staff. Commissioners, are there other comments or questions?"

MOTION

Commissioner Hancock moved to approve the Order.

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "Now we have a similar item, Item D. Madam Clerk, would you call Item D?"

D. PUBLIC HEARING AND APPROVAL OF AN ORDER INCLUDING CERTAIN ADDITIONAL LANDS IN THE PAWNEE INDUSTRIAL DISTRICT.

Regular Meeting, April 19, 2000

Chairman Winters said, "Mr. Hinkle, I would assume that this is the same process, only on the east side of town?"

Mr. Hinkle said, "It is. In my earlier comments I really spoke to both of them. So it is precisely the same."

Chairman Winters said, "At this time, I will open the public hearing for comment on our Item D. The public hearing is open. Is there anyone here who would like to address the Board of County Commissioners regarding Item D? Seeing no one, we'll reserve discussion to Commission and staff. Commissioners, do you have additional questions? If not, what's the will of the Board?"

MOTION

Commissioner Hancock moved to approve the Order.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "Thank you, Mr. Hinkle. Mr. Pepoon, would you please get with Mr. Hinkle and see that we've got detailed maps of both of these items? Thank you very much. Next item please."

Regular Meeting, April 19, 2000

PLANNING DEPARTMENT

E. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).

1. UNIFIED PLANNING WORK PROGRAM (UPWP) FOR FISCAL YEAR 2001 (FY2001) AND RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS, NEGOTIATIONS OF AGREEMENTS AND EXECUTION OF CONTRACTS SUPPORTING THE UPWP.

Mr. Marvin Krout, Director, Metropolitan Area Planning Department(MAPD), greeted the Commissioners and said, "I'll try not to be too long winded. I know you are anxious to get down to Century II this morning for Earth Day. Each year this time of year we bring you the work program for the next year of transportation planning that is federally funded and ask you to authorize the Planning Department to submit applications for the grant funds to support the Transportation Planning Division. That is what we are here for this morning. The transportation planning function maintains the eligibility for Wichita and Sedgwick County to have access to federal transportation funds. Those funds go to roads and highways and to transit assistance and to airport improvements locally and they average \$30,000,000 to \$40,000,000 every year. It is important for us to try to keep up with the mandated requirements which include, as you know, the long range transportation plan that was just adopted by the Planning Commission.

"In recent years, we have had some increase in the amount of federal money that is available. We've been able to shift some of our local general funds over to federal funding to take advantage of that and keep the general funds down. This year, this grant amount is higher than you've seen in previous years. It is \$824,000. The reason is because we're applying for 18 months of funding. This program is over an 18 month period so that we can get on a calendar year tract instead of a July to June tract, which we've been

Regular Meeting, April 19, 2000

on through the federal government up until now. It will make a lot of things easier for us in the future.

"The work plan lays out the continuing role of the Metropolitan Area Planning Commission and its responsibility that has been identified by federal and state agencies as the MPO, the Metropolitan Planning Organization, which is responsible for doing coordinated and comprehensive planning for this region. There are a number of mandated activities that federal agencies require that are part of our work plan and those include the long range transportation plan. The Transportation Improvement Program, which is a three year program of all the programs funding, the federal funding locally by various agencies. The allocation for the federal pass through funds, which come to the urbanized area, which is the area which includes Wichita, Haysville, Park City, and Bell Aire, and also a number of other documents.

"In this next 18 months, we expect to be looking at the northwest highway bypass, in terms of an alignment study and right-of-way preservation opportunities. We intend to be looking at the transportation components for several neighborhood plans that are underway. We may possibly look at the southeast corridor, where we identified the possibility of transportation improvements and look at Broadway like we did in the northwest quadrant of the County earlier, that resulted in the identification of a bypass highway.

"The transportation planning function is working and will continue working with the Health Department and a citizen advisory committee on voluntary ozone reduction projects, ideas for reducing ozone in the air, which is appropriate today on Earth Day. We'll be working on elaboration of a part of the transportation plan that deals with transit. There are some new concepts in the transportation plan dealing with transit and in a transit development plan working with the Wichita Transit Department. We'll be trying to elaborate on those and try to plan for the future, in terms of transit. We'll be looking at intermodal freight opportunities, about the possibility of passenger rail service for Wichita. We'll be handling, as we have in the past, the grant proposals for the set aside enhancement fund. These are the bike paths and other scenic enhancements that the federal government sets aside money for every year. We'll also be looking at possible rearrangements in the structure of the MPO, the Planning Commission to deal with the likely expansion by the 2000 census of including Andover as part of the urbanized area, the contiguous urbanized area, along with the other small cities. So how Andover will have representation in future decision making, we're going to try to take a look at that.

"The Metropolitan Area Planning Commission and the Wichita City Council have both taken action to approve the work plan and authorize us to submit the grant applications. I'd ask you to do the same. Jamsheed Mehta, the Chief of Transportation Planning Section is here if you have any questions."

Regular Meeting, April 19, 2000

Chairman Winters said, "We have some questions. Commissioner Gwin."

Commissioner Gwin said, "Thank you, Mr. Chairman. Marvin, this particular piece that we're looking at this morning, this is not site specific for projects is it?"

Mr. Krout said, "No."

Commissioner Gwin said, "It is just a general overview."

Mr. Krout said, "General overview of what we're telling the federal government what we plan to do over the next 18 months in general and who we are going to work with in the process."

Commissioner Gwin said, "Okay, thank you. Thank you, Mr. Chairman."

Chairman Winters said, "Commissioner McGinn."

Commissioner McGinn said, "Marvin, I was looking on page 9 of the back-up material. Do you have that?"

Mr. Krout said, "Is this the chart?"

Commissioner McGinn said, "Yes, the chart. Seeing how we fund everything 50-50, I was just curious why we have a dash line from the County Manager to you versus a solid line to the City Manager."

Mr. Krout said, "Because that is what my employment contract states is that we have a solid line to the County Commission as opposed to the City Manager."

