

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

February 6, 2002

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 10:30 A.M., on Wednesday, February 6, 2002 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Ben Sciortino; with the following present: Chair Pro Tem Betsy Gwin; Commissioner Tim R. Norton; Commissioner Thomas G. Winters, Commissioner Carolyn McGinn; Mr. Rich Euson, County Counselor; Mr. Jarold Harrison, Assistant County Manager; Mr. Randy Duncan, Director, Emergency Management Department; Dr. Charles Magruder, M.D., Director, Health Department; Mr. Colin McKenney, Director, Community Developmental Disability Organization, Division of Human Services; Ms. Annette Graham, Director, Department on Aging, Division of Human Services; Ms. Jacque Wedel, Sales/Marketing Director, Kansas Coliseum; Mr. David Spears, Director, Bureau of Public Works; Ms. Kristi Zukovich, Director, Communications and Ms. Lisa Davis, Deputy County Clerk.

INVOCATION: The Invocation was led 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.

CONSIDERATION OF MINUTES: Regular Meeting, January 23, 2002

The Clerk reported that all Commissioners were present at the Regular Meeting of January 23rd, 2002.

Chairman Sciortino said, "Commissioners, you've had a chance to look at the Minutes of the Meeting of January 23rd. What's the will of the Board?"

MOTION

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Commissioner Gwin moved to approve the Minutes of the Regular Meeting of January 23rd, 2002.

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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Next item."

PROCLAMATION

A. PROCLAMATION DECLARING FEBRUARY 9 AND APRIL 6, 2002 AS "A TIME OF REMEMBRANCE."

Chairman Sciortino said, "Commissioners, I have a proclamation that I'd like to read into the record. It says:

PROCLAMATION

WHEREAS, the 1960s was an era of conflict, marked with protests and controversy that altered life in the United States, and specifically Wichita; and

WHEREAS, during the 1960s, the world's nations witnessed the potential of democratic governments for correcting injustices and the power of people in a democracy to alter the policies of government; and

WHEREAS, recalling the decade of the 1960s and identifying the lessons it taught us will enhance citizens' confidence in and appreciation for our nation; and

WHEREAS, two special dates, February 9th and April 6th, allow citizens an opportunity to come together and remember the 1960s, hearing from local people who helped change and shape our

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community; and

WHEREAS, Friends University, the Kansas Humanities Council, the Kansas African American Affairs Council, Intrust Bank and KGE are sponsoring the conferences entitled, ‘From Complacency to Passion: The Sixties and How They Changed Wichita’, will help us all to understand the role of our own ‘local heroes’;

NOW THEREFORE BE IT RESOLVED, that I, Ben Sciortino, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim February 9 and April 6 as

“A TIME OF REMEMBRANCE”

of the 1960s as a decade of change, and encourage all citizens of Sedgwick County to attend these two special events.

Now, I’m not too sure if Gretchen Cazel-Eick is in the audience to receive the proclamation.”

MOTION

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

Commissioner Winters seconded the Motion.

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

VOTE

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

Chairman Sciortino said, “Thank you. Now, is the young lady here? I don’t see her, so we’ll just have to make sure that she gets this.”

Commissioner McGinn said, “Thank you, Chairman Sciortino. This is a new event in our community and a very special event and I think they’ve done a great job putting together a schedule. The first one is February 9th, at Friends University and the second one is April 6th, at

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Wichita State University Metropolitan Complex. But I just want to share a little bit about who some of the speakers are going to be and some of the breakout sessions. For this first one, February 9th, the keynote presentations will be from Dr. Allen Matusow. I'm not sure if I pronounced that properly. Dr. Ronald Walters and his talk will be 'The Growth of Black Politics in the 1960s. Dr. Matusow's will be 'The Challenge of the '60s'. Then they'll have a symposium with Lee Streiff, Charles McAfee and Dr. Carol Konek. Some of the panel discussions will be 'The Quest for Civil Rights and Non-violence', 'Beyond Non-violence; the Police, FBI and Black Power', 'Campuses Anti-war Protests' and those types of things, as well as poverty.

Anyway, this program begins at 11:30 and then there is a dinner and it ends in the evening. It looks like they have put together two great programs, none like we've had in our community before, so if anyone in the audience is interested in attending or would like more information, you can call 295-5528, 295-5528 and get more information. Thank you."

Chairman Sciortino said, "And would they happen to have . . . do we have any extra samples of this that can be given out if they call Communications? If they call that number, would they send them something like that?"

Commissioner McGinn said, "We could . . . I'll look at Kristi. We could probably have Eric send a few of these over to Communications. That number is 660-9370. Okay, thank you."

Chairman Sciortino said, "Thank you, Commissioner. Before we go on, I'd like to ask the Board's permission to take another proclamation as an Off Agenda item please."

MOTION

Commissioner Gwin moved to consider an Off Agenda item.

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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Commissioner Carolyn McGinn Aye
Chairman Ben Sciortino Aye

Chairman Sciortino said, “Randy, would you come up and explain this proclamation.”

OFF AGENDA ITEM

Mr. Randy Duncan, Director, Emergency Management, greeted the Commissioners and said, “I’m here today to ask you to make official an action that the Chair took on behalf of Sedgwick County Saturday morning, when we were dealing with an emergency situation. Most of you are familiar with the fact that we’ve had an ice storm in the area recently and we had an interesting situation come up on Saturday morning. Last year, and pardon me for going into this long digression, but last year the Kansas Legislature made some changes in the State law affecting what was formerly a blanket exemption for commercial vehicles, in terms of the Federal Motor Carriers Safety Act. Most of you are familiar, these over-the-road truck drivers have to maintain logs and they can’t drive longer than 12 hours and things of that nature. Well, in the past, that had not applied to like utilities and things of that nature that operate within the State of Kansas because the state law had exempted them.

