

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

May 15, 2002

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., on Wednesday, May 15, 2002 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chair Pro Tem Betsy Gwin with the following present: Commissioner Tim R. Norton; Commissioner Thomas G. Winters, Commissioner Carolyn McGinn; Mr. Rich Euson, County Counselor; Ms. Kathy Sexton, Assistant County Manager; Ms. Marilyn Cook, Director, Comprehensive Community Care (COMCARE); Mr. Jerry Phipps, Purchasing Agent, Purchasing Department; Mr. Dale Miller, Chief Planner, Metropolitan Area Planning Department (MAPD); Mr. Brad Snapp, Housing Director, Housing Office; Major D. Bardezbain, Sheriff's Department; Ms. Annette Graham, Director, Department on Aging; Ms. Phyllis Gearing-Anderson, Director of Preventive Health, Health Department; Mr. David Spears, Director, Bureau of Public Works; Ms. Kristi Zukovich, Director, Communications and Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Mr. Mohan Kambampati, Director, Wichita Indo-Chinese Center.
Mr. Jihad Rounds Muqtasid, Presiding Elder, Wichita/ Sedgwick County Council of Elders.
Mr. Riley Butler, Grand Champion award winner, Children's Youthful Images Art Show.
Ms. Susan Hendrichs PsyD, W.S.U. Kids Training Team.
Mr. Kelly Wendeln, P.O. Box 1817, Wichita, KS.
Mr. Rob Hartman, Agent, Professional Engineering Consultants.

INVOCATION: The Invocation was led by Mr. Bob Bruner of Vineyard Christian Fellowship, Wichita.

FLAG SALUTE

Chair Pro Tem Gwin said, "Thank you, Mr. Bruner for being here with us this morning and for remembering the Reece family. Next item please."

ROLL CALL

The Clerk reported, after calling roll, that Chairman Sciortino was absent.

CONSIDERATION OF MINUTES: Regular Meeting, April 24, 2002

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The Clerk reported that all Commissioners were present at the Regular Meeting of April 24, 2002.

Chair Pro Tem Gwin said, “Commissioners, you’ve received those Minutes. What’s the will of the Board?”

MOTION

Commissioner McGinn moved to approve the Minutes of the Regular Meeting of April 24, 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	Absent

Chair Pro Tem Gwin said, “Thank you. Next item please.”

PROCLAMATIONS

A. PROCLAMATIONS.

- 1. PROCLAMATION DECLARING THE MONTH OF MAY AS “ASIAN/PACIFIC AMERICAN HERITAGE MONTH.”**

Chair Pro Tem Gwin said, “Bear with me, it’s been a long time since I’ve read any proclamations.

PROCLAMATION

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WHEREAS, over the last two centuries, Asian/ Pacific Americans have contributed immeasurably to the richness of our dynamic, multicultural society. Whether recent immigrants or descendants of families who have been here for generations, Asian/ Pacific Americans embody many of our Nation's core values, including devotion to family, commitment to hard work, and pride in their heritage; and

WHEREAS, Asian/ Pacific Americans bring to our society a rich cultural heritage, representing 28 Asian and 19 Pacific Islander groups, with a vast array of languages, cultures and religious traditions from Japan, Korea, China, Indonesia, Laos, Thailand, Vietnam, the Phillippines and the Pacific Islands; and

WHEREAS, the people of this diverse and rapidly growing community have contributed to every aspect of national life, including business, science, government, technology, sports and the arts, enriching our quality of life; and

WHEREAS, Asian/ Pacific American Heritage celebrations began nationally in 1977, to celebrate the contributions of Asian/ Pacific Americans and to recognize the many gifts brought to our nation.

NOW THEREFORE BE IT RESOLVED, that I, Ben Sciortino, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim the month of May, 2002 as

“ASIAN/ PACIFIC AMERICAN HERITAGE MONTH”

in Sedgwick County and encourage the citizens of our community to learn more about the history, culture and traditions of Asian/ Pacific Americans and to celebrate their role in our nation's history.

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

MOTION

Commissioner McGinn moved to adopt the proclamation 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

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

Chair Pro Tem Gwin said, “Thank you. And accepting today is Mohan Kambampati. Good morning, Mohan.”

Mr. Mohan Kambampati, Director, Wichita Indo-Chinese Center, said, “Thank you very much. Honorable Commissioners, it’s my great privilege to receive this on behalf of the Asian and Pacific Islanders of Wichita and Sedgwick County. I can assure you that the entire Asian and Pacific Islander population will greatly appreciate this gesture from this County Commissioners. I would also assure you that we, for our part, are doing our best to make this city and the county an excellent place to live and bring up their children and families.

I’m really proud that this population is making many positive contributions to this county and city. I have the privilege of wearing two hats, one as the Director of the Wichita Indo-Chinese Center and the other as the coordinator of the Wichita Asia Association. Both these organizations are providing many positive contributions. We at the Indo-Chinese Center, we teach the English language to the handicapped population and place them in jobs. In other words, we are in the business of saving taxpayers money and they are very well received in the industry. We have one business in Wichita telling that they’ve tracked the numbers and they said that the Asian population coming from the Indo-Chinese Center has the highest retention rate in their jobs in the employment, compared to many other population.

In the Asian Association, of course the signature item is the annual Asian Festival on the last Saturday in October at Century II, has been doing this festival for the last 21 years. Around 6,000 people walked through the festival and we all get many, many calls to come and talk about the Asian population, Asian culture and their living and lifestyle, etcetera, etcetera. So, without taking much of your precious time, I want to reassure you that the entire Asian population is making many positive contributions and we are educating the people and we are really proud that, after the September 11th, probably Wichita and Sedgwick County is one place where not many backlashes have taken place and you all should be happy about that one. Thank you very much.

And finally, in the pursuit of making the cultural life and providing many contributions to the cultural life. On June 6th we’re having the Chinese Acrobats event taking place in the W.S.U. campus, in the Wilner Auditorium. I would appreciate all of you coming and taking part in that. Thank you.”

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Chair Pro Tem Gwin said, “Thank you, Mohan. Next item please. I’m sorry. Commissioner McGinn.”

Commissioner McGinn said, “Thank you. I want to thank Mohan for all that he does in volunteering in the Asian community. I don’t know if everybody knows this or not, but Mohan is actually a geologist, is that correct? So usually you would think people that are so involved in some of these kinds of things would be in human resources, social services and that kind of things. And so, coming from a geology background, I would say he has certainly dedicated his volunteer time to help our Asian community, which is certainly growing and I just want to say thank you to you for doing all that you do. And continue to work with us, as we provide services out there and help us to understand the needs, as we go forward.

Mr. Kambampati said, “Thank you very much and it’s exactly 10 years ago that I quit my geology profession and took over as Director of the Wichita Indo-Chinese Center and not a single moment I look in the rear-view mirror. It was extremely challenging, extremely rewarding, but if I can say so, the only desperate and challenging part is getting funding for the Indo-Chinese Center to keep running and I really appreciate your help in that respect. Thank you.”

Commissioner McGinn said, “Thank you. And I just saw, the Chinese Golden Dragon Acrobats, you had said June 6th and I see it says June 8th and I just want to make sure everybody knows that. For more than 27 centuries, Chinese acrobats have been thrilling audiences and the amazing tower of chairs, spinning plates, flying tridents, multiple Chinese yo-yo play, foot juggling, all kinds of things. So, it sounds like a very exciting evening and it’s going to be at the Wilner Auditorium at Wichita State University. Thank you.”

Chair Pro Tem Gwin said, “Thank you. The lights are working again, by the way. Next item please.”

2. PROCLAMATION DECLARING THE MONTH OF MAY AS “INTERGENERATIONAL APPRECIATION MONTH.”

Chair Pro Tem Gwin said, “Before I read this, I want to acknowledge some of the members of the Council of Elders for being here this morning, and particularly my former colleague Commissioner and State Senator Billy McCray. Good morning to you all.