Commissioner McGinn said, "So the dotted line means?"

Mr. Krout said, "Coordination."

Commissioner McGinn said, "Okay. Also, this deals mostly with transportation. Since I'm kind of new at this, we have other components of the Planning Department and I was looking at some background information like we have En Banc meetings with the City, I think in the contract it talks about getting together and looking at those. Is this a piece of that as well?"

Regular Meeting, April 19, 2000

Mr. Krout said, "I'm not sure that I understand your question."

Commissioner McGinn said, "The contract that we have with the City to jointly do the Metropolitan Planning part, this is a separate component?"

Mr. Krout said, "This is just a funding mechanism. It has nothing to do with the local agreement. This is just a funding mechanism for the department to assist the Planning Commission in its role as the Metropolitan Planning Organization."

Commissioner McGinn said, "Okay, that's all I have."

Chairman Winters said, "Commissioners, are there other questions or comments about the plan? What do we call this? The UPWP, the United Planning Work Program. If there are no other questions, I'd just make one comment. I know that Jamsheed is relatively new to his transportation position, as he took the position of Bill Stockwell. I've been at several meetings where Jamsheed has been a participant and I think he is doing an excellent job and has done very well at the meetings that I've been involved with. I'll throw that comment in as we're talking about transportation. Commissioners, are there other comments or questions? If not, what's the will of the Board?"

MOTION

Commissioner McGinn moved to approve the UPWP and adopt the Resolution.

Commissioner Hancock seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Regular Meeting, April 19, 2000

Chairman Winters said, "Next item."

2. MAPD MONTHLY REPORT.

Mr. Krout said, "The Planning Department, in March, had 66 applications filed. That puts us at a pace ahead of 1998 and 1999 in terms of numbers of cases, although the scale of the cases is lower. So we've seen some reduction in the revenues, based on the year to date from the previous two years. But case load overall is up.

"Cases of interest that the Planning Commission looked at include one case that will be on your agenda next Wednesday. It is up in the very active North Ridge Road area near 37th Street. This will be a proposal for nearly 800 apartment units as part of that corridor development. That was approved by the Planning Commission. There was another project that was in the city limits, very significant in terms of scale and also involves right-of-way that is still in the County. So the County Public Works as well as City Public Works were involved in discussions about the rezoning of 180 acres of land on the north side of Kellogg between 143rd Street and 127th Street, land bisected by K-96 at a unique intersection of three highways of the County, for mostly commercial land. That was approved by the Planning Commission and then just last week approved by the City Council. With the plan very carefully tied to traffic improvements, in terms of the level of development that is permitted at each stage based on the future improvement of 143rd Street and then the future improvements to Kellogg at that intersection of 143rd and Kellogg.

"In the land use division, they responded to an eleventh hour request from the census group to try to get them addresses for construction, new homes that have been constructed within the past year. So we had to quickly hire a bunch of Wichita State students and put that information together to help them do an accurate count and we were able to do that.

"We interviewed consultants for the three neighborhood plans that we have grant funding to do, which include Delano, South Wichita/Haysville, and the Oaklawn area. We'll be coming to you with recommendations on those shortly.

"In the transportation planning division, besides preparing and working their way through the process with

Regular Meeting, April 19, 2000

the Unified Work Plan, we also dealt with an issue that you may be hearing more about. It has to do with the Planning Commission's role as the MPO in setting priorities for federally funded projects. In this case, the City of Bel Aire approached the MPO executive group asking for a shift in priority from 37th Street, which is on the edge of their boundaries, to Woodlawn, based on recent increase in traffic count. The Planning Commission, later next month, is going to be dealing with the recommendations both of Bel Aire and of Wichita. Usually, most of these STP projects, we establish the priorities through the City's Capital Improvement Program and the County's Capital Improvement Program. In this case, the Planning Commission actually has sort of an arbitrate role in trying to decide the priorities between these projects where the two cities may have some differing view on which one is the highest priority.

"I attended a conference on refill redevelopment in Chicago with several members of the local Home Builders Association. They were kind enough to give me a ride up to Kansas City, actually inside the car, instead of being dragged outside, which I was a little bit afraid of. It was worth while. I think we all gained a lot of insight and saw some very exciting projects in other communities and got some ideas for the future.

"We also hosted a State Planner's Conference last month. It focused on the core area of the inner city of Wichita and it made me realize that sometimes we tend to focus as planners on what is not right with the community and when we put the package together for other planners of what we were actually doing, what we have accomplished in the downtown and inner city area, it represented a pretty impressive package. People from other parts of the State were very impressed with what is happening in the community right now in terms of revitalization, not that we don't have more work to do.

"We also sent several Planning Commissioners to a Saturday workshop of County Zoning Officials and it was presided by an attorney who talked about the takings issue and how to deal with land use regulations and land use law. I think they all felt that that was very helpful to them, as they face projects in the future.

"The only other thing I would mention is that we are in the process, in several ways, of going electric. The Planning Department, we're now in the process of doing final reviews and edits to the electronic zoning map and hopefully before too long we will be able to sell discs and sometime before the end of the year have this information even on the Internet for zoning access. We also went on-line last month with what is called the tide mark system, which is an application tracking system. The County is in the process of

Regular Meeting, April 19, 2000

setting up also for that and eventually we all hope to be linked. This will allow departments to communicate with each other and with applicants about the status of various projects, as they follow through their course for different development review and approvals. We also hope, I think next week, to be doing digital presentations. We've gradually converted over and the Planning Commission has been seeing powerpoint presentations now for their slides and we've done the City Council already, just last week. I'll try to answer any questions you have about the month of March."

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

Commissioner Hancock said, "I was curious about the 143rd and Kellogg area. Is it the northeast corner of that intersection, has it been rezoned? Is that what you're saying, over to K-96?"

Mr. Krout said, "I do recall now, you had a case a couple of years ago and the northeast corner, it was about 14 acres."