Last year, when there was a change in the Motor Carrier Safety Inspection program, in order for the Highway Patrol to get \$3,000,000 in additional funding, the state did away with that exemption. So, what it boils down to now is every time a utility company has to work longer than 12 hours, in terms of doing an emergency restoration of power, they are in violation of federal standards unless we, as the local government, declare a state of local disaster emergency, which exempts them from the Federal Motor Carrier Safety Act. So, I am here today to ask you to approve this proclamation and to authorize the Chairman to sign and that’s the reason that we had to declare Saturday, 11:43 a.m.”

Chairman Sciortino said, “Okay, so we have to ratify what we approved.”

Mr. Duncan said, “That is correct, sir.”

Chairman Sciortino said, “Okay. One comment on here, it’s really nice to get a call from Randy saying that, ‘Mr. Chairman, you have to declare an emergency’ and you get that first thing on Saturday morning, trying to figure out what the heck happened to the County during overnight. Okay, I guess the appropriate recommended action would be just to approve the proclamation and authorize the Chairman to sign. So, I would entertain a Motion to that effect if I could.”

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MOTION

Commissioner Winters moved to approve the Proclamation declaring a state of local disaster and emergency for Sedgwick County and authorize the Chairman 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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Next item please. Thanks, Randy."

APPOINTMENTS

B. APPOINTING RESOLUTIONS.

1. RESIGNATION OF LOIS MCCURRY FROM APPOINTMENT AS TREASURER OF GREELEY TOWNSHIP.

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

MOTION

Commissioner Winters moved to accept the resignation.

Commissioner Norton seconded the Motion.

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

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VOTE

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

Chairman Sciortino said, "Next item."

2. RESOLUTION APPOINTING PAT BAXTER (COMMISSIONER WINTERS' APPOINTMENT) AS TREASURER OF GREELEY TOWNSHIP.

Mr. Euson said, "Commissioners, this resolution would fill the vacancy that has just been created and that term was to be until January of 2005. I would recommend that you adopt the resolution."

MOTION

Commissioner Winters moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

VOTE

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

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Chairman Sciortino said, "Next item."

3. RESOLUTION APPOINTING CAROLYN EARNEST, R.N. (COMMISSIONER WINTERS' APPOINTMENT) TO THE SEDGWICK COUNTY ADVISORY BOARD OF HEALTH.

Mr. Euson said, "Commissioners, we're prepared a resolution of appointment for this. This is four year term and I would recommend you adopt the resolution."

MOTION

Commissioner Winters 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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

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

4. RESOLUTION APPOINTING JOHN LEWIS, D.D.S. (COMMISSIONER WINTERS' APPOINTMENT) TO THE SEDGWICK COUNTY ADVISORY BOARD OF HEALTH.

Mr. Euson said, "Commissioners, this is also a four year term and I would ask that you adopt this resolution."

MOTION

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Commissioner Winters 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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

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

5. RESOLUTION APPOINTING CHRISTEN L. SKAER, DVM (CHAIRMAN SCIORTINO'S APPOINTMENT) TO THE SEDGWICK COUNTY ADVISORY BOARD OF HEALTH.

Mr. Euson said, "Commissioners, the same comments for this and I would also ask that you adopt this resolution."

MOTION

Commissioner Gwin moved to adopt the Resolution.

Commissioner Winters 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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Next item please."

6. RESOLUTION APPOINTING JAMES BARFIELD (COMMISSIONER MCGINN'S APPOINTMENT) TO THE METROPOLITAN AREA PLANNING COMMISSION.

Mr. Euson said, "Commissioners, this is a four year term on this Board and the resolution is in proper form. I would ask that you adopt it."

MOTION

Commissioner McGinn moved to adopt the Resolution.

Commissioner Gwin seconded the Motion.

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

VOTE

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

Commissioner Winters said, "Mr. Chairman, may I take just a moment. I had several appointees on here. I certainly want to, if any of them should be watching today, express my appreciation. I would also like to express appreciation to Lois McCurry, who has been Treasurer out in Greeley

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Township for several years and she just got to the point where it was being a little too much. But if she should be watching, I'd certainly like to say thank you for the time that she has spent on township business. It's been very well done and I certainly appreciate it. Thank you, Mr. Chairman."

Chairman Sciortino said, "Next item please."

DEFERRED ITEMS

C. RECOGNITION OF JACK KEGLEY AS THE KANSAS EMERGENCY MANAGEMENT ASSOCIATION'S INSTRUCTOR OF THE YEAR.

Mr. Duncan said, "I must ask your indulgence this morning. Because of weather and other issues, we were not able to coordinate everybody's appearance that needs to be here to enable this recommendation. So, at this time, I'd like to request you to allow me to withdraw this item until we can reschedule everybody's appearance."

MOTION

Commissioner Winters moved to withdraw Item C from the agenda.

Commissioner McGinn 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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

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

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D. CASE NUMBER ZON2001-00010 – RESOLUTION AUTHORIZING ZONE CHANGE FROM “LC” LIMITED COMMERCIAL AND “SF-20” SINGLE-FAMILY RESIDENTIAL TO “LI” LIMITED INDUSTRIAL; AND

CASE NUMBER CON2001-00008 – RESOLUTION AUTHORIZING CONDITIONAL USE PERMIT FOR A SOLID WASTE TRANSFER STATION, LOCATED ON THE NORTHEAST CORNER OF 55TH STREET SOUTH AND HOOVER. DISTRICT #2.

Chairman Sciortino said, “Is there anything that’s going to be presented by MAPD on this or anything further needs to be discussed? Okay, thank you. Commissioner Gwin.”

Commissioner Gwin said, “Thank you, Mr. Chairman. I have some thoughts about last week and I’d like to enter those comments into the record before we get on with the business here.