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PROCLAMATION

WHEREAS, in many cultures, the older generations play an extensive role in the nurturing, education and support for the family, with high levels of interaction and respect; and

WHEREAS, this ‘intergenerational’ approach has helped to shape the beliefs and values of succeeding generations, building bridges between generations, and recognizing the value older generations have in molding the lives of our youth; and

WHEREAS, through ‘intergenerational’ support, people of different generations share their talents and resources and support each other in relationships that benefit both the individual and their community; and

WHEREAS, there are unlimited intergenerational opportunities within families and the community, connecting generations through communication, celebrations and education, providing future generations with an appreciation for rich cultural heritages, traditions and histories.

NOW THEREFORE BE IT RESOLVED, that I, Ben Sciortino, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 2002 as

‘INTERGENERATIONAL APPRECIATION MONTH’

in Sedgwick County and encourage citizens to recognize the value of bringing together different generations as part of daily life, so we can enjoy and benefit from the richness of an age-integrated society.

Commissioners, what’s the will of the Board?”

MOTION

Commissioner Winters moved to adopt the proclamation and authorize the Chairman to sign.

Commissioner Norton seconded the Motion.

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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	Absent

Chair Pro Tem Gwin said, “I have on my list Evies Cranford as the acceptor, but if there are others or Evies, when you come up if you might ask the others to introduce themselves or whatever. You have a beautiful group of men and women. I’d like them all to come up so the camera can get a picture of them. Certainly an example of knowledge and class that multi-generational education and interaction would benefit us all. Good morning to you all.”

Presiding Elder Jihad Rounds Muqtasid, Wichita/ Sedgwick County Council of Elders, greeted the Commissioners and said, “To my left here is Addie Pearson. She is Queen Mother of the Council of Elders. Assistant Presiding Elders is Billy McCray and next to him is Brother Bovell and Sister Theola Cooper, Matt Greene, Dr. Cranford and I have three scribes here . . . I’m sorry, Dr. Hutcherson and Dollie Mason. And we have here also three scribes. There are 19 elders at the present time. There’s no limit to how many we will be. We also have five scribes and three of them are here, my wife Tasleem, Erma Markham and my daughter Maaskelah.

We are the Wichita/ Sedgwick County Council of Elders. We greet you in the Swahili word ‘hotep’ which means peace. We are honored this morning that you would reach out and touch us. So, I would like for a moment to read to you who we are, if you will allow me.

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Throughout all of recorded human history, African societies have found it beneficial, even necessary to seek council from the elders of their communities. The elders were seen as having greater experience, greater wisdom and a more balanced viewpoint and a greater connection to the ancestors and their ancestral spirit. For these reasons, the elders were central figures in the life of their respective communities. Guidance was issued from the elders, values and standards were exemplified by the elders, conflicts and disputes were mediated by the elders and respect and honor were paid to the elders.

The elders in these communities acted in an organized fashion, through elder council. These councils were generally headed by either a chief or a presiding elder and a queen mother. The structure and scope of each council varied according to the need of their respective community but they all shared a common link in that they all recognized the value of assembling the collective wisdom of the people and mobilizing it for the betterment and survival of the whole.

We in America, even specifically here in Wichita, can learn a valuable lesson from our ancestors and kin, as we watch our communities slowly drift further away from the lessons and values that once defined us. We could benefit from the assembled wisdom of our elders more now than ever before. Our community has lost its respect for elders. Our community has lost respect for the temperance and wisdom that only years of experience can teach. Our community has lost faith in the connection between our lives and those of our ancestors. Subsequently, our community has lost its way.

The Wichita Council of Elders has as its foundation ten core principles. These principles are drawn from the Nguzo Saba or the seven principles of Kwanzaa, as well as some brought forth by our own experience as people and I will read just four of those principles: Unity, to strive for and maintain unity in the family, community, nation and race. Self-determination, to define ourselves, name ourselves, create for ourselves and speak for ourselves, Faith, to believe in all our heart in our people, our parents, our community, our creator and the righteousness of our struggle and last, Truth, to always challenge ourselves to speak truth, regardless of fear or consequences.

I would also like to say, with no disrespect, Commissioners, before there were city commissions and county commissioners, there were councils of elders and in our intension to carry out this honorable tradition to our ancestors, we say thank you. And I would like to say that on the 10th of August, we will be doing our second Enstoli. It is a very worthwhile event. You should see that. It will be done at Atwater Center, the community city hall and we invite you to be there. You will see something and hear something. Thank you.”

Chair Pro Tem Gwin said, “Thank you. Thank you for being here. Commissioner McGinn.”
Commissioner McGinn said, “Thank you. I recognize a lot of familiar faces and it’s because you all are involved in the community and we certainly appreciate your involvement, involvement with

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our youth and our community. I was just going to mention, real briefly, Jihad has been a member of the Wichita Black Arts Festival, African American Museum Education Committee, National Conference for Community and Justice, participated in the Mayor's Initiative, serves on the board of Hope Street, Youth Development and I'm sure a number of you are also on many of these things.

And as Commissioner Gwin mentioned, we know Mr. McCray is very involved and has been and continues to be and Evies Cranford, I run into him a lot and he's certainly served us in other capacities, as well as being an educator, and administrator for 39 years for 259. So, thank you all for taking the time to come up here. I know it's not all that simple to get to the courthouse and everything. We certainly appreciate you being here and all that you do for our community. Thank you."

Chair Pro Tem Gwin said, "And I think too, Commissioners, the message of value of our elders is certainly not lost on this Commissioner. As a personal matter, I'd wish my father a happy birthday today. We've been celebrating for about a week but my dad is celebrating his 90th birthday today and as the family gathered this weekend, we ranged in age from my dad at 90 to the youngest great-grandchild at 4 and all the generations and cousins and whatever throughout the country. It was a wonderful weekend of shared stories and our history and so I appreciate the reminder of the value that our elders have, no matter who they are. So, thank you all for being here and congratulations on the work that all of you do. Thank you.

Next item please."

DONATIONS

B. COMPREHENSIVE COMMUNITY CARE (COMCARE)

- 1. DONATION BY WICHITA STATE UNIVERSITY KIDS TRAINING TEAM OF \$400.00, TO BE USED FOR COMCARE'S ANNUAL CHILDREN'S YOUTHFUL IMAGES ART SHOW.**

Ms. Marilyn Cook, Director, Comprehensive Community Care, greeted the Commissioners and said, "I'm very pleased to be here today to accept the \$400 donation from W.S.U.'s Kids Training Team. The money was donated to us several weeks ago and was used to help support our art show this year, which was the four year in a row that we've had the art show. It was held on May 5th at Wichita State and art work was submitted from children and youth ranging in ages from 3 to 19, so we had quite a wonderful show and a lot of variation on different themes.

Many of the youth who participated in last year's show came back and participated again this year and commented on what a difference it made to them to be recognized and to have the opportunity to do something in the community such as this. I go every year, and I love the show and this year I

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had a chance to meet the Grand Champion winner, who I brought with me today. His name is Riley and he's 17 and he loves animals and you'll see that in some of the pictures he brought with him and he also volunteers at the Sedgwick County Zoo, so he's also giving back to his community already, at age 17. And I also asked Dr. Susan Hendrich to come, who is associated with the training team. And earlier this year, all of you got a copy of this year's calendar I know and we didn't realize at the time that this received a very special honor that Dr. Hendrich is going to talk to you about. But these are the pictures that came out of the show last year and they will be busy putting pictures together again to make another calendar this year. So at this point I would like Riley to come up and say a couple of words to you."

Mr. Riley Butler, Grand Champion award winner, Youthful Images Art Show, greeted the Commissioners and said, "I was one of the artists in the Youthful Images Art Show at W.S.U. All of my work consisted of wildlife and a great deal of it was African wildlife. And, like she said, I am a volunteer at the Sedgwick County Zoo and the animals that I work with are an amazing inspiration to my art. All of the people who worked to make the art show possible, especially Todd Hawkins and all of the other artists, have also been amazing inspirations to me.

I was very lucky to have received such an award, but in my eyes, every contestant was equally talented because art comes in many forms, many motivations and those artists are the people who will paint the path to the future, because it's the detailed imaginations of their minds that lead the way for the rest of us. I think that the art show was a wonderful success and it provided a marvelous opportunity for many of the young artists of this community. Thank you.

Chair Pro Tem Gwin said, "Congratulations. Thank you."

OVERHEAD PRESENTATION

Mr. Butler said, "This is a reticulated giraffe, which I drew from Sedgwick County Zoo. And it took me about 20 minutes to complete."