Commissioner Hancock said, "I'm talking about the northwest corner, I'm sorry."

Mr. Krout said, "This is the northwest corner. This is land owned by Mr. Lusk that involves almost a half section of land really and the majority of it was rezoned for a variety of categories. I can go into detail if you're interested. In terms of acreage, the largest single zoning case that we've had in 15 years for sure."

Commissioner Hancock said, "I remembered we had rejected the zoning request on the northeast corner and this was the northwest. I had assumed that the northwest would make some changes and I'm waiting now. We won't see it, obviously, but probably the northeast corner will make another request."

Mr. Krout said, "I'm sure they will. If you remember, the northeast corner we had a lot of residents saying if we're going to have commercial let's put it on the northwest corner. We did see some of those same residents again saying we really don't want it on the northwest corner either. It is really hard to take an area like that, the confluence of three major regional highways and not say that it ought to go to some higher use."

Commissioner Hancock said, "Exactly. I was just curious about that. I didn't know that had come up and I guess we won't see that."

Mr. Krout said, "No, it was the City Council. They did not have a hearing, the Planning Commission had

Regular Meeting, April 19, 2000

a hearing and approved it and the City Council followed their recommendation."

Commissioner Hancock said, "Thank you, Marvin. Good report."

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

Commissioner McGinn said, "Marvin, you talked about the convention you went to, about smart growth and infill, those kinds of things. Since that is pretty important to a lot of people, myself included, can you share some of the things they are doing to promote that?"

Mr. Krout said, "I think one of the things I saw that impressed me was that other cities are more aggressive in land assembly than we have been. There was a project just north of downtown Milwaukee which included at least 30 acres for multi-family, a grocery store. Everyone says I don't want to come live downtown because there is no grocery store. It really is hard unless you have a threshold population to do it, but they were able with subsidies and this land assembly to make a mix used project including a grocery anchor store happen in this area north of Milwaukee."

"Another thing that impressed me was that no matter what cities are doing, you have to have entrepreneurs. You have to have creative people, champions, people like Dave Burke is in Old Town, who are doing similar things in other areas. We need to find a way to incubate those and to make it attractive enough for creative people to come in and turn buildings you would never expect would have any kind of life into condos at \$250,000 apiece. This is in Pittsburgh, Pennsylvania, not exactly the hot bed or revitalization. They're doing some nice things but I think if Pittsburgh can do those things, we can too."

Commissioner McGinn said, "So the cities went in and bought several parcels of land to put this all together, is that what they did?"

Mr. Krout said, "In some cases yes. Some of it was smaller scale lot by lot infill and they showed non-profit developers and for profit developers who were doing those small scale types of projects. But in some cases, they were fairly large developments. I think that, at least for some kinds of development, there needs to be a threshold size of assembly so that a developer can create his own environment so that he doesn't have to rely on what are the comparable sales in the next block because they're not going to

Regular Meeting, April 19, 2000

be high enough to justify for a lender getting into a project. In fact, that is the other thing they said. You can't do traditional market studies and they also said the first developer in usually doesn't make a lot of money. He's the kind of pioneer who gets everybody else involved and creates a sort of band wagon effect. The subsidies need to be deeper, by the public sector in the beginning, to try to make those first projects work. Then they can taper off after that."

Commissioner McGinn said, "So would some of these perhaps be a partnership then, you could say, between a governing body and a developer or something?"

Mr. Krout said, "I think they all did involve some kind of partnership. They all, I think, will have to."

Commissioner McGinn said, "The City might be the one that gets the land package put together and the developer would come in and they wouldn't have to mess with that part of it."

Mr. Krout said, "Right."

Commissioner McGinn said, "Thank you."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. Marvin, again referring to that 143rd and Kellogg, I live just down the road. The northwest section has now been annexed into the City of Wichita."

Mr. Krout said, "Yes."

Commissioner Sciortino said, "So we're not going to be able to approve or deny, that is going to be the responsibility of the City of Wichita, is that correct?"

Mr. Krout said, "My recollection is on the northeast corner of that intersection, the northeast section is part of the Springdale Improvement District."

Commissioner Sciortino said, "No, I know that, I mean the northwest."

Mr. Krout said, "That was annexed into the City and the City Council made that decision. The northeast corner is still in the County."

Regular Meeting, April 19, 2000

Commissioner Sciortino said, "Right, but there is nothing right now being proposed for the northeast corner, is there?"

Mr. Krout said, "No, but I wouldn't be surprised if something comes in in the future."

Commissioner Sciortino said, "I wouldn't either."

Chairman Winters said, "Anything else Commissioner? Two quick things. Last week we received the comp plan from MAPC in an En Banc meeting with the City of Wichita, now we need to plan on what we are going to do next. I don't know that we need to decide that this morning, but somehow we need to get with you either through one of our staff meetings or somehow you need to spend some time over here with us at some point deciding what our next steps are going to be. Perhaps next Tuesday, at a staff meeting, if it works out with you maybe you can get with Irene and the Manger and begin to do a kind of preliminary projection of what we want to do next. That will be tough because we're not sure what we want to do."

Mr. Krout said, "Maybe it will be helpful if I met with you individually or one or two at a time."

Chairman Winters said, "I think that would be good if you would spend some time with Commissioners over the next few days so we can develop our strategy for how we want to move forward. Then the last thing is I'll take this opportunity, Thursday evening, to talk about an informational meeting that is being held at, I believe Country Acres Baptist Church, concerning northwest traffic congestion. We'll be looking at providing citizens with information on various crossings over the Big Ditch, 13th, 21st, 25th, is that correct? Just make a plug about that."

Mr. Krout said, "It is an information meeting and the idea is we're updating a study that is several years old because we have new information and traffic has changed and we've made some improvements out there already. We want to try to update that study to find out what the needs and priorities are in order to make sure that we stay eligible for federal or state funds for that project. This is an information meeting. There will be a later meeting based on more work that is done over the next several months late in the summer. This is a meeting to try to get early input from citizens that the consultants can use."