When this matter came before us last week we heard several statements from members of the public and their attorney, which prompted us to defer this to today. I’ve put some of my thoughts in written form here, so I’d like to begin today by responding to some of the concerns that those statements expressed.

One concern that we heard was that our Planning staff had taken some sort of improper role in advising us of their professional judgments about whether these applications should be approved. One speaker threw around allegations like the County government was being usurped by County staff and that it was bizarre and somehow improper that the professional staff would make a recommendation to us which was different from the recommendation that a majority of the Metropolitan Area Planning Commission had made. Those claims are unjustified and I must say I was particularly disappointed to hear them from an attorney who ought to know better.

They come, I think, from a misunderstanding of the role of the Planning Department staff and of the Metropolitan Area Planning Commission. This Board, we rely on the professional staff to give us their honest analysis and recommendation. We expect and depend that they will be advocates for their views. To accuse them of being advocates, as the speaker did last week, is to accuse them of doing their jobs. If they believe a zone change is not appropriate, we expect them to tell us that directly and to advocate that position. If they believe, as in this case, that the land is suited to a particular proposed use, again we expect them to advocate that position. We expect this from our planning staff, even when only a minority of the Metropolitan Area Planning Commission adopts that view.

A second concern was about a resolution signed by the Chair last March. That resolution had a

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clerical error on its voting block. The Clerk mistakenly entered the wrong vote for one of the Commissioners. The Minutes of the Meeting, however, clearly reflect the correct vote and it was a four to one vote, and the Minutes take precedent over the Clerk's notation. The resolution also had a legal description on it that did not reflect the will of the Board. However, that legal description was not intended to be published, would not have been published in the ordinary course of events and was not published in this case. It had absolutely no affect.

A third concern was about a resolution that was published in the newspaper on December 26th of last year. That resolution had a legal description that differed from the Motion that I made last March 28th and so it was incorrect. The error arose from an honest mistake involving miscommunications. The published resolution had no effect. There is no reason for anyone to attempt to elevate this mistake to an allegation of quote, 'Some type of fraud on the public', close quote, as the speaker said from the podium last week.

The fact that these errors occurred is unfortunate and I would ask the other Commissioners to join me in directing the County Manager to review the internal procedures which permitted them to occur and to report back to us any recommendations for changes.

Having said all that however, our focus today remains on that application that is before us to change zoning and allow a Conditional Use for a transfer station. What we must decide is whether to reconsider our March 28th, 2001 vote to allow the change of zoning and Conditional Use for that portion of the 48 acre application area on which the applicant's amended site plan would operate a transfer station.

While in a sense, the errors that have occurred in this process to reach a final, published decision bring us to the crossroads we're at today. They are not relevant to the land use questions before us and, at this point, are red herrings that I think are being used to try to distract us from the factors on which we must base our underlying decision. Thank you, Mr. Chairman. That's all for right now."

Chairman Sciortino said, "Thank you, Commissioner Gwin. Any further comments? Commissioner Winters."

Commissioner Winters said, "Thank you. You know, we are taking up our discussion at the point from last week, which we did have some additional public comment but I think I said most of this on last week agenda. I believe even after hearing the public comment last week, I do not believe there's anything there that will materially affect our original decision. So, this morning, I'm going to be supportive of reconsidering and revising our decision to up the acreage here to what ever the

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new acreage is, almost 16 acres. I agree completely with Commissioner Gwin. I think she has summarized a lot of that. I think one of the reasons that I was interested in deferring last week is we did hear some folks who were talking about the regularities or irregularities in this case. I wanted to have some legal folks talk to us about that. They've done that. I'm confident that we're on the right track. I'm confident that what we're doing here now is the proper action to take in enlarging, revising and enlarging this original acreage to accommodate the operation that needs to take place there.

I think, in my opinion, we tried to keep this size as small as possible to keep as large a buffer as possible and I think we're still going to have adequate buffers on a 48 acre piece of property. So, I agree that to reconsider is appropriate. I haven't heard anything that has new information to change that. I reviewed the Minutes. I've gone back over what we did in March of last year and I'm comfortable in supporting a Motion that's going to go ahead and revise this to upward acreage. Thank you."

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

Commissioner McGinn said, "Thank you, Mr. Chairman. I guess I'm not going to reiterate some of what Commissioner Gwin and Commissioner Winters have shared. I agree with what they have shared. I do want to reiterate that the signature error, it was a human error. All of our paperwork that comes before us goes through Legal and the Clerk and we had an error and it's very unfortunate. I'm very disappointed to hear about some of the things that have transpired over this period of time and I hope that we do have the Manager, which I know that we will, look into those things so that those kinds of things don't happen again.

Going back to the intent of why we're here, and why we were there in March, has to do with a zoning issue. I agree with Commissioner Winters about the fact that what we were trying to do was provide plenty of buffer area and it's unfortunate that the legal description was messed up. So, I'm going to support the 15-plus acres. I still think we'll have sufficient buffer area because it conforms with what the intent that we had for this zoning as well. Thank you."

Chairman Sciortino said, "Thank you, Commissioner. Any further comment? I don't see any other lights on. What's the will of this Board?"

Commissioner Winters said, "Can I just ask a question of clarification? Mr. Euson, the recommended action, as it's printed in our agenda today, is the action that would raise the acreage on this piece of property with what we discussed about here on the Bench, is that correct?"

Mr. Euson said, "That is correct. It refers to an amended site plan, which is the 15.93 acres."

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Commissioner Winters said, "Okay. Thank you."

MOTION

Commissioner Gwin moved reconsider and revise the Board's decision voted on March 28, 2001 in Case Nos. ZON2001-00010 and CON2001-00008, adopt the findings of fact of the MAPD staff, approve the amended site plan, and authorize the Chairman to sign the substituted Resolutions approving rezoning and conditional use applications.

Commissioner Winters seconded the Motion.