Chair Pro Tem Gwin said, "Is that a particular giraffe?"

Mr. Butler said, "It's a reticulated giraffe."

Chair Pro Tem Gwin said, "I mean, is it one of the ones you know whose name it is or is it just one of them?"

Mr. Butler said, "I kind of studied photos of all of them."

Chair Pro Tem Gwin said, "Did you. Have you seen the new baby?"

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Mr. Butler said, "Yes."

Chair Pro Tem Gwin said, "Isn't it beautiful."

Mr. Butler said, "Yes. This is a Grevy's zebra, also from our Zoo. This particular one is not a particular animal from the Sedgwick County Zoo but it is the same species that we have."

Chair Pro Tem Gwin said, "Grevy's are highly endangered too, aren't they."

Mr. Butler said, "Yes. This is a young tiger, which I drew from imagination and also a little bit of copying from my cat."

Chair Pro Tem Gwin said, "Well, it works. We don't have tigers yet, but we will soon."

Mr. Butler said, "This is a drawing of a great kudu, which was also brought from just my imagination."

Chair Pro Tem Gwin said, "Right, because we don't have those yet, do we. They're wonderful creatures."

Mr. Butler said, "This is an impala, which I copied the body structure from the slender-horned gazelles, which we have at the Zoo and just concentrated mainly on the difference on the horns. And the background was just brought in from my imagination also."

Chair Pro Tem Gwin said, "I like the motion you have in that one too."

Mr. Butler said, "Thank you."

Chair Pro Tem Gwin said, "Thank you for sharing those, Riley. They were beautiful. Well, keep drawing. It looks like you might have a very good future at that and I hope you continue to enjoy your volunteerism at the Zoo. We have some wonderful volunteers there and you're certainly part of that crew. They do a lot to enhance the Zoo and the environments of that Zoo and help the taxpayers save a lot of money. Your volunteer time is worth hundreds of thousands of dollars during a given year and we appreciate that. Thank you. Susan, good morning."

Dr. Susan Hendrich, Wichita State University Kids Training Team greeted the Commissioners and said, "And I'm so proud of you Riley. What a neat experience to watch you come up and share your genius and your drive and motivation with the rest of the County this morning."

I'm here to celebrate with you the art work and the strength of children in Sedgwick County and I

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am delighted that Wichita State University has been able to partner with COMCARE of Sedgwick County and the kids in an effort to carry out our mission with the Kids Training Team, which is to highlight the strengths of youth and to help clear obstacles out of the way for their success. The kids who have participated in this art show are models of what could happen when a child is encouraged to grow and explore his or her talents and it's just delightful. This is the best thing that's happened for kids, I believe, in a long time.

We had an exciting surprise happen this year with the calendar. Wichita State, COMCARE and Newman University and others throughout Sedgwick County collaborated over the past two years to create calendars that highlight the art of the kids. And the reason for doing that is that we wanted to extend the celebration. Once the art show was over, we felt like it was a loss for the community that the art wasn't further celebrated, so Kathy Butch, who is not able to be here this morning from Newman University volunteered her time to design a calendar that shows the children's art work. This is last year's and this year's calendar combined and we submitted this calendar to the National Calendar Awards competition and we're delighted to find out that we won the Gold Award in the national competition for the children's division. And we're in quite good company with other folks that entered this competition, including Road and Track magazine and the Far Side calendars and Girl Scouts of America and Sedgwick County Kansas. So, pretty neat to see that. I want to congratulate everybody involved. The kids did a wonderful job and their parents came out to support them and that makes all the difference. Thanks for your time."

Ms. Cook said, "If I may, I'd also like to introduce two other people, Todd Hawkins, who is part of COMCARE's children staff who coordinated this effort and Riley's mom Jessie, who brought him here today. Thanks."

Chair Pro Tem Gwin said, "Thank you all and welcome. Anything else. Okay, thank you. Commissioners?"

MOTION

Commissioner Norton moved to accept the donation and authorize the Chairman to sign a letter of appreciation.

Commissioner Winters seconded the Motion.

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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	Absent

Chair Pro Tem Gwin said, “Thank you all again for being here, Susan, for bringing us the good news, Riley for sharing your art with us and your continued success and prosperity in the future to you and your family. Thank you. Next item please.”

2. DONATION BY MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS OF \$1,000, TO BE USED FOR COMCARE’S ANNUAL FAMILY FEST HELD AT JOYLAND AMUSEMENT PARK.

Ms. Cook said, “May is Mental Health Awareness Month. We got a proclamation a couple of weeks ago. One last week was Suicide Prevention Week and during May we have annually these activities and one of those is Kids Fest and that’s going to be held this Saturday at Joyland. And we invite kids who have received services from COMCARE and from our business partners to come, along with their families. We thank very much this donation that came from the Mental Health Association, given the growing number of children that we are serving now because of foster care and adoption contracts. The number of kids we’re serving has grown tremendously and so has the cost of this event. But we’re always proud to have this event and we’ve had it in different places but this year, for the second year, we’re having it at Joyland. And so, I’m happy to accept the donation that helps defray some of the costs of this from one of our business partners, the Mental Health Association.”

Chair Pro Tem Gwin said, “Do you have any questions of Marilyn? If not, what’s the will of the Board?”

MOTION

Commissioner Norton moved to accept the donation and authorize the Chairman to sign a letter of appreciation.

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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	Absent

Chair Pro Tem Gwin said, “Thank you. Thanks, Marilyn. Good luck with that. Have a good time. Next item please.”

CITIZEN INQUIRY

C. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING ZONING.

Chair Pro Tem Gwin said, “For the public’s edification, this is the time in our agenda when we will take comments from the public. We ask that you make your request in writing to the Manager’s Office at least ten days prior to the meeting on the inquiry. Your time is limited to five minutes. We have Kelly Wendeln. Please give your name and address for the record and you’re limited to five minutes.”

Mr. Kelly Wendeln, P.O. Box 1817, Wichita, greeted the Commissioners and said, “I want to thank the two Commissioners who took the time to hear some of the information I am about to tell you. This is a true experience of a Sedgwick County property owner who has been abused and harassed by Sedgwick County Code Enforcement.

On October 14th and 15th, 1998 Zoning Code Officer George Bloesing and other County employees entered a citizen’s posted and locked property and removed the following items (most people would say ‘stole’ the following items): three pickup trucks, one tractor with a flat tire, miscellaneous steel and iron, one outboard motor, one go cart, one weed eater, several antique horse-drawn implements and other items too numerous to mention here. The citizen has seven mules that are his hobby. In the process of doing all this, the County used a high loader to move a stack of square bales of hay so they could remove a pickup from an open lean-to shed. They destroyed the hay, which should have been moved by manual labor.

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The citizen's parents came on the property and asked what they were doing and if they had any court papers. A Sheriff's Deputy told them to get off the property or he would arrest them for obstruction of justice. The citizen came home from a hunting trip to Colorado ten days later, on October 24th, and found his property gone. He had a complaint to the Sheriff's Department against Zoning Inspector George Bloesing for theft and destruction of property. The Sheriff did not take any action on this.

The citizen went to court on November 2nd, 1998. Mr. Bloesing admitted that they had taken the property. It should be noted that there were never any papers shown or left on the property. As proof that Mr. Bloesing exceeded his authority and bit off more than he could chew, on November 9th, 1998 a Mutual Release Agreement was presented to the citizen that said if he would agree not to sue the County Commissioners, County Counselors, the judge, any other County employee or Bud Roat Tow Service and if he would sign this document, they would return his property. The citizen asked who was going to pay Bud Roat Tow Service's bill and the County told the citizen he would have to pay the bill. The citizen said like hell he would, that they were responsible for hauling his property off. The County decided to pay Bud Roat in excess of \$1,000, however, the citizen had to haul the vehicles back home on his trailer at his own expense.

This is the first time the citizen had seen any court order to authorize this action. He did not receive a copy. The citizen told them to write on the bottom of the release that his property was in full compliance on that date. The document was signed by Judge Richard Macias, who did not have the authority to order the removal of the property. The citizen only recovered two pickups and the tractor. The rest was taken to Bogue Iron and Metal and sold for scrap. The citizen went there to recover these items and was told that they had shredded the property.