Chairman Winters said, "That is Thursday evening at 7:00, Country Acres Baptist Church."

Mr. Krout said, "At 13th, just west of Ridge Road."

Regular Meeting, April 19, 2000

Chairman Winters said, "Thank you. Commissioners, any other comments or questions on Marvin's report? If not, what's the will of the Board?"

MOTION

Commissioner McGinn moved to receive and file.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

DEFERRED ITEM

F. AGREEMENT WITH WICHITA RADIO CONTROL CLUB FOR USE OF LAKE AFTON PARK FOR PRACTICE AND HOBBY-TIME FLYING OF RADIO CONTROLLED MINIATURE AIRCRAFT.

Mr. Jarold D. Harrison, Assistant County Manager, greeted the Commissioners and said, "As you will recall this item was deferred last week for us to take time to look at the insurance requirements that were levied in this agreement. We have modified those insurance requirements and broadened the insurance

Regular Meeting, April 19, 2000

language so that more than the Academy of Model Aeronautics Incorporated could provide insurance to fliers using Lake Afton Park. We have kept the statutory limits on that insurance however so that the insurance requirement would be the same for all groups using that field. We have coordinated this language change with the Park Superintendent, with the President of the Association, and shared it with Commissioner Hancock, who raised the issue. We would recommend that you approve this Agreement with the modified language."

MOTION

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

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

NEW BUSINESS

G. PREVENTION FUNDS FOR DERBY OUTREACH PROGRAM.

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "Despite what the Daily Reporter has said that you have already awarded the funds, you still need to take action on this item. The headlines in this morning's Daily Reporter says DRC awarded. You still need to take action.

Regular Meeting, April 19, 2000

"We reviewed this proposal and it appears to staff that this meets the qualifications for a prevention fund program. I would caution you and caution the recipients that there is no guarantees for next year and that outcomes need to be reached and those outcomes will be scrutinized as we scrutinize other programs. But it is staff recommendation that you approve this program. We will then be, once this program is approved if it is approved today, then we will get with the Recreation Commission and do a standard form contract."

Chairman Winters said, "Thank you. We have a couple of people who would like to address the Commission. Please introduce yourselves and give your name and address for the record."

Mr. Sarah Thompson, Program Director, Derby Recreation Commission, greeted the Commissioners and said, "This is the Chairman of the Board, Mr. Ron Meadows. I'd like to say thank you. I've been at the Recreation Commission for 13 years and I'm at the schools at Cooper and Oaklawn almost weekly. Thinking back to my own childhood, my mother always said the more you are involved the less chance you can get into trouble. Well, that still holds true today. I truly think that with the programs that we would like to offer with the funds that you are providing us, we can make a difference. If you haven't gone out and spent any time at the elementaries, it would be in your favor, which I know you have other topics of discussion out in that area. Unless you have some questions."

Chairman Winters said, "I think we do have a question or two. Commissioner Gwin."

Commissioner Gwin said, "Thank you. Sarah and Ron, thanks for being here. Just as an echo on what the Manager said, when I spoke with Commissioner Sciortino about your program, I asked him to take back some of my suggestions to you as to the goals that you establish for these programs. Then those were amended and brought forward. What I would like, after your first season, which I suppose . . . I hope will be successful and you've got lots of youngsters involved, then I would recommend that then your goals change more from those things that say just the numbers of children involved to what those children then take to their school environment, for instance. We're looking at programs that address children who show early and persistent anti-social behavior. We're looking for programs that address children who have a lack of commitment to school. We're looking for programs that look for children who have family management problems."

"So, my hope would be that as this program . . . the next time we see you, then some of your goals will be written to address some of those areas of concern, that youngsters who are involved in your program will have a lower truancy rate than they previously did or that youngster involved in your program will show some improvement in their school work, or not so many fights or altercations or those kinds of

Regular Meeting, April 19, 2000

things, so that we can really see that the effect of sports recreation in the summer does translate to very positive behaviors in the school environment. I'm going to be supportive today and wish you well with it and encourage you to look for those goals and outcomes that really relate to these youngsters involvement in their school activities. Thank you, Mr. Chairman."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. In response to what Commissioner Gwin said, I have talked to these people also and they understand that this is a beginning, to show what they can do and that further types of recognition for consideration they will modify their goals. But Sarah, I think just in general I think the public might be interested if you could just tell us just a couple of the programs that you're going to be implementing in Oaklawn for these youngsters."

Ms. Thompson said, "You know how if you start me talking about my job I can stand up here and talk all day. Probably the first thing that will be coming up or the first program that we have coming up will be our summer playground program in the summer time. We're working with the principals at both elementaries and the Communities in Schools people to provide playground activities. We also do education things with that. It is an eight week program. We provide lunch one day a week and a real important part of the program for Cooper and Oaklawn youth is we offer swimming lessons as part of the playground program. Since you are familiar with the area, you realize that the river runs through there. "Most all the kids out there do not know how to swim. So I feel that is an important part of the playground program. Again, it does go for eight weeks and starts in June. We're working with the school district on trying to get our numbers up there. I think last year they only had about 80 kids attend summer school."

"Also, with the monies you've provided us, in the Derby school system, children do not receive art as many times as they have in the past. We're starting an art club at both of those schools that will go for two weeks at each school for two different age groups. Those are the programs that we will attack first, the summer programs."

Commissioner Sciortino said, "Thank you very much."

Chairman Winters said, "Thank you. Commissioners, you've heard the staff report and comments from Sarah and Ron. What's the will of the Board?"

MOTION

Regular Meeting, April 19, 2000

Commissioner Sciortino moved to approve the program and authorize the expenditure of funds.

Commissioner Hancock seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "Ron, Sarah, thank you very much for being here. Keep us posted. Thank you. Next item."