Chairman Sciortino said, "Any further comments? I have one comment that I would like to get out. I agree with the comments that Dale Miller made to us last week, because it was what I intended in voting in favor of the zoning change and Conditional Use on March 28th, 2001. When I analyzed the factors our zoning code requires us to look at, in light of all the information that's been presented to us, I conclude that the application for a zoning change and Conditional Use for a transfer station should be approved to the full extent the applicants' intended to use this 48 acre area for a transfer station. It is clear to me that the applicants are requesting approximately 16 acres be approved, corresponding to the area shown on the amended site plan. I support changing the zoning on that area and allowing the Conditional Use, because the factors we are required to consider balance in favor of it. Thus, my view today is consistent with my view that I held on March 28th.

Clerk, I don't see any further comments or questions, so would you please call the roll on this item." **VOTE**

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

Chairman Sciortino said, "Next item please."

NEW BUSINESS

- E. ORDER SETTING A PUBLIC HEARING FOR FEBRUARY 20, 2002 AT 9:00 A.M. TO CONSIDER CHANGES IN COUNTY COMMISSIONER DISTRICT BOUNDARIES.**

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Mr. Euson said, "Commissioners, this matter has been before you twice, once at a workshop at the end of November of last year and again at a County Commission meeting just about a week before Christmas of last year. We are at a point where it is important that the Commission try to make a final determination concerning these boundaries and so I would ask that you approve an order that would set February 20th for a final public hearing and hopefully a final determination of the redistricting of the County Commission boundaries."

Chairman Sciortino said, "All right, is there any questions or comments to Rich concerning this?"

Commissioner Gwin said, "The only question is, is this a time certain or is this . . . will just occur somewhere within the meeting of that day?"

Mr. Euson said, "My intent was just to include it on the agenda, the 9:00 agenda."

Commissioner Gwin said, "Okay. My only thought would be if there is anyone here to speak to the item that we try to get it as close to the front of the agenda as possible."

Chairman Sciortino said, "Would that be possible, Mr. Harrison? Maybe just make it as the first item on the agenda so that people don't have to wait."

Mr. Jarold Harrison, Assistant County Manager, said, "Yes."

Commissioner Gwin said, "Okay. I mean, I don't expect there'll be much, but as a courtesy to folks."

Chairman Sciortino said, "Commissioner Winters."

Commissioner Winters said, "I would also request if perhaps Communications or the Manager's Office or someone, if we could . . . I don't know that we need to take out any full-page ad but I clearly think that we need to let the public know that this is going to be on our agenda and if anybody has suggestions or comments about how we are considering changing the County Commission district boundaries, folks this is the day to come. And so, I just . . . maybe like some little special attention to how we get that out. And I see our Eagle reporter is out of the room at this time but if maybe somebody could touch base with them or KFDI or some of the other media outlets, to let folks know that we're going to be talking about it again."

Chairman Sciortino said, "Or one or two of the television stations might want to cover it too. Okay. Mr. Euson, I have one question. That's when we'll actually see the final proposed mapping

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and what have you of how the different districts will look, is that when we're going to present all of them? Because we did present a lot of scenarios but maybe there's going to be more scenarios presented."

Mr. Euson said, "I think the intent is to have all of the scenarios available and to talk about those but you can focus on . . . if there is a focus at that time."

Commissioner Winters said, "And then would it be our intension to make a decision at that meeting and, depending on what we hear from the public, or what we don't hear, at the conclusion of that agenda item and discussion, the Commissioners would be selecting the final redistricting for the Commission districts?"

Mr. Euson said, "I think if you're ready, at the end of the public hearing, to make a decision that it would be appropriate to do that and instruct us to prepare a resolution and place it on a future agenda."

Chairman Sciortino said, "If ever possible, it would be my intension to try to do that, just so we could bring some closure to this, if it's possible. Okay. So, I'd like to have the will of the Board on this piece of business."

MOTION

Commissioner Winters 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 Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Next item please."

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F. AGREEMENT WITH INTELISTAF, INC. TO PROVIDE STAFFING SERVICES FOR THE WOMEN, INFANT AND CHILDREN SUPPLEMENTAL NUTRITION PROGRAM AND THE TUBERCULOSIS PROGRAM.

Dr. Charles Magruder M.D., Director, Health Department, greeted the Commissioners and said, "These are agreements for temporary staffing that we've had in place for several months. This process is to simply establish that formally.

The two programs that were just mentioned to you, the TB program, the temporary staffing relates to needs we have regarding that specific investigation that I presented to you some months ago of TB in our community that required some additional effort and funding was provided by the federal government and that funding was used to hire these temporary staff to get those jobs accomplished and that is still ongoing at this point.

In terms of the W.I.C. program, the temporary staffing is used to insure that we're able to meet the increased demand for that particular service in our community. As you know, we're going through a period of some economic difficulties. There are more and more people in our community that are eligible for the services of the W.I.C. program which, if you do not recall, is the Women, Infants and Children's program and that program provides nutrition, nutritional supplements and also health screenings for pregnant women and their children in certain age categories. So, we would request and recommend that you approve this formal agreement with Intelistaf to allow us to continue hiring temporary employees for those two programs."

Chairman Sciortino said, "Thank you, Doctor. We do have a couple of questions or comments. Commissioner Winters."

Commissioner Winters said, "Just a quick question, Dr. Magruder. Intelistaf is just a staffing agency. We're not contracting with them to perform this service, is that correct?"

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Dr. Magruder said, “Well, I do not know if I could speak to the legal definitions. We are contracting with an organization that is in the business of providing people to work on a temporary basis. As to actually how that contract is put together, I would have to defer to Legal.”

Commissioner Winters said, “That’s fine. I think I understand that. It’s a good program and we need to get about getting it done. So, I’m going to be supportive. Thank you. That’s all I need.”