The County received \$400 for this and kept the money. This third pickup was not recovered because it belonged to a brother who was out of the country at the time and was storing it on the property. The citizen did not have proof of ownership. This vehicle was sold at a Sheriff's auction for the storage charges. This vehicle even had a current license tag on it. Inspector Bloesing must have really impressed his superiors for costing the County's taxpayers \$1,000 and showing a \$400 profit for which he was later richly rewarded with a promotion.

Two months later, in January 1999, blessed with a bully mentality, Mr. Bloesing started writing more citations against the same citizen for the same violations, starting the process over. This time the citizen paid an attorney \$1,000 to represent him in County Court. The attorney asked the judge to have Mr. Bloesing meet him at the property. The attorney said to Mr. Bloesing, 'Do you see how

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this property looks now?’ Mr. Bloesing answered ‘Yes, sir’. The attorney said, ‘This is exactly the way this property looked when this document was signed and this means that you are to leave this man alone and not bother him any more.’ Mr. Bloesing said, ‘Yes, sir’. He has not bothered this property owner since.

I would like to note that the County Engineer was asked to inspect the property and give his opinion. He reported that he did not see any problems with the property. Some County employees stopped to visit and apologized for what happened. In another case, Code Enforcement’s abuse of power has caused one property owner to consider committing suicide and another property owner to starve herself to death. Does anyone want me to back up anything I have said? Thank you.”

Chair Pro Tem Gwin said, “Commissioner McGinn.”

Commissioner McGinn said, “Mr. Wendeln, I just have one question. I notice you gave a box number. Do you live in Sedgwick County?”

Mr. Wendeln said, “I’m originally from Chanute and I consider that my permanent address.”

Commissioner McGinn said, “Okay, thank you.”

Chair Pro Tem Gwin said, “Anyone else? Okay, thank you. Next item.”

DEFERRED ITEM

D. RECONSIDERATION OF ITEM 10, RIDING MOWERS – FLEET MANAGEMENT; AND ITEM 13, OFFSET MOWERS – FLEET MANAGEMENT; OF THE MINUTES OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING OF APRIL 25, 2002.

Mr. Jerry Phipps, Purchasing Agent, Purchasing Department, greeted the Commissioners and said, “There are two deferred items for your reconsideration from the meeting specified. Item ten was a riding mower for Fleet Management Department and at that meeting it was moved to accept the only bid received, including trade-ins, from Wichita Tractor for the amount of \$45,956.

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And Item thirteen, offset mowers for the Fleet Management Department, it was also moved to accept the only bid received, including trade-ins, from Wichita Tractor for the amount of \$23,193.

I'll be happy to take questions and recommend the approval of the Minutes from the April 25th meeting of the Board of Bids and Contracts."

Chair Pro Tem Gwin said, "Okay. Thank you, Jerry. Commissioner Winters."

Commissioner Winters said, "Thank you. Just for the public and others may have other opinions, I'm going to support both of these. Since our meeting when these were originally here, it has been explained to me that the riding lawn mower that's going to be used by the parks is larger, better and will in fact allow them to eliminate the use of perhaps even one lawn mower by buying this particular size. And on the pull-behind mowers, these are built out of a heavier gauge metal and when you run over stuff in the ditch they stay together more than the lighter built ones. So I'm going to support both of these."

Chair Pro Tem Gwin said, "Okay. Thank you. Any other comments on this item? If not, what's the will of the Board?"

MOTION

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

Commissioner Norton seconded the Motion.

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

VOTE

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

Chair Pro Tem Gwin said, "Thank you. Next item please."

PLANNING DEPARTMENT

E. RESOLUTION APPROVING A CONDITIONAL USE TO ALLOW MINING AND

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**QUARRYING ON PROPERTY ZONED “LI” LIMITED INDUSTRIAL,
GENERALLY LOCATED SOUTH OF MACARTHUR AND WEST OF WEST
STREET. CASE NUMBER CON2002-00012. DISTRICT #2.**

POWERPOINT PRESENTATION

Mr. Dale Miller, Chief Planner, Metropolitan Area Planning Department (MAPD), greeted the Commissioners and said, “Commissioners, this is a request for a Conditional Use to allow the excavation of soil that they hope to use on construction projects throughout the County. The site is a little under 25 acres in size, as you can see here on the . . . well, it’s the area that the arrow is pointing to in black.

The applicant, about a year ago or maybe two years ago, received a Conditional Use for the same activity on the property immediately to the north. They have completed the excavation on that site and are moving down, wanting to move further south on this same site. This site may be familiar to you, in that one of the County Yards is located just south of it.

Here’s their existing operation up there. This is the application area. West Street is over here. They would enter the site off of MacArthur and come through the existing facility and then begin the new excavation here. Obviously, the flood control ditch is there. It’s currently zoned Industrial and the properties around it are zoned Industrial as well.

Planning Commission recommended approval of this unanimously. There were conditions that they recommended that are on the analysis portion of your staff report. Essentially, they were recommending that some of these standard items that the zoning code requires for excavation be waived because those were set up with sand pits in mind and since this is not a sand pit per se some of those conditions didn’t apply. So what you would be approving, if it is approved today, would be waiving some of those conditions. They expect operations to continue ten years and it will be approximately 20 feet deep, and they would be required to get all applicable permits.

There was nobody at Planning Commission who spoke in opposition and again the Planning Commission recommended approval and I can run through the slides if you’d like. I’ll leave that up to you.”

Chair Pro Tem Gwin said, “Can you do that pretty quickly, Dale?”

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Mr. Miller said, "Sure. Looking to the south, from the application area. Looking to the west, that would be the Big Ditch berm/ levee there, southwest, southeast, east and northeast and then back to the northwest, that would be Oatville."

Chair Pro Tem Gwin said, "Okay. Thank you, Dale. Commissioner Norton."

Commissioner Norton said, "Dale, is there a business that's to the north under a Conditional Use permit for that quarrying and mining?"

Mr. Miller said, "Yes."

Commissioner Norton said, "But they're already doing it. They have a Conditional permit presently for that land."

Mr. Miller said, "Yes."

Commissioner Norton said, "Have we had any knowledge of problems from that, any complaints over the years?"

Mr. Miller said, "Not that I'm aware of."

Commissioner Norton said, "I know they've been doing it for a pretty good while up there. Been pretty good citizens but I just wanted to be sure there wasn't any complaints from that present mining and quarrying."

Mr. Miller said, "Not that I'm aware of."

Commissioner Norton said, "Okay, that's all the questions I have."

Chair Pro Tem Gwin said, "Thank you. Commissioner McGinn."

Commissioner McGinn said, "Thank you. Dale, did anybody raise the question of excavating that close to the Big Ditch?"

Mr. Miller said, "It was. The plan was submitted to Bob Jenkins and they reviewed it and the 140 foot setback is what they're recommending."

Commissioner McGinn said, "Okay. So that's not going to change the integrity of the Big Ditch structure. That would be my concern. And then it talks about exposure to groundwater, so I guess if they hit groundwater they're going to stop and refill that?"

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Mr. Miller said, "Well, if they hit groundwater then they'll have to get with the Health Department and determine. Typically, if it was a sand pit Health Department likes for the excavation to go at least six feet deep below water tables, so it's not a mosquito breeding situation, that there's enough water to create waves to break up any eggs that would be laid. And so if they hit water then they would have to get with the Health Department. They would determine how deep they would like for it to go. Based on the excavation to the north, they have not hit water up there but it's been relatively dry."

Commissioner McGinn said, "And don't we usually ask people to have a post-excavation plan?"

Mr. Miller said, "Typically, we do. Because of the unique situation here, it was felt that we could waive that requirement, given the location and what the existing uses are around it. Most sand pits are redeveloped as residential uses and we and the applicant think that's unlikely."

Commissioner McGinn said, "So it will either remain a body of water or just a void area?"

Mr. Miller said, "It will be a void. I suppose, at some point, we always have people looking for places to locate construction/ demolition debris. They might come back at some point in the future and ask for a different kind of use, which would require additional review but at this point they don't have any anticipated end use, beyond excavation. The applicant's agent is here, if you wanted to speak directly to him about that issue."