H. RESOLUTION AMENDING SECTION 4 AND SECTION 11 OF RESOLUTION 210-1998 RELATING TO THE REGULAR MEETING TIME OF THE ALTERNATIVE CORRECTIONAL HOUSING ADVISORY BOARD AND ENHANCING THE MINIMUM LICENSING STANDARDS OF CORRECTIONAL PLACEMENT RESIDENCES IN THE UNINCORPORATED AREAS OF SEDGWICK COUNTY.

Ms. Michelle Daise, Assistant County Counselor, greeted the Commissioners and said, "You do have before you today a Resolution relating to alternative correctional housing in the unincorporated areas of Sedgwick County. The particular provisions you have before you today relate to enhanced licensing standards for these facilities. These licensing standards were developed and are recommended by the Alternative Correctional Housing Advisory and Regulatory Boards. These standards were developed with the input of the providers who actually will be providing these services out in the County as well as in the City, as this is a joint board. The City has passed a similar ordinance and the Resolution before you today is basically identical to the one they have already passed.

"Since the time of the recommendations of the Advisory and Regulatory Boards, there has been a request

Regular Meeting, April 19, 2000

to make a minor change to the licensing standards. This request has been made by one of the providers. There is a possibility that this request will be taken back before the Regulatory and Advisory Boards later this month. As a result of that, you have three options today. Your first option is if you decide to vote against this Resolution, the current Resolution and the current licensing standards will stay in place. Those would remain the same. There would be no changes in the licensing standards. Your second option is that you can go ahead and approve the Resolution today. It would implement the new standards. It would also change the regular meeting from a monthly meeting to a bi-monthly meeting. However, you would need to recognize that if this change does go before the board and they make the recommendation for that change in the licensing standards, there is a possibility that this would come back before you in a few weeks, probably early May for an amendment to this. Your final option is that you can defer this item until after the Regulatory and Advisory Boards meet. That way, if they do recommend a change, we would only need to pass a resolution one time because it would be implementing that change. I'm available for any questions that you may have."

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

Commissioner McGinn said, "Thank you, Chairman. The folks that worked on this worked on it for a good year it seems like and I know they want to get it going and passed. I did visit with Councilman Cole this morning.

"This has been brought to her attention as well. I think she would like to have it brought before the board again. It was possibly an oversight. You work on something and you have several drafts and you think you have it right and then you see one word that's left out. She didn't have a problem with us deferring it. I think maybe it would make sense for us to defer it for two weeks. I think their meeting is a week from Thursday. That would give the board a chance to decide whether they would like to insert the wording and then we can go ahead and pass it from there."

Chairman Winters said, "Commissioner Sciortino."

Commissioner Sciortino said, "I just need to ask the County Counselor one question. I have a consulting business and the individual firm that is asking for this change, I've done work for him in the past, but since this isn't a contract of money change or what have you. I need to know what I can and can't vote on because I have actually done some public relations work for this company that is asking for the change. Is it best if I abstain?"

Mr. Mike Pepoon, Assistant County Counselor, greeted the Commissioners and said, "I would say for today's purposes it might be best to abstain. I don't think, because it doesn't involve money, that it would

Regular Meeting, April 19, 2000

be a problem but I would do that.”

Commissioner Sciortino said, "Okay, thank you."

Chairman Winters said, "All right, Commissioner McGinn, if you'd like to make a motion to defer this item for whatever the proper length of time is."

MOTION

Commissioner McGinn moved to defer the item for two weeks.

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Abstain
Chairman Thomas G. Winters	Aye

Chairman Winters said, "Thank you, Michelle. Maybe after that advisory board meeting you could get some information to the Commissioners then with their specific recommendations."

Commissioner McGinn said, "You might want to sit in on that."

Chairman Winters said, "Another meeting, Michelle. Commissioner Hancock."

Regular Meeting, April 19, 2000

Commissioner Hancock said, "When you come back with that next agreement, I'd like to have some background on this. I think there is some background to be understood. I'd like to hear that again to kind of refresh me as to what is going on."

Chairman Winters said, "Okay Michelle, if you could get something that's really outlining what these changes are going to require and be and get that as soon as the advisory board has made their recommendations. Thank you. Next item."

I. AGREEMENT FOR OFFICE SPACE AT 309 NORTH MARKET TO HOUSE THE SEDGWICK COUNTY YOUTH PROGRAM.

Mr. Mark Masterson, Director, Department of Corrections, greeted the Commissioners and said, "This is a routine lease renewal with Harley Voth for the property at 309 North Market. We've leased this property since 1997 for our youth aftercare program. The lease renewal is for three years with a provision for an additional two years. The annual lease cost is \$64,800. We have these funds available in the budget. Be happy to answer any questions."

Chairman Winters said, "Mark, thank you. Commissioners, are there comments, questions about this item?"

Commissioner Hancock said, "That is the building, Mark, that is just north of 2nd Street?"

Mr. Masterson said, "Yes, 309 North Market. It is in the 300 block, it's on the west side of the street."

Commissioner Hancock said, "How many square feet is there?"

Mr. Masterson said, "It is probably in this lease agreement. I don't have that right at the tip of my tongue. I don't see it in the description. I'd be happy to get it and report that back to you."

Commissioner Hancock said, "When is the lease agreement up, Mark? Do we have one more week on that?"

Mr. Masterson said, "I believe that we do, yes."

Commissioner Hancock said, "I'd like to defer this for one week."

Regular Meeting, April 19, 2000

MOTION

Commissioner Hancock moved to defer the item for one week.

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Mr. Masterson said, "Thank you."

Chairman Winters said, "Thank you, Mark. You'll get back with some more detailed information?"

Mr. Masterson said, "Yes."