Chairman Sciortino said, “Thank you, Commissioner Winters. Any further comments or questions of Dr. Magruder? I hear none. What is the will of the Board?”

MOTION

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

Commissioner McGinn 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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

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

G. DIVISION OF HUMAN SERVICES.

1. ADDENDUM TO CONTRACT WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES TO PROVIDE MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES SERVICES.

Mr. Colin McKenney, Director, Community Developmental Disability Organization, greeted the Commissioners and said, “You have before you this morning, the second addendum change, actually the third addendum to our State fiscal year 2002 agreement with the Department of Social and Rehabilitation Services. This is basically an extension of the agreement and addendum that you

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have previously approved with the exception that it includes an additional \$1,033,644 in lump sum payments to be paid to providers of day residential and hourly supports. Basically, due to this type of federal match, we will be passing through the funds to other providers and I need your approval to accept that additional funding and pass it through as requested. Be happy to answer any questions you may have.”

Chairman Sciortino said, “Thank you, Colin. I don’t see that we have any questions of you right now. What is the will of the Board on this item?”

MOTION

Commissioner McGinn moved to approve the Addendum to Contract and authorize the Chairman to sign.

Commissioner Winters seconded the Motion.

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

VOTE

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

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

2. CONTRACTS (15) TO PROVIDE VARIOUS AGING PROGRAMS AND SERVICES.

- CATHOLIC CHARITIES
ADULT DAY SERVICES** **\$20,000**
- CATHOLIC CHARITIES
FOSTER GRANDPARENTS** **\$32,800**
- CITY OF PARK CITY
ROVING SR. CNTR. DIRECTOR** **\$30,140**

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- **E. D. TYREE HEALTH CLINIC
HEALTH EVALUATIONS** **\$500**
- **LEGAL SERVICES OF WICHITA
PROTECTIVE LEGAL** **\$30,818**
- **LEGAL SERVICES OF WICHITA
PUBLIC BENEFITS** **\$7,210**
- **MENTAL HEALTH ASSOCIATION
ADULT ABUSE PREVENTION** **\$10,366**
- **RIVERSIDE FOUNDATION
SENIOR COMPANION** **\$29,146**
- **UNITED METHODIST URBAN MINISTRIES
COMMODITIES** **\$6,000**
- **WELLNESS PROFESSIONALS
EDUCATION AND SCREENING** **\$1,106**
- **CITY OF COLWICH
COLWICH SR. CLUB** **\$3,280**
- **CITY OF DERBY
DERBY MULTI-PURPOSE SR. CNTR.** **\$50,097**
- **CITY OF HAYSVILLE
HAYSVILLE MULTI-PURPOSE SR. CNTR.** **\$32,851**
- **NATIONAL HISPANIC COUNCIL
LA FAMILIA MULTI-PURPOSE SR. CNTR.** **\$37,638**
- **MT. HOPE COMMUNITY DEVELOPMENT
MT. HOPE SR. CNTR** **\$8,764**

Ms. Annette Graham, Director, Department on Aging, greeted the Commissioners and said, "Today, I bring before you 15 contracts for a variety of services in senior centers for the mil levy program for 2002. Ten of these contracts are for a variety of aging services in Sedgwick County,

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one of which is a new program. And five are contracts for Sedgwick County senior center programs. These aging services have proven to be very successful and the budget item has already been approved in the fiscal 2002 budget, approved by the Board of Sedgwick County Commissioners.

These programs include: Catholic Charities, Adult Day Services, which is an adult day program for elderly individuals needing that level of services during the day for \$20,000; Catholic Charities, Foster Grandparent Program, which provides opportunities for aging individuals to provide services in our community at a variety of settings, including schools, day cares, Rainbows United, and that is for \$32,800; City of Park City Roving Senior Center Director, a senior center position that serves Bel Aire, Park City and Maize and that is for \$30,140; E.C. Tyree Health Clinic that provides health evaluations and that is \$500; Legal Services of Wichita, which provides protective legal services, assistance of an attorney to do things like guardianship, conservatorship, looking at fraud kind of issues and adult abuse kind of situations or exploitation, things that might come in front of them for individuals who need that type of service, \$30,818; Legal Services of Wichita, Public Benefits, this is an outreach program where they have a staff person that goes out to deal with aging individuals to help them apply for and fill out the forms for public assistance services they might be eligible for but not aware of and that is \$7,210; Mental Health Association, Adult Abuse Prevention provides education opportunities and awareness for adult abuse situations; Riverside Foundation for the Senior Companion Program, \$29,146, provides opportunities for seniors to go out and provide companionship services to other seniors in the community so that they both receive some benefit from that. There is a small stipend that goes to the individuals providing that service; United Methodist Urban Ministries Commodities program provides \$6,000 to provide for the delivery of the commodities; The Wellness Professionals Education and Screening, that is the one new provider, that's \$1,106 to provide health screenings at primarily senior centers, to go out and do screening for Prostate cancer, Osteoporosis and other identified by the senior centers of what the individuals in those senior centers might need for evaluations and education.

And then the five senior centers are: the City of Colwich, Colwich Senior Club, \$3,280; City of Derby, the Derby Multi-purpose Senior Center, \$50,097; City of Haysville for the Haysville Multi-purpose Senior Center, \$32,851; the National Hispanic Council, La Familia Multi-purpose Senior Center, \$37,638; and Mount Hope Community Development, Mount Hope Senior Center, \$8,764 for a total of \$300,716. I would request your approval and authorize the Chairperson to sign and I would be available for any questions.”

Chairman Sciortino said, “Thank you, Annette. We do have a question. Commissioner Norton.”

Commissioner Norton said, “Thank you, Mr. Chairman. Tell me about United Methodist Urban Ministries. Is that money for the commodities or for the delivery of the commodities?”