Commissioner McGinn said, "Well, if he has any comments, I wouldn't mind hearing, sure."

Chair Pro Tem Gwin said, "Let's take another question from Commissioner Winters and then I'll call on the applicant."

Commissioner Winters said, "I just was curious, where's the access to this property? Is it through the property to the north?"

Mr. Miller said, "Yes. It will come off of MacArthur and they'll come through that existing borrow pit to the site to the south that we're talking about today."

Commissioner Winters said, "That's the only question I have."

Chair Pro Tem Gwin said, "In the interest of hearing from folks who have an interest or a concern about this matter, I would open up the meeting now to comments from the public regarding Item E, the resolution to approve a Conditional Use. Is the applicant's agent here?"

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Mr. Rob Hartman, Agent, Professional Engineering Consultants, greeted the Commissioners and said, “And I was just going to mention that we are in agreement with the Planning Commission’s recommendations and the applicant will be filing all the local, state and federal requirements on the site. As far as the future use of the site, I have no knowledge of what the applicant would do with it after the excavation is complete. I imagine, as Dale mentioned, they would look at it as some site for future location or debris or storage materials, things like that maybe.”

Chair Pro Tem Gwin said, “Okay. Any other questions of Mr. Hartman? Thank you for being here today, appreciate it. Is there anyone else who would like to speak to the Commission on this item? If not, I’ll close the public input part of this item. Commissioners, what’s the will of the Board on this?”

MOTION

Commissioner Norton moved to adopt the Resolution.

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	Absent

Chair Pro Tem Gwin said, “Thank you. Thank you, Dale. Thank you, Rob. Thanks for being here this morning. Next item please.”

NEW BUSINESS

F. SPONSORSHIP OF THE WICHITA-SEDGWICK COUNTY ARTS AND HUMANITIES COUNCIL “PLANE CRAZY” PUBLIC ART PROJECT.

Chair Pro Tem Gwin said, “Commissioner Tim Norton.”

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Commissioner Norton said, "I guess I'm presenting this today. To kick off the Aviation Festival and to make a public art display, they've put together some composite planes that are going to be designed and artistically put together by local artists. And at a tourism meeting that I think Commissioner McGinn was at and right before she jumped up, I jumped up and said that the County would like to do the first plane and I think that caught some people off guard that probably wanted to be . . ."

Chair Pro Tem Gwin said, "Especially Commissioner McGinn."

Commissioner Norton said, "Yes. I think she almost fell over, trying to stand up and tell me to not do that. But I would ask for your support. I think it's going to be a wonderful, symbolic thing to celebrate aviation and our community and I'd like to see Sedgwick County have a presence and have one of the planes right out on our grounds out front to show that we support the aviation history during the 100-year festival that they're putting together. And I think the cost is \$5,000. So, I would urge the Commissioners to support me in that."

Chair Pro Tem Gwin said, "Okay. And this is . . . Our vision here I assume is to have something similar to the cow parade that we've seen in Kansas City and others, where they're very creatively painted or presented."

Commissioner Norton said, "Yes, it's going to model the pigs in Cincinnati and the cows in Kansas City and Chicago and they'll have them displayed. They hope to have 30 of them by the festival and many more than that by the big 100-year celebration. But I think it will be wonderful public art and it will be similar to the cows on parade and the pigs in Cincinnati."

Chair Pro Tem Gwin said, "Those are a lot of fun. They are wonderful. And you can still go in stores today and get little replicas of the cows. So maybe the marketing for this won't be as extensive . . ."

Commissioner Norton said, "You know there's a cow calendar, I mean, there's some other things that might be able to be done with this fun event that will get us even more recognition as a County. So, I thought it was something that was going to be fun and I thought we should participate and I hope you would support me or I'm going to have to peel out \$5,000 out of my personal account."

Chair Pro Tem Gwin said, "Well, I saw the little model of the plane at City Arts. They have one down there so that folks can take a look at what the base of it, or the model of it is going to be. But I would think with the creative folks in this community, that we're going to have some really interesting pieces and clever titles and those kinds of things. So, I'm very supportive. I think it will

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be a lot of fun. Any other comments? What's the will of the Board?"

MOTION

Commissioner Norton moved to approve the sponsorship.

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	Absent

Commissioner Norton said, "May I publicly say thank you."

Commissioner McGinn said, "I just have a little comment about that. I was sitting there and I thought, 'Tim, you're not a mayor anymore'. And I'm like, one, two, there's two of us here but I agree. We are the air capital of the world and we need to let the rest of the world know that. And so, I hope as they begin this task of trying to create a great air show someday here in Wichita Kansas that they have great success and I do know that Tim did challenge the mayor at the tourism summit so I'm in hopes that Wichita will purchase one as well. But anyway, thank you for all the participation you've had in this and all that you do for promoting this kind of thing in our community. Thank you."

Chair Pro Tem Gwin said, "I think we've all noticed that Commissioner Norton's enthusiasm is sometimes unbounded. Thank you and we look forward to it."

Commissioner Norton said, "Well, it's interesting . . . just one last comment. I've probably had five different businessmen that are pretty well known come up to me and say, 'You know what, I thought I'd already bought the first one but you're the first guy that went public'. So they'd already been around lobbying some people and they thought they were buying the first one but since we went public and said it in front of everybody and on television, Sedgwick County got to be number one, as we are in the hearts of most people."

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Chair Pro Tem Gwin said, "Exactly. We're working on the minds. Thank you, Commissioner Norton. Next item please."

G. RESOLUTION AMENDING CHAPTER 6 OF THE *SEDGWICK COUNTY CODE* TO ESTABLISH A MINIMUM RENTAL PROPERTY STANDARDS HOUSING CODE.

Mr. Brad Snapp, Housing Director, Housing Office, greeted the Commissioners and said, "You do have the opportunity to amend Chapter 6 of the code and establish this minimum rental housing code. It will be comparable in the unincorporated areas of the County. It would also address just basic housing systems, like the electrical, plumbing, heating, sanitation issues. We've had stakeholder reviews, we had a public hearing two weeks ago with no comments offered. We've been through this. If you'd like me to go further or discuss anything else, I can. If there's no other questions though, I'd recommend you pass this."

Chair Pro Tem Gwin said, "I think we have some questions for you. Commissioner McGinn."

Commissioner McGinn said, "Thank you. Brad, as you said two weeks ago we had a public hearing and I know I raised some issues and so hopefully we were trying to get everything out. We let people know it was on the Internet for them to review and you just shared that you really didn't get anything back. Is that correct?"

Mr. Snapp said, "That's true. We did get one phone call from a person who had rental property in the City of Wichita. This code will not effect anything in the City of Wichita or any other city. It's just the unincorporated parts of the County."

Commissioner McGinn said, "And if we do, later down the road, see that something's extreme or un-bearing that we can always come back and amend it."

Mr. Snapp said, "Right."

Commissioner McGinn said, "Thank you."

Chair Pro Tem Gwin said, "Thank you. Commissioner Winters."

Commissioner Winters said, "Commissioner McGinn asked my question. That's all I had."

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Chair Pro Tem Gwin said, "Thank you. The only other question I would have is that we mentioned our office number. Has any of us heard from anyone? I have not."

Commissioner Norton said, "The only comments I've had from about three different people were all positive so I haven't heard any negatives to answer to this whole issue. So I'd say we move forward on it."

Chair Pro Tem Gwin said, "Okay. Well, you all and your department and others have worked on it long and hard. I would think that if there were anyone who had concerns at this point, we would have heard from them and we have and we've made those adjustments. But as Commissioner McGinn says, once we implement it then I think that's probably more telling as to whether or not we have a successful change in our code. So, I think I'm certainly prepared to go ahead today. Commissioners, what's the will of the Board on this item?"

MOTION

Commissioner Norton moved to adopt the Resolution.

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	Absent

Chair Pro Tem Gwin said, "Thank you, Brad and keep us posted as that's implemented, okay. Thank you. Next item please."