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

J. CONTRACT WITH HORIZON ASSET MANAGEMENT FOR INVESTMENT ADVISORY SERVICES.

Mr. Chris Chronis, Chief Financial Officer, Division of Finance, greeted the Commissioners and said, "This is a contract for investment advisory services that will help us successfully implement the investment policy which you approved a year ago and which the state approved last fall. The investment advisor will assist us in implementing that policy by helping us monitor our compliance. He will perform some external audits of our internal performance of the investment program. He will help us review that policy for its adequacy on an annual basis. The firm will produce performance reports and he will assist our investment officer evaluate the safety, the liquidity, and the yield of the various investment alternatives that we're considering on a daily basis. The investment advisory will be paid a monthly fee, based on the investment size of our portfolio. Our portfolio currently runs any where from \$125,000,000 to \$200,000,000,

Regular Meeting, April 19, 2000

depending on the time of year. We estimate that the total annual fee of the investment advisor will be approximately \$200,000. I would recommend your approval."

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

Commissioner Sciortino said, "Thank you. Chris, you and I talked on this and I'm comfortable that this is a good idea because the reason for putting together this contract is the assurance or the hope that this gentleman will show us ways, or this firm will show us ways that we can more wisely invest our funds and make back many times more than what the cost of his services are. This fee is just based on, if there were no increases in our portfolio, this would be the base rate. Is he incented a little bit to increase our portfolio. I mean, if our portfolio increased dramatically, would he get a little bit?"

Mr. Chronis said, "To the extent that our portfolio grows, his fee will grow. But our portfolio should not grow substantially over time because each year in the budget process we use whatever growth has occurred in that portfolio to reduce property taxes in the upcoming year."

Commissioner Sciortino said, "I'm convinced this is a wise expenditure because it gives us an opportunity to see if someone else can advise us, that is a specialist, in how to better invest our surplus funds even on a short term to make more revenue back from our money. I'm very comfortable with this. Thank you."

Chairman Winters said, "Thank you. Chris, remind me again. You probably said it about the length of this contract, the term?"

Mr. Chronis said, "This is a one year contract with two one year renewal options. It can be terminated at any time, on a 30 day notice."

Commissioner Sciortino said, "Even during the first year?"

Chairman Winters said, "I guess the question I was headed towards is if we renew this again, after a year, we'll have a bit of a track record about any kind of changes that we've seen. Commissioners, you've heard the report, what's the will of the Board?"

MOTION

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

Regular Meeting, April 19, 2000

Commissioner McGinn seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

K. KANSAS COLISEUM MONTHLY REPORT.

Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, "The report is for the month of March at the Coliseum. As you know, March usually signifies the end of our busy season. It is when the sports teams are finishing up their seasons. We had nearly 80,000 people attend events at the Coliseum. We had 26 events, 47 individual performances. Net revenues for the month were \$227,000.

POWERPOINT PRESENTATION

"Highlights, the Chisholm Trail Antique Gun Show, is a recurring event. We do two shows with those folks a year. It was very good. It was attended by over 8,500 people. KFDI Listener Appreciation Show, this is something KFDI does every year for listeners. This year is a little bit different. They charged a very modest entry fee for the tickets. Joe Diffie, Junior Brown, and Chelee Tennison put on a great show. Over 4,000 people attended this show. The Park City Wrestling Classic, now this is a show that actually was one of the first events that went into rehabed Pavilion II. As you remember, we rehabed Pavilion II about four years ago. This has been a recurring event in there. Absolutely to capacity. They had almost 3,600 people attend that over the two days. This is an event that is currently being sponsored by the Greater Wichita Area Sports Commission. It is all the little kids and it is a great day. They just have a good time over there. We also, for the second time, did Ultracross, indoor motorcycle racing. Over

Regular Meeting, April 19, 2000

6,500 people attended this event, very popular. It takes a lot of preparation. It takes about three days to put the dirt in to build the hills and build the jumps that they need.

"Had a little bit of challenge this year. We had the arena tied up with the Ultracross and all the dirt inside, but during one of the days of the Ultracross we had a Christian rock group, the News Boys, that wanted to play our market. Well how are they going to do it? Well the News Boys brought their own building. It is sort of like a blow up tennis facility. It is an air dome. We set it up in the parking lot right north of the Coliseum. Had over 1,100 kids come to the News Boys concert. The inside of the dome looks just like a rock and roll stage. It's put up in the round. It was great, they had a wonderful time. Quick up, quick down, a couple of tent pegs in the parking lot and you have an extra facility to do an extra show.

"We also had the Midwest Quarter horse Show. Over 5,000 people attended the show this year. It is interesting to point out that horse shows and equestrian events are about 20% of our total business during the year.

"We had a special event with a Natural Horsemanship with Pat Parelli, who was featured in The Horse Whisperer, the movie with Robert Redford. Had over 1,000 people pay admission, excuse me, it was free admission. A thousand people came to listen to this guy explain his method of training horses. In addition, for the month, we had over 30,000 people attend seven hockey games and 10,600 people attend five soccer games for the month.

"Two years ago, we put a customer service desk up in our concourse to try to help customers when they have questions or ticket problems or just questions or pick up schedules. One of the things that the lady who works there, Janet Wiley came up with an idea. She got a lot of folks coming up asking where can I buy tickets to the next event. Where can I buy tickets to another event during that event. Currently, we did not have any opportunity for those folks to stay on that level and buy a ticket. They either had to go outside, go downstairs to the front of the building where the box office was, or we had to send them down the stairs and still have to go down. She said wouldn't it be very convenient for these people to have a window they can go to. Well now they do. We put it right in the concourse. You just go around the corner. The ticket signage that you see up above that is lit when the window is open. It worked very well for this years play-off entries for both hockey and soccer. The people at the play-off game could buy tickets to the next game on the spot, they don't have to wait. We're actually starting to sell tickets to the Cotillion from that window during the event and Century II. It is working out very well for us. I'd be

Regular Meeting, April 19, 2000

happy to answer any questions that you have at this time."

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

Commissioner Sciortino said, "Thank you, Mr. Chairman. John, it is going to be interesting for me and maybe for the people watching. When we have one of those dirt track things, where do we get the dirt?"