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Ms. Graham said, "It is just for the deliveries. It does not cover the Commodities that are provided through S.R.S. and then we have an agreement with them to help in the distribution of those."

Commissioner Norton said, "How many distributions a year? How many people does it affect?"

Ms. Graham said, "Within the city limits of Wichita, SRS was able to find providers that were able to do that. So we, primarily, have distribution sites in the County, in the surrounding and smaller areas where we could find volunteer stations that were willing to do that and act as a distribution site. I don't have the number of sites but I can certainly get that information to you."

Commissioner Norton said, "I'd just be interested to know how much that money parleys into . . ."

Ms. Graham said, "On a monthly basis that we do that."

Commissioner Norton said, "Okay. I understand that we do that with volunteers at a lot of other places out in the County and just wanted to be sure that we're using that money."

Ms. Graham said, "Yes, we do. We have volunteers that do that, that come pick them up at the distribution sites."

Commissioner Norton said, "Okay, that's all. Just get that to me at some point would be great."

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

Commissioner Gwin said, "Just real quickly then, as we get ready to consider this item, to point out to folks again that this is another example of the umbrella services that Sedgwick County government provides. That these services are being provided to folks who live anywhere, everywhere in this county, whether they're in a big city or one of the smaller cities and it's an example, again, of the opportunity that we have to serve all of the people who live in Sedgwick County. Thank you, Mr. Chairman."

Chairman Sciortino said, "I don't see any other questions but I do have one, Annette. It's my understand, I just want to clarify it and I'm just going to pick one, Mount Hope for example for a senior center. There's no restrictions that you have to live within the city limits of Mount Hope to be able to go into that senior center. You could live close to it but even still be outside of the incorporated city limits of that senior center, is that correct?"

Ms. Graham said, "Yes, that's correct."

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Chairman Sciortino said, “Well, then that’s what makes me want to concur completely with what Commissioner Gwin said. This is just another example of trying to identify what Sedgwick County government offers all of our citizens. Regardless of where you live in Sedgwick County, these services are for you and, hopefully, the more we can get this information out to the public the less I’m going hear ‘Oh, I don’t live in the County, I live in Mount Hope’ or ‘I don’t live in the County, I live in Wichita’ because these are services that, if you meet the criteria being a senior citizen, which I’ve got to mention I do qualify, but I can go to any senior center and say ‘hi’ and visit and avail myself of the services that are being offered there.”

Ms. Graham said, “Yes.”

Chairman Sciortino said, “Great. Thank you very much. Commissioners, any further comments? I don’t see any lights on, so what is the will of the Board on this item please?”

MOTION

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

Commissioner McGinn 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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

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

H. AGREEMENTS (TWO) RELATED TO PRODUCTION OF “BEAR IN THE BIG BLUE HOUSE.”

- 1. CITY OF WICHITA, KANSAS FOR LEASE OF CENTURY II.**
- 2. VEE ENTERTAINMENT CORPORATION FOR KANSAS COLISEUM TO**

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SERVE AS PROMOTER.

Ms. Jacque Wedel, Sales/ Marketing Manager, Kansas Coliseum, greeted the Commissioners and said, "It's our privilege to host the Bear in the Big Blue House this year. We are doing that at Century II and this is the same agreement that we had with Century II when we did Sesame Street there in February of 2001. It's a flat rate of \$6,400 to rent the facilities and we, again, will be partnering with the Vee Corporation to do that. And the reason that we're doing this is that it allows us to expand the number of events that we offer our area and offers us a chance to host events that might bypass our market because we don't have some of the dates. It also allows us to perpetuate our position as the family show promoters in our market.

So, this is all made possible because of a partnership that we have with the Swanson Corporation, who is our concessionaire. We have a fund that allows us to make these kinds of offerings to other buildings. So, we recommend that you approve the agreement and authorize the Chairman to sign. Are there any questions?"

Chairman Sciortino said, "Thank you. I don't see any questions right now. So, I'll thank you for your presentation and ask the Board what its will is on this item."

MOTION

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

Commissioner Norton seconded the Motion.

Ms. Wedel said, "There are two agreements there."

Chairman Sciortino said, "We're going to take the first one first and then the second one, if that's okay. I have a Motion and a Second on agreement H-1. Clerk, if you would call the roll on that item please."

VOTE

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

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Commissioner Carolyn McGinn Aye
Chairman Ben Sciortino Aye

Chairman Sciortino said, “Thank you. Now, on Item H-2, what would be the will of the Board?”

MOTION

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

Commissioner Winters seconded the Motion.

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

VOTE

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

Chairman Sciortino said, “Thank you very much. Next item. I was going to compliment John and what he did with his hair. I thought it looks lovely, compared to the way he normally wears it. And tell him you’re welcome any time to make presentations to us.”

I. PUBLIC WORKS.

1. AGREEMENT WITH KANSAS DEPARTMENT OF TRANSPORTATION FOR SEDGWICK COUNTY TO MAINTAIN CERTAIN STATE OWNED TRAFFIC SIGNALS LOCATED WITHIN SEDGWICK COUNTY. ALL DISTRICTS.

Mr. David Spears, Director/County Engineer, greeted the Commissioners and said, “Mark Borst couldn’t be here this morning. He had to attend a specially called ITS meeting, Intelligent Transportation System. Item I-1 is an agreement with the Kansas Department of Transportation for maintenance of the eleven traffic signals on State highways in the unincorporated areas of Sedgwick County. The locations are listed on the first page of the agreement.

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This agreement will replace an existing agreement due to the addition of a proposed traffic signal at K-96 and Ridge, which is proposed by K.D.O.T. No changes to the conditions have been made. Sedgwick County will be paid an annual fee for the routine maintenance plus cost for any work beyond the base work in the agreement. The base fee for 2002 is \$1,325 per intersection or \$14,575. And we receive that money, whether we do any work or not.”