H. AGREEMENT WITH HARRY KOURI, JR., D.D.S. TO PROVIDE DENTAL SERVICES TO SEDGWICK COUNTY DETENTION FACILITY INMATES.

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Major D. Bardezbain, Sheriff's Department, greeted the Commissioners and said, "And I'd like to submit for your approval the renewal of a one-year professional services agreement between Sedgwick County and Dr. Harry Kouri D.D.S. to provide dental services for detainees in the Sedgwick County Detention Facility. As you're aware, per statute, the Sheriff is required to provide this dental service to those in custody. This agreement will be for a period of one year, beginning June 1 of 2002 through May 31, 2003. The financial consideration is \$38,563, which includes a 3% increase over the previous year. I'll entertain any questions that you may have."

Chair Pro Tem Gwin said, "Are there questions of the major? Seeing none, what's the will of the Board?"

MOTION

Commissioner Winters moved to approve the Agreement 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	Absent

Chair Pro Tem Gwin said, "Thank you, major. Next item."

I. DEPARTMENT ON AGING.

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1. CONTRACT WITH AMERICAN RED CROSS, GOOD NEIGHBOR NUTRITION PROGRAM TO PROVIDE SERVICES THROUGH THE COLVIN/PLANEVIEW AREA SENIOR CENTER.

Ms. Annette Graham, Director, Department on Aging, greeted the Commissioners and said, "This is a contract for the Colvin/ Planeview Senior Center. The senior center is a focal point in the community and it's been successful to help older adults to access the needed services and to maintain and increase their independence. This item is within the fiscal year 2002 budget, as approved by the Board of Sedgwick County Commissioners. The amount is for \$17,186 for 2002 operations and I would request that you approve the Aging mill levy contract and authorize the Chairperson to sign."

Chair Pro Tem Gwin said, "Commissioner McGinn."

Commissioner McGinn said, "Well, I'm looking to find . . . Where does the funding come from?"

Ms. Graham said, "This is mill levy, our local mill levy."

Commissioner McGinn said, "That's what I thought. Thanks."

Chair Pro Tem Gwin said, "Anything else? Then what's the will of the Board please?"

MOTION

Commissioner Winters moved to approve the Contract 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	Absent

Chair Pro Tem Gwin said, "Next item."

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2. AFFIDAVIT FOR SIGNATURE AUTHORITY TO SIGN APPLICATIONS, REPORTS, PLANS AND OTHER DOCUMENTS FOR SUBMISSION TO KANSAS DEPARTMENT ON AGING.

Ms. Graham said, "Kansas Department on Aging has a policy that annually the Area Agencies on Aging in the State must submit evidence of who in the organization's governing body is authorized to sign documents on behalf of the organization. This is a notarized affidavit of the Chairperson of the governing body, which identifies the person by their names and titles and positions who have been authorized by the governing board to sign documents on behalf of the organization.

This affidavit allows the Chairperson and the Vice-Chair to sign official documents, such as area plans, various program applications and notification of grant awards. The affidavit also allows designated staff from the Department on Aging to sign financial reports, cash requests, units of service reports and various other basic operational documents. We would request that you approve the signature authority and authorize the Chair to sign."

Chair Pro Tem Gwin said, "I guess the only question I have is that it's the affidavit of Ben Sciortino and since he's not in, is there a rush for this to be done today or would I sign on his behalf? Rich?"

Mr. Rich Euson, County Counselor, said, "We would either have to redo the affidavit to have you sign or we would have to wait for Chairman Sciortino to get back."

Chair Pro Tem Gwin said, "Okay. Anita [sic], is there a particular time rush on this?"

Ms. Graham said, "There is no rush on this."

Chair Pro Tem Gwin said, "I believe the Chairman will be back next week so we'll approve this item, I would assume with the vote but we'll probably have to hold it for signatures. And I'll watch it as the signature envelope comes through today, kind of hold onto it. Okay. Any other questions of Annette on this item? If not, what's the will of the Board?"

MOTION

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

Commissioner Winters seconded the Motion.

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

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VOTE

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

Chair Pro Tem Gwin said, "Thank you, Annette. Next item."

J. HEALTH DEPARTMENT.

1. ADDITION OF ONE DENTAL HYGIENIST/PROGRAM COORDINATOR POSITION, RANGE 22, TO THE HEALTH DEPARTMENT STAFFING TABLE.

Ms. Phyllis Gearing-Anderson, Director of Preventive Health, Health Department, greeted the Commissioners and said, "I have three staffing agenda items to present to you this morning. The first one is we're requesting your approval of the addition of a program coordinator for our Access to Baby/ Childcare Dentistry program. On May 1 you approved the grant funding for this position in the amount of \$75,000. This position requires a dental hygienist to be hired to go out and perform outreach and recruitment of dentists to participate in a Medicaid program. Part of her responsibilities will also be education of family to dental care and education of dentists to new dental procedures. We're requesting your approval of this position, this addition to our staffing table."

Chair Pro Tem Gwin said, "Commissioner McGinn."

Commissioner McGinn said, "Thank you. Would you refresh my memory, who pays?"

Ms. Gearing-Anderson said, "The funding is from SRS, United Way Foundation and one additional funder, United Methodist Health Ministry are providing the funding for this pilot program."

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Commissioner McGinn said, "Okay. That's right, it's a pilot program and I think we did discuss that you'll be back to us in six months to a year to let us know about the success of this program."

Ms. Gearing-Anderson said, "Yes, we'll keep you abreast on how we're doing with that program, how our recruitment is doing and how many families we have served."

Commissioner McGinn said, "Thank you."

Chair Pro Tem Gwin said, "My question, Phyllis is if we add this staffing, this position, how quickly can you fill that? Do you know what your timeframe is?"

Ms. Gearing-Anderson said, "Well, we have to go through the entire process. We have to advertise and recruit for the position and dental hygienists are at a premium in the community and it could be several months before we do get that person on board. But we could actively begin recruiting for that position and submit a vacancy notice."

Chair Pro Tem Gwin said, "The quicker we approve it then the quicker you can get on with that process."

Ms. Gearing-Anderson said, "Yes."

Chair Pro Tem Gwin said, "Okay, thank you. Any other questions? If not, what's the will of the Board?"

MOTION

Commissioner Winters moved to approve the addition to the Health Department Staffing Table.

Commissioner Norton seconded the Motion.

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

VOTE

Commissioner Betsy Gwin Aye

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

Chair Pro Tem Gwin said, "Next item please."

2. ADDITION OF ONE PROGRAM DEVELOPMENT COORDINATOR POSITION, RANGE 22, FOUR COMMUNITY HEALTH NURSE II POSITIONS, RANGE 22, ONE INTERPRETER AIDE POSITION, RANGE 16, AND ONE OFFICE SPECIALIST POSITION, RANGE 15, TO THE HEALTH DEPARTMENT STAFFING TABLE.

Ms. Gearing-Anderson said, "We're requesting your approval of the addition of seven staffing positions to the staffing table for the Health Department. On April 10th, you approved the grant funding for these positions. This is an SRS funded project to expand our nurse home visiting programs and those home visiting programs are the Omaha Nursing Case Management program and a Nurse/ Family Partnership program.

This will increase our services up to 35% in the Sedgwick County community. We're requesting your approval. The funding for this was in the amount of \$412, 442."

Chair Pro Tem Gwin said, "Discussion on this item or questions? If not, what's the will of the Board?"

MOTION

Commissioner Winters moved to approve the additions to the Health Department Staffing Table.

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	Absent

Chair Pro Tem Gwin said, "Thank you. Next item."

3. ADJUSTMENT TO THE HEALTH DEPARTMENT STAFFING TABLE TO CHANGE TWO PART-TIME POSITIONS TO TWO PERMANENT PART-TIME POSITIONS.

Ms. Gearing-Anderson said, "When the Health Department transitioned from City to County governance, we brought over some part-time positions that worked greater than .50. According to County policy, you must work no greater .50 to be part-time employees. These two employees worked greater than .50 and would be considered permanent part-time staff under the County policy. We are requesting your approval to make these positions permanent part-time staffing because there is a need for these employees to work more than .50 for our WIC program, our women and children's program, which provides nutritional support, nutritional funding also in the community.

Also, the WIC program enhances the County economy by providing vouchers for these families to buy from local food stores. We're requesting your approval to reclassify these two positions, one is a registered dietician and the other one is an office specialist. We're requesting your approval to change these to permanent part-time staffing."