Mr. Nath said, "We keep it. We have special dirt. The rodeo dirt is kept separate from the motor sports dirt. You can tell. The rodeo dirt has stuff growing in it because it is fertilized very well. We keep it in the back. It is stored in the back and we can bring it up. I forget how many thousand cubic yards that we have but it is right on site."

Commissioner Sciortino said, "We have dirt in inventory and it is specialized dirt depending on the need."

Mr. Nath said, "We have show biz dirt."

Chairman Winters said, "Thank you. That kind of leads to the question I had, John, and I don't mean to get into a discussion about downtown arenas or other arenas. But you mentioned that a big part of our business out there is horse business, equestrian business. If you expand that to all livestock kind of business, traditionally do the new bigger arenas, MCI dome and those kinds of places, do they do animal events, rodeos, motor cross, the stuff that you bring dirt into your building and have livestock?"

Mr. Nath said, "They traditionally do motor sports. They do the monster truck events and some of them do motor cross. They don't do the equestrian events or the livestock events or the flat type shows that we traditionally put in our pavilions. If you took anything outside of the Britt Brown arena itself, that is about 35% of our business. We have a little bit of an advantage because we do have that added capability of expanding our event load by having the pavilions."

Chairman Winters said, "Okay, very good. Thank you. Commissioners, are there questions or comments about John's report? If not, what's the will of the Board?"

MOTION

Commissioner Gwin moved to receive and file.

Regular Meeting, April 19, 2000

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

L. STATEMENT OF COSTS AND ASSESSMENT ROLL; ESTABLISHING PUBLIC HEARINGS REGARDING PROPOSED SPECIAL ASSESSMENTS FOR CERTAIN INTERNAL IMPROVEMENT PROJECTS IN THE COUNTY; AND PROVIDING NOTICE THEREOF.

Mr. Joe L. Norton, Gilmore & Bell, Bond Counsel, greeted the Commissioners and said, "I'm not sure whether it is comforting to be following the rodeo dirt item or not, but we'll do our best here. This morning is starting the assessment phase of various Capital Improvement Projects that the Board of County Commissioners has previously authorized and have been completed or substantially completed with the construction phase and now it is time for those projects to spread assessments to the property owners which have benefited from those improvements. Later on in the presentation we'll go through a calendar,

Regular Meeting, April 19, 2000

but the basic action requested today is to approve the statement of final cost, which has been prepared by Public Works and Finance Department jointly, the corresponding assessment role, and notices of public hearing, establish May 10, 9:00 a.m., in this room as the meeting time for public hearing for property owners to receive that information and the opportunity to present their views, if any, to the Board of County Commissioners and authorize the publication and mailing of such notices as are required by statute in your charter resolutions.

POWERPOINT PRESENTATION

"There are eleven projects, which are street projects, under this agenda item, which are at this phase of construction completion and are ready for assessments. Those eleven items are on the screen before you. The next two slides present the break down of final costs. Again, the Public Works Department has put together the numbers on the hard cost for construction, engineering and so forth. They've been supplemented with the Finance Department information with respect to cost of issuance of temporary note financing and so forth.

"We do have one computer glitch here. As you'll notice on project eight for some reason the transformation via E-mail from one computer to the other one we seemed to have lost the numbers there. But the final numbers on the bottom are correct on these that we're asking you to approve. We'll have that fixed before the hearing.

"The final slide sets forth some basic parameters of the schedule. Today, again, we're asking you to approve these costs and set the hearing. We'll then mail and publish the notice of this hearing on April 28th. Each affected property owner will get a mailed notice of the hearing and with their proposed assessment amount on it. On the 10th, we'll have the public hearings and the Commission will consider a Resolution which will in fact levy those assessments. Then that amount will be published in the resolution and a mailed notice again will be given to the affected property owners advising them that they have 30 days in which to pay that special assessment or, if not, the County will proceed to issue its General Obligation Bonds and spread those assessments on the tax roles for 15 years with interest at the rate which the County receives on its bond issue.

Regular Meeting, April 19, 2000

"Once that pay-in period ends, we come back to you in late June to set the parameters for that borrowing and actually have a bond sale on July 26, at which time we will receive bids with respect to interest rates for that, which is two weeks in anticipation of your budget adoption date which will give the Finance Department the opportunity to blend those interest rates and debt service into your budget before you have to adopt it. Then we anticipate a closing of that transaction later in August. Again, today, what we are asking for is, in essence, to set the date for the public hearing, endorse these costs, and authorize those notices to go out so that we're prepared for that public hearing on May 10th."

Chairman Winters said, "Thank you, Joe. Commissioners, are there questions or comments? Seeing none, what's the will of the Board?"

MOTION

Commissioner Gwin moved to approve Statement of Costs, Assessment Roll and Notices of Public Hearing; establish May 10th, 2000 at 9:00 a.m. as the date and time for a public hearing; and authorize a notice of such public hearing to be published and mailed as required by law.

Commissioner Hancock seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

Regular Meeting, April 19, 2000

**M. REPORT OF THE BOARD OF BIDS AND CONTRACTS' APRIL 13, 2000
REGULAR MEETING.**

Mr. Darren Muci, Director, Purchasing Department, greeted the Commissioners and said, "You have Minutes from the April 13 meeting of the Board of Bids and Contracts. There are five items for consideration.

**(1) PERSONAL COMPUTER HARDWARE & SOFTWARE - DISTRICT ATTORNEY
FUNDING: DISTRICT ATTORNEY**

"Item one is personal computer hardware and software for the District Attorney. It was recommended to accept the low responsible bid of Softmart Government Services. That amount, \$9,563.64.

**(2) BILLBOARD - ENVIRONMENTAL RESOURCES
FUNDING: SOLID WASTE**

"Item two is an additional billboard for Environmental Resources. It was recommended to accept the sole bid of Dunn Signs, that amount is a not to exceed amount of \$12,000. The contract will actually be for a six month period.