Commissioner Gwin said, “Wow, that’s a good gig.”

Mr. Spears said, “We’re one of two counties in the state that do this. I’d recommend that you approve the agreement, authorize the Chair to sign.”

Chairman Sciortino said, “Thank you, David. We do have a question. Commissioner Winters.”

Commissioner Winters said, “David, I guess I’d just ask for a bit of clarification on the K-96 and Ridge Road. That’s going to be a new signal and I guess, for all those folks that travel that route, that’s going to be of interest.”

Mr. Spears said, “Especially Commissioner McGinn. This is . . . K.D.O.T. wants to do it and it’s going to be for the north part of that interchange only. In other words, there will be a light, if you’re westbound on K-96 and you want to get off, there will be a light there or if you want to get onto K-96 and go west, that’s where the light is. There will not be one at the south end, just the north end. And it is a K.D.O.T. initiative. It met three warrants. It only has to meet one, but it met three warrants, due to the increase, mainly the traffic entering there.”

Commissioner Winters said, “Well, since we’ve four-laned Ridge Road, it’s becoming a more and more popular route and, for those of us that travel that frequently, that will be a great addition in Commissioner McGinn’s district.”

Commissioner McGinn said, “Now I’ll have 13 stop lights.”

Mr. Spears said, “Yes, I can see the frown there.”

Commissioner Norton said, “I’d be glad to have a stop light.”

Mr. Spears said, “One down in your district?”

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Commissioner Norton said, "Yeah, just one, you know."

Commissioner Gwin said, "How about a kid holding a stop sign?"

Commissioner Norton said, "That would work."

MOTION

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

Commissioner Norton seconded the Motion.

Chairman Sciortino said, "Any further comment? I just have one, David, that I'd like to clarify. This isn't a big windfall to the Public Works Department that, boy we're just going to pocket this money and run. I'm assuming that you negotiated with the State and this is a fair idea of, potentially, what the cost for maintaining these signals would be throughout the year."

Mr. Spears said, "That's right. And we've come out on the plus side every year, so far, that we've done this."

Chairman Sciortino said, "That part is good. I'm glad you're a good negotiator. Thank you. I don't think we have any . . . well, we have some discussion going. No other comments? Clerk, call the roll."

VOTE

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

Chairman Sciortino said "Next item please. Thank you, David."

- 2. CONTRACT WITH PROFESSIONAL ENGINEERING CONSULTANTS, P.A., TO PROVIDE ENGINEERING SERVICES IN CONJUNCTION WITH SEDGWICK COUNTY PROJECTS.**

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- **D6 - CONSTRUCT COWSKIN DIVERSION CHANNEL, SOUTH OF HAYSVILLE – PHASE 2 \$116,650**
- **D9 - CHANNEL REALIGNMENT AT CLIFTON AND 57TH STREET SOUTH \$38,300**
- **D10 - RECONSTRUCTION OF ROAD DITCHES ON CLIFTON FROM 47TH TO 57TH STREETS SOUTH \$50,300**
- **D11 - CHANNEL IMPROVEMENTS ALONG BLUFF FROM 87TH TO 103RD STREETS SOUTH AND ALONG 103RD STREET TO THE ARKANSAS RIVER \$52,000**
- **D14 - CHANNEL REALIGNMENT AND IMPROVEMENT AT 55TH STREET SOUTH AND OLIVER \$33,080**
- **D16 - CONSTRUCT TRAINING LEVEE EAST OF CLIFTON AT 55TH STREET SOUTH \$24,400**

Mr. Spears said, “Item I-2 is the approval of a contract between Sedgwick County and Professional Engineering Consultants to provide engineering services on six Sedgwick County drainage projects, depicted as D-6, D-9, D-11, D-10, D-14 and D-16 in the Capital Improvement Program.

The projects include: D-6, phase two design of a Cowskin diversion channel south of Haysville, D-9, design of channel realignment at Clifton and 57th Street South, D-10, design of reconstruction of road ditches on Clifton from 47th to 57th Street South, D-11, design of channel improvements along Bluff from 87th to 103rd Street South and along 103rd to the Arkansas River, D-14, design of channel realignment and improvements at 55th Street South and Oliver and D-16, the design of a training levee east of Clifton at 55th Street South. The total cost of the contract is \$314,730, which is within the budgeted amount. I recommend that you approve the contract and authorize the Chairman to sign.”

Chairman Sciortino said, “Thank you, David. Do we have any questions or comments to David? Okay, what is the will of the Board on this item?”

MOTION

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Commissioner Norton moved to approve the Contract 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 Tim Norton	Aye
Commissioner Thomas Winters	Aye
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Next item please."

3. RESOLUTION DESIGNATING AND CLASSIFYING 227TH STREET WEST AND 109TH STREET SOUTH TO THE VIOLA TOWNSHIP SYSTEM. DISTRICT #3.

Mr. Spears said, "It is standard procedure that after a road is constructed within a platted residential subdivision, in accordance with County standards, that road is then assigned to the township road system. In this particular case, 227th Street West and 109th Street South, located in the Cummings Addition will become the responsibility of Viola Township. The Viola Township Board was informed that this resolution would be on the County Commission agenda, by letter dated November 28th, 2001. I recommend that you adopt the resolution."

Chairman Sciortino said, "Thank you, David. Any questions or comments of David?"

MOTION

Commissioner Winters moved to adopt the Resolution.

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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "Next item. Thank you, David. Next item please."