Chair Pro Tem Gwin said, "And the only reason for the adjustment then is just to coordinate with the County staffing policy."

Ms. Gearing-Anderson said, "To allow them to work more than .50 hours."

Chair Pro Tem Gwin said, "Okay, thank you. Commissioner McGinn."

Commissioner McGinn said, "Thank you. And their salary comes out of the WIC grant money?"

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Mr. Gearing-Anderson said, “Currently, it does, yes.”

Commissioner McGinn said, “And that WIC money comes from United State Department of Agriculture?”

Ms. Gearing-Anderson said, “Yes.”

Commissioner McGinn said, “All right. So when you hear about all the farm program money that gets passed, it does go to other programs besides farmers. Thank you.”

Chair Pro Tem Gwin said, “We understand that. Are there other questions? If not, what’s the will of the Board?”

MOTION

Commissioner Norton moved to approve the adjustment to the Health Department Staffing Table.

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	Absent

Chair Pro Tem Gwin said, “Thank you, Phyllis. Next item.”

K. PUBLIC WORKS.

- 1. FORCE ACCOUNT AGREEMENT WITH KANSAS DEPARTMENT OF TRANSPORTATION (KDOT) FOR THE PEDESTRIAN/BICYCLE PATH PROJECT ALONG WINDMILL ROAD. CIP# R-258. DISTRICT #3.**

Mr. David Spears, Director/County Engineer, Public Works, greeted the Commissioners and said,

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“Item K-1 is a force account agreement with the Kansas Department of Transportation to reimburse Sedgwick County for construction engineering services performed during construction of the Sedgwick County pedestrian/ bicycle path project along Windmill Road. This project is designated as R-258 in the Capital Improvement Program and will have 80% reimbursement. The maximum amount of federal funds the County can receive is \$7,418.40. I recommend that you approve the agreement and authorize the Chairman to sign.”

Chair Pro Tem Gwin said, “Any discussion?”

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	Absent

Chair Pro Tem Gwin said, “Next item please.”

2. FORCE ACCOUNT AGREEMENT WITH KDOT FOR THE PEDESTRIAN/BICYCLE BRIDGE PROJECT NEAR ZOO BOULEVARD. CIP# R-257. DISTRICT #3.

Mr. Spears said, “Similar to the previous item, this is also a force account agreement with the Kansas Department of Transportation to reimburse Sedgwick County for construction engineering services performed during construction of the Sedgwick County pedestrian/ bicycle bridge project over the Big Ditch near Zoo Boulevard. This project is designated as R-257 in the Capital Improvement Program and will also have 80% reimbursement. The maximum amount of federal funds the County can receive is \$14,122.40. I recommend that you approve the agreement and authorize the Chair to sign.”

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MOTION

Commissioner Winters moved to approve the Agreement 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	Absent

Chair Pro Tem Gwin said, "Next item."

- 3. ESTIMATE FOR RELOCATION OF ELECTRICAL LINES IN CONNECTION WITH SEDGWICK COUNTY BRIDGE PROJECT NO. 791-A-5209; 231ST STREET WEST BETWEEN 117TH AND 125TH STREETS NORTH. CIP# B-316. DISTRICT #3.**

Mr. Spears said, "Item K-3 is the approval of an estimate from Sedgwick County Electric Cooperative for the relocation of electrical lines in connection with the bridge project on 231st Street West between 117th and 125th Streets North, designated as B-316 in the Capital Improvement Program. The cost of the relocation will be \$1,725. The lines are located in a private easement. I recommend that you approve the estimate."

MOTION

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Commissioner Winters moved to approve the estimate.

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	Absent

Chair Pro Tem Gwin said, "Next item."

4. ESTIMATE FOR RELOCATION OF ELECTRICAL LINES IN CONNECTION WITH SEDGWICK COUNTY PROJECT NO. 833-A-4983; BRIDGE ON WEBB ROAD BETWEEN 117TH AND 125TH STREETS NORTH. CIP# B-350. DISTRICT #1.

Mr. Spears said, "This is similar to the previous item. This is also the approval of an estimate from Butler Rural Electric Cooperative for the relocation of electrical lines in connection with the bridge project on Webb Road between 117th And 125th Streets North, designated as B-350 in the Capital Improvement Program. The cost of the relocation will be \$939.24. The lines are located in a private easement. I recommend that you approve the estimate. And we do have bridges in District 1."

Commissioner McGinn said, "Well, I was just going to ask that. I didn't know that."

Chair Pro Tem Gwin said, "This is it. This is the one. This is the only one we have."

Commissioner Norton said, "So you're getting 100% done in your district?"

Chair Pro Tem Gwin said, "Exactly. Isn't it amazing. Okay, we have a lot of bridges. What's the will of the Board on this item?"

MOTION

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Commissioner McGinn moved to approve the estimate.

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	Absent

Chair Pro Tem Gwin said, “Thank you, David. Sorry, David. I saw you trying to duck behind the podium. Next item please.”

CONSENT AGENDA

L. CONSENT AGENDA.

- 1. Right-of-Way Easements.**
 - a. Two Easements for Right-of-Way and two Temporary Construction Easements for Sedgwick County Project No. 789-G-3960; 247th Street West between 69th and 77th Streets North. CIP# B-423. District #3.
 - b. Temporary Construction Easement for Sedgwick County Stream Maintenance Project No. 783-Y; 295th Street West between 71st and 79th Streets South. District #3.
- 2. Tenant Release for Damage for Sedgwick County Project No. 831-AA, BB, CC; Rock Road between Derby and Mulvane. CIP# R-243. District #5.**
- 3. Resolution stating the Board of County Commissioners’ findings regarding City of Mulvane’s request for an island annexation at approximately 111th Street South and Webb Road.**
- 4. Agreement with Sunflower Title Services, Inc. providing on-line access to**

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Sedgwick County's electronic data.

5. Application for License to Retail Cereal Malt Beverages.

<u>Applicant Name</u>	<u>Business Name</u>
Duane Oblander	Big Events LLC dba Chevrolet Wichita Summer Nationals

6. Section 8 Housing Assistance Payment Contracts.

<u>Contract Number</u>	<u>Rent Subsidy</u>	<u>District Number</u>	<u>Landlord</u>
V020017	\$291.00		John Pratt
V020021	\$330.00	2	Cottage Grove
V020022	\$369.00	4	Sundance Apartments
V020023	\$500.00	2	William Favreau
V020024	\$487.00	5	Tim Fairchild
V020025	\$255.00	5	John Vanwinkle
V020027	\$568.00	5	Springcreek Apts.-Phase I
V020028	\$234.00	5	Monte Helms
V020029	\$325.00	4	Sundance Apartments
V020030	\$267.00	5	Hearth Hollow Apartments

7. 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>
V01058	\$285.00	\$177.00
V01066	\$495.00	\$495.00
V2035	\$365.00	\$197.00
V01095	\$360.00	\$360.00

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V01081	\$444.00	\$531.00
V01091	\$351.00	\$351.00
V871020	\$332.00	\$357.00
V01084	\$361.00	\$430.00
V01086	\$208.00	\$224.00
V94034	\$298.00	\$342.00
V01085	\$182.00	\$155.00
V99028	\$235.00	\$250.00
V01093	\$587.00	\$304.00
V98022	\$565.00	\$565.00
V96030	\$225.00	\$225.00
V01083	\$485.00	\$485.00
V01064	\$432.00	\$590.00
V01071	\$270.00	\$288.00
V99037	\$400.00	\$323.00
V96035	\$233.00	\$278.00
V2038	\$235.00	\$170.00
V2021	\$583.00	\$656.00
V97056	\$262.00	\$500.00
V010159	\$504.00	\$516.00
V200121	\$467.00	\$446.00

8. **Order dated May 8, 2002 to correct tax roll for change of assessment.**
9. **General Bills Check Register(s) for the week of May 8 – May 14, 2002.**

Ms. Kathy Sexton, Assistant County Manager and CIO, greeted the Commissioners and said, “You have . . .”

Chair Pro Tem Gwin said, “That’s right, welcome.”

Ms. Sexton said, “Thank you very much. It feels weird to sit in this chair but I’m trying to get used to it.”

Commissioner Norton said, “You look good in the big chair.”