**(3) YARD WASTE HAULING SERVICES - ENVIRONMENTAL RESOURCES
FUNDING: SOLID WASTE**

"Item three is yard waste hauling services, also for Environmental Resources. Commissioners, this item was presented to you previously and there were no proposals that were received. The Charter Resolution 50 allows us to solicit proposals, subject to your approval. We have received one proposal from Wichita Sanitation Services. That amount is \$19,200 and that is for the yard waste pilot project.

(4) MEMORY UPGRADES - DEPARTMENT OF CORRECTIONS

Regular Meeting, April 19, 2000

FUNDING: JJA COMM. PLAN/JJIS INFRASTRUCTURE

"Item four, various computer memory upgrades for the Department of Corrections. It was recommended to accept the low complete bid of Compucom Systems. That amount is \$7,225. Two pages of complete tabulation follows.

(5) ARTICULATED MOTOR GRADERS - FLEET MANAGEMENT
FUNDING: FLEET MANAGEMENT

"Item five is two articulated motor graders for Fleet Management and Public Works. Commissioners, if you'd please, we'd like to defer action on this item for no more than two weeks. There are six pages of information with regards to this recommendation that follow, for your review. I would be happy to take questions and recommend approval of the minutes of the Board of Bids and Contracts, with the exception of the articulated motor graders which we would defer for two weeks."

MOTION

Commissioner Hancock moved to approve the recommendations of the Board of Bids and Contracts with the exception of Item 5, which will be deferred for two weeks.

Commissioner Gwin seconded the Motion.

Chairman Winters said, "Commissioner McGinn."

Commissioner McGinn said, "Darren, on Item 2, I'm not sure I heard you right. I thought I heard you say six months."

Mr. Muci said, "That's correct. Contracts normally for billboards are for six month periods, but essentially, I'm covering us here in case there is an interest in renewing this."

Commissioner McGinn said, "I guess I just didn't understand that bottom line."

Mr. Muci said, "It is a maximum 12 month period for contract. So I'm asking for approval to do that six months, with a potential increase in six months."

Commissioner McGinn said, "Thank you."

Regular Meeting, April 19, 2000

Chairman Winters said, "Any other questions or comments? Seeing none, we have a motion."

Commissioner Sciortino said, "I'm sorry, Mr. Chairman. Item three, it says that the contract is \$19,200, but then it says \$12 a month."

Mr. Muci said, "It is \$12 per month, per home and 200 homes."

Commissioner Sciortino said, "Got it, sorry."

Chairman Winters said, "We have a Motion to approve the report with the exception of Item 5. Any other questions or comments? Seeing none, call the vote."

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

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

CONSENT AGENDA

N. CONSENT AGENDA.

1. Section 8 Housing Assistance Payment Contracts.

<u>Contract</u> <u>Number</u>	<u>Rent</u> <u>Subsidy</u>	<u>District</u> <u>Number</u>	<u>Landlord</u>
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Regular Meeting, April 19, 2000

V2035	\$247.00	3	J. Jean Shipley
V2034	\$340.00	5	Noemi Meece

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

<u>Contract Number</u>	<u>Old Amount</u>	<u>New Amount</u>
C862026	\$105.00	\$0.00
V99038	\$377.00	\$394.00

- 3. Agreement with Spellmeyer Holdings, L.L.C. to provide on-line access to Sedgwick County's electronic data.**

- 4. Plats.**

Approved by Public Works. The County Treasurer has certified that taxes for the year 1999 and prior years are paid for the following plats:

Copper Gate Addition
Gilnockie Lochs Addition
Hoskinson 2nd Addition
Prairie Crossroads United Methodist Church Addition

- 5. Order dated April 12, 2000 to correct tax roll change of assessment.**
- 6. Payroll check registers of April 14, 2000.**
- 7. General Bills Check Register of April 14, 2000.**
- 8. Budget Adjustment Requests.**

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

Regular Meeting, April 19, 2000

MOTION

Commissioner Gwin moved to approve the Consent Agenda as presented.

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

O. OTHER

Chairman Winters said, "Is there other business? If there is no other business I'm going to recess the Regular Meeting."

The Board of Sedgwick County Commissioners recessed to the Sewer District and Fire District Meeting 10:30 a.m. and returned at 11:08 a.m.

Chairman Winters said, "I'll call back to order the Regular Meeting of the Board of County Commissioners, April 19, 2000. Is there other business to come before this Board?"

MOTION

Commissioner McGinn moved that the Board of County Commissioners recess into Executive Session for 30 minutes to consider consultation with Legal Counsel on matters privileged in the Attorney Client relationship relating to pending claims, litigation, legal advice, and that the Board

Regular Meeting, April 19, 2000

of County Commissioners return from Executive Session no sooner than 11:39 a.m.

Commissioner Gwin seconded the Motion.

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

VOTE

Commissioner Betsy Gwin	Aye
Commissioner Bill Hancock	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Ben Sciortino	Aye
Chairman Thomas G. Winters	Aye

Chairman Winters said, "We're adjourned into Executive Session."

The Board of Sedgwick County Commissioners recessed into Executive Session at 11:09 a.m. and returned at 12:02 p.m.

Chairman Winters said, "I'll call back to order the Regular Meeting of the Board of County Commissioners, April 19, 2000. Let the record show that there was no binding action taken in Executive Session. Is there any other business to come before this Board? Seeing none, the meeting is adjourned."

P. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 12:02 p.m.

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

Regular Meeting, April 19, 2000

THOMAS G. WINTERS, Chairman
Third District

CAROLYN McGINN, Chair Pro Tem
Fourth District

BETSY GWIN, Commissioner
First District

BILL HANCOCK, Commissioner
Second District

BEN SCIORTINO, Commissioner
Fifth District

ATTEST:

James Alford, County Clerk

APPROVED:

_____, 2000