CONSENT AGENDA

J. CONSENT AGENDA.

1. Right-of-Way Easements.

- a. One Easement for Right-of-Way and one Temporary Construction Easement for Sedgwick County Project No. 833-A-4983; Bridge on Webb Road between 117th and 125th Streets North. CIP# B-350. District #1.
 - b. One Temporary Construction Easement for Sedgwick County Project No. 596-16-4637; Bridge on 93rd Street North between 151st and 167th Streets West. CIP# B-319. District #3.
- 2. Technical adjustment to the Noxious Weed Staffing Table correcting an omission of one .50 full-time equivalent Household Hazardous Waste/Noxious Weeds Director position, range 28, step 7.**
 - 3. Order dated January 30, 2002 to correct tax roll for change of assessment.**
 - 4. Payroll Check Register for February 1, 2002.**
 - 5. General Bills Check Register(s) for the week of January 30 through February**

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5, 2002.

Mr. Harrison said, “You have the Consent Agenda before you. I would recommend that you approve the Consent Agenda as submitted.”

MOTION

Commissioner Norton moved to approve the Consent Agenda as presented.

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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, “Is there any other items to come before this Board?”

K. OTHER

Commissioner Norton said, “I just have one, Mr. Chair. That’s that the A.L.A.R.M. meeting will be in Sedgwick this Saturday morning at 9:00 and the guest speaker is our own Mike Pepoon, our lobbyist for Sedgwick County and he’ll be updating the rural mayors on what our agendas are, as far as the County is concerned. So I would urge Commissioners to maybe stop by and if the public would like to stop by, it is an open meeting, and it’s a good informational session for all the small towns in Sedgwick County.”

Commissioner McGinn said, “I hear it’s a great community too.”

Commissioner Gwin said, “That’s what I hear too.”

Chairman Sciortino said, “Thank you. Well, is there any other items? I have one. Go ahead,

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Commissioner Gwin.”

Commissioner Gwin said, “Well, tomorrow we will be out of our offices for a while attending the annual township meeting. Isn’t that tomorrow morning, Dave? And we’ll be attending that. That’s a statutorily called responsibility that you have to perform, don’t you Mr. . .?”

Mr. Spears said, “That’s correct, annually.”

Commissioner Gwin said, “Every year, and I saw the agenda this year Dave. I want to compliment you. It looks riveting. And then we’re lucky enough to go share a lunch with the folks who really work out and about in the unincorporated areas of the County.

And then also, tomorrow evening is a reception for the new members of the board of the Wichita Area Chamber of Commerce and probably stop by there and wish those folks well. The business men and women in this community who give their time to chambers of commerce to enhance their communities are very valuable volunteers and take a minute to say thank you to those folks too. That’s it on mine, thank you.”

Chairman Sciortino said, “Okay. Well, I have one that this week we’re having Molar Drama at the Center of the Arts that the Health Department puts on. And they’ve been putting it on for the past 25 years and I was asked to go up and attend the first session and this is where they get 2nd graders to come in and, in an entertaining and educational manner, really educate them on what good teeth hygiene is all about and why they need to avoid sugar and why they should eat more fresh fruit and whatever. And I learned something. I didn’t know that fluoride is a natural resource that we’re running out of and in a few short years there will be no natural fluoride left, but they’ve come up with a synthetic fluoride that’s supposedly better than the original. We had 2nd graders from USD 259 and from Goddard school system.

And I was really impressed by those young people. They came in, hand in hand, single-file, walking down and they all sat down. Before the event started, there was the normal talking and bantering back, but as soon as someone got on the stage it was just, ‘boom’, I don’t know if they were trained. It was just instant silence. They were attentive. Captain Mandy was putting on her show and I was really starting to understand half of what they were talking about. But they did give me some packets here for you all and I’ll keep the one I just disrupted. But they have little bitty things that you can use and they even have bubble gum tooth paste, which I’m sure you’ll all enjoy. And this is courtesy of the Sedgwick County Health Department and these are packets that were handed out to these children.

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They had actors from the Wichita Community Theatre Center put on this show and it was a fun event but it also demonstrates that our Sedgwick County Health Department, once again, serves all the citizens of Sedgwick County, regardless of their age and I do want to publicly thank the Health Department and their staff for this effort. I know it takes a lot of planning and coordinating and making sure that school buses get there on time and the right school is there for the right show. It's going to be continuing on throughout the week and I instructed Kristi Zukovich to inform all of you which schools would be at what event, in case you wanted to go up there and, first hand, meet Captain Mandy and her spaceship and talk about teeth and all the other goody things that they did.

Okay, that's all I have and at this time I would like to recess the Regular Meeting of the Board of County Commissioners."

The Board of Sedgwick County Commissioners recessed to the Fire District meeting at 11:31 a.m. and returned at 11:36 a.m.

Chairman Sciortino said, "Is there any other items to come before this Board?"

MOTION

Commissioner Gwin moved that the Board of County Commissioners recess into Executive Session for 60 minutes to consider consultation with legal counsel on matters privileged in the attorney client relationship relating to pending claims and litigation, potential litigation, legal advice and personnel matters of non-elected personnel and that the Board of County Commissioners return from Executive Session no sooner than 12:34 p.m.

Commissioner McGinn 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
Commissioner Carolyn McGinn	Aye
Chairman Ben Sciortino	Aye

Chairman Sciortino said, "We're recessed into Executive Session."

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The Board of Sedgwick County Commissioners recessed into Executive Session at 11:37 a.m. and returned at 12:56p.m.

Chairman Sciortino said, "We're back from Executive Session. Let the record show that there was no binding action taken in Executive Session. Is there anything else that has to come before this Board, Mr. Euson, Mr. Harrison? This Meeting is adjourned. Thank you."

L. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 12:57 p.m.

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

BEN SCIORTINO, Chairman
Fifth District

BETSY GWIN, Chair Pro Tem
First District

TIM R. NORTON, Commissioner
Second District

THOMAS G. WINTERS, Commissioner
Third District

CAROLYN MC GINN, Commissioner
Fourth District

ATTEST:

Regular Meeting, February 6, 2002

Don Brace, County Clerk

APPROVED:

_____, 2002