Ms. Sexton said, “Thank you very much. I appreciate that.”

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Commissioner McGinn said, “You hear her say she’s getting use to it.”

Ms. Sexton said, “I said it will take a while to get used to it. Kind of shaking over here. You do have the Consent Agenda. If you have any questions, I’m open for those. Otherwise, I recommend your approval.”

MOTION

Commissioner McGinn moved to approve the consent agenda as presented.

Commissioner Winters seconded the Motion.

Chair Pro Tem Gwin said, “Any discussion on the Motion?”

Commissioner Norton said, “I think we should ask Kathy some questions.”

Ms. Sexton said, “I’ll probably defer all questions to Rich anyway.”

Chair Pro Tem Gwin said, “Clerk, call the vote.”

VOTE

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

Chair Pro Tem Gwin said, “Okay, now we’re at the most compelling part of the agenda, Other. Commissioner Norton, what a surprise.”

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M. OTHER

Commissioner Norton said, "Well, I haven't been first the last four meetings. And maybe Commissioner McGinn will want to comment on this but we kicked off the Ready to Respond II initiative and she probably has a little more information and passion for that than I do. But it's the next phase of our Ready to Respond community initiatives and I would urge people to get information on it and connect because it kind of takes us from the global terrorism, preparing for disaster kinds of things to how do you mitigate the problems that can happen right in your home with illnesses and accidents and others things. And Carolyn may have more information on that, but I thought I'd kick it off, the thoughts anyway.

Commissioner Winters and I stopped by the City building yesterday for the ceremony for fallen police and sheriff's officers. It was a moving ceremony that listed 25 police and sheriff's people that had died over the years. I think the first death was in 1912 and the most recent was 1999 or 2000. It always brings it to mind that there are people out there putting themselves in harms way for the citizens of our community and I think it brings into more perspective what those individuals do when you think back to 9/ 11 because tragically, many of them not just one at a time can die but many can die in tragedies and we owe them a debt of gratitude.

Last night I was at the Southwest Village Neighborhood Association and I'm happy to say there was a real nice turnout of people. Ray Sprig, who is the president of that association was very gracious and gave me almost an hour to speak, to update them on County issues. Bill Gale happened to be there and we did a little ham and eggging back and forth on issues that the County and the City share. So, it was a great meeting and I would urge other neighborhood associations within the confines of the City to invite us to come and speak because we do provide services to people that live in the City of Wichita. It's not just the unincorporated areas and the small towns. But I think it was nice to be able to explain all the different services we provide as a county to people that live in the corporate limits of Wichita.

And then finally, last Friday we participated in the River Festival parade. Carolyn and Tom were with me and we had a great turnout of County employees and I just want to thank them for having the spirit to walk. And it didn't rain on us, so we had a good time and it did shout what Sedgwick County does one more time. I think we had 15 different organization that provide services with people there and I'm a real believer, if you want to get the message out, you have to put a face on who actually provides those services and I think we did a pretty good job of doing that at the River Festival parade last week. That's all I have."

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Chair Pro Tem Gwin said, "Thank you. Commissioner McGinn."

Commissioner McGinn said, "Thank you. Since you ended with the River Festival, I'll start there and I want to thank you for putting that event together because we've not done that before and I think it's great to go out and share with the citizens what kind of services that we do provide. I do also like the fact that you put the firemen right behind us, because when everybody waved, they were waving at the firemen but it made me feel good that they were waving at me. And I don't know if you wanted to share what happened. We thought the Wichita Police Officer was yelling at us because we needed to hurry up and we found out she was actually hollering at our Fire Department that was right behind us, had them turn off. There was a medical emergency, somebody was having some heart distress or something like that I understand. And so that was a perfect example of we were ready to respond without boundaries. And so we were glad we were there and hopefully everything worked out for the citizen that needed some help. But again thank you, Tim for putting that together."

On the Ready to Respond, I was unable to make the press conference yesterday so feel free to share anything you'd like. I know Commissioner Sciortino kicked off the second phase of Ready to Respond. But I want to thank Commissioner Winters for really kind of starting that whole thing. It was a seed idea that he had and Tom is very good at coming up with ideas that help us go out and share what we do but also for citizens, how they can help themselves with this program. But also I want to thank . . . this program would not be successful without Sedgwick County staff and employees. They're the ones . . . You know, we're the ones that set policy, give the ideas and say, 'Go take this to our community'. They're the ones that go out and take it to the community and do a professional job as well and so I want to thank them for all that they do. And I'm not sure if Tom's turning his light off because I'm taking too much time or turning it on."

Chair Pro Tem Gwin said, "He turned it on."

Commissioner McGinn said, "Okay, I'll try to hurry. I know I'm the one that needs to leave because I need to go to . . . I'm making some comments today at Environmental Management Systems, also called EMS and it's the methodical way of identifying and addressing environmental concerns of your company or community and it improves compliance by allowing them to be proactive rather than reactive on environmental situations for small businesses and it's sponsored by the Kansas Small Business Environmental Assistance program. And so, I'm heading out to that and if people want more information they can call our office. I know Nancy Larson, who has been . . . used to work for the Health Department, now works for Kansas State University and has been active doing these kinds of things and so I'm sure glad she's part of our community."

And then finally, just real quick again, we had talked about the Asian community and the growth in

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our area and that there is an excellent show going to be June 8th at Wichita State University and it's the Chinese Golden Dragon Acrobats and so folks should call Wichita State if they're interested in seeing that. Thank you."

Chair Pro Tem Gwin said, "Thank you. Commissioner Winters."

Commissioner Winters said, "Thank you. Just to remind everyone again, there is going to be a rededication of the old Historic Courthouse this afternoon at 2:00. So if there are any of you who are out there who are history buffs and really like historical things, historical buildings this community came very close, many years ago, of losing that structure and now we've made a real commitment to make sure that it's here for a long time into the future. So, at 2:00 we're going to have that rededication and there will be some displays set up on the second floor. The Soldier's and Sailor's Monument will be open. So, if you're just looking for something to do this afternoon, come over to the old Historic Courthouse at 2:00."

Chair Pro Tem Gwin said, "Thank you. Commissioner Norton."

Commissioner Norton said, "One last thing is we talked about the River Festival. I'd be remiss, after Carolyn said that she thanked me for putting this together. Actually I just had a little brain-child. Kristi Zukovich and her office really put it together. I mean, Tony put together the signage that was carried and the banners and someone else took care of the food that we had to kick off the picnic and everything so I would be remiss without giving accolades to Kristi and Communications for doing that."

Chair Pro Tem Gwin said, "Thank you, well said. Last evening I attended the annual meeting of the Trustees of the Zoo. Jerry Harrison kind of bid his farewell as a member of that board and introduced Ron and Karen Holt to the group as Jerry's substitute, I think they said, not replacement. Wonderful event. We also said goodbye to Dawn Doorn, our development director at the Zoo after eight years. She moving on to work for the Nature Conservancy and we will miss her. She's been just an extraordinary addition to the Zoo staff. She's going to be hard to replace too."

But again, invite folks that there's the event at the Zoo tonight in conjunction with the River Festival and we certainly want folks to come out. But it seems to be yellow school bus haven out there this time of the year and the Zoo is full of schools from all over this part of the country taking their field trips. I learned from experience that it's very busy in the early morning, but that's a great time to go and watch the kids enjoy the facility that all of us celebrate on a daily basis. So, go back, visit the Zoo. It's a perfect time of the year to do so.

Seeing no other Commissioners' items, Commissioner Winters, you have a Motion for us."

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MOTION

Commissioner Winters 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 legal advice and that the Board of County Commissioners return from Executive Session no sooner than 11:00 a.m.

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	Absent

Chair Pro Tem Gwin said, "We're recessed into Executive Session."

The Board of Sedgwick County Commissioners recessed into Executive Session at 10:31 a.m. and returned at 11:10 a.m.

Chair Pro Tem Gwin said, "We are back from Executive Session. Let the record show that there was no binding action taken in Executive Session. Mr. Euson, anything else? Ms. Assistant County Manager? Commissioners? We're adjourned."

N. ADJOURNMENT

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

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**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:

Don Brace, County Clerk

APPROVED:

_____, 2002