

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

April 30, 2003

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, March 26, 2003 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Tim Norton; with the following present: Chair Pro Tem Thomas G. Winters; Commissioner David M. Unruh; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Randy Duncan, Director, Emergency Management Department; Lieutenant Sam Konkel, Fire District #1; Mr. Andy Schlapp, Director, Community Relations; Mr. Dale Miller, Acting Director Metropolitan Area Planning Department; Mr. Robert Parnacott, Assistant County Counselor, County Counselor's Office; Mr. Ron Holt, Director Division of Culture, Entertainment and Recreation; Mr. John Nath, Director, Kansas Coliseum; Ms. Annette Graham, Director, Department on Aging; Mr. Jim Webber, Deputy Director, Public Works Department; Ms. Iris Baker, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Bethany Carpenetti, Deputy County Clerk.

GUESTS

Mr. Tracy Winter, Operations Manager, Vulcan Chemicals.
Mr. Clair Donnelly, Mayor, City of Maize.
Ms. Carol Bloodworth, City Administrator, City of Maize.
Mr. Richard LaMunyon, Operations Manager, City of Maize.
Mr. Bob Martz, City of Wichita Councilman.
Mr. David Warren, Director, City of Wichita Water & Sewer Department.
Ms. Faye Robertson, 10625 W. 31st N, Wichita, Ks.
Mr. Don Henkle, 10601 W. 33rd N, Wichita, Ks.

INVOCATION

The Invocation was led by Mr. Mark Brown of Native American Spirituality, Wichita.

FLAG SALUTE

ROLL CALL

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

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CONSIDERATION OF MINUTES: Regular Meeting, April 16, 2003

The Clerk reported that all Commissioners were present at the Regular Meeting of April 16, 2003.

Chairman Norton said, "Commissioners you have the Minutes before you. What is the will of the board?"

MOTION

Commissioner Sciortino said, Mr. Chairman I move we approve the Minutes of the regular meeting of April 16, 2003.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, "Next item."

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DONATIONS

A. DONATION

**DONATION BY VULCAN CHEMICAL COMPANY OF THREE CHLORINE KITS,
VALUED AT \$6,000, TO BE USED BY THE HAZARDOUS MATERIALS TEAM.**

Mr. Randy Duncan, Director, Emergency Management Department greeted the Commissioners and said, "I'm please to be here with you this morning to talk about this donation which is a substantial donation and an important one to our Wichita-Sedgwick County Hazardous Materials Team. Basically, I'm going to tell you at this point and time that Vulcan donated chlorine kits to us and in just a moment I'll ask Sam Knokel to come up and do a very very short four slide presentation that will show you exactly what the chlorine kit is and what it is used for and why it's so important.

In the meantime I would also like to recognize here with us today Mr. Tracy Winter, who is the Operations Manager and Mr. Rod Kramer, who is the principal environmental engineer and emergency response team leader at Vulcan Chemical, They're here with us today, gentlemen, they are willing along with us to stand and answer any questions you might have regarding this situation. At this point and time, Sam could you join us, I'd like to present Lieutenant Sam Konkel, with Sedgwick County Fire District Number 1, a member of our HazMat team to describe for you what a chlorine kit is."

Lieutenant Sam Konkel, Fire District #1, greeted the Commissioners and said, "Chlorine kits are something we use in our HazMat response. Fortunately for us, the chlorine industry is very safe and it's not something we use very often. Should we have a release, these kits are necessary to help contain it. As you see here, we have three different kits and I'll explain what they're used for; the A kit, which is the red kit is used for hundred pound cylinders. Typically, we'll use those in swimming pools or small communities that have small water treatment plants will use these type of cylinders. The B kit would be for the next larger cylinder which would be the one time, which is used by, typically in an area used by water treatment facilities. And the C kit didn't have a training that we use it on. We do have one that Vulcan allows us to use. Theirs would be for a rail car. These kits will allow us to repair a leak in any type of the valve. They have several different types of valves, or pressure relief valves. On the A & B kit, we can also repair a hole that might be on the side of the container. That's pretty much in a nutshell what we use them for. We do train on these quite a bit. We'd like to think we're pretty proficient and would be able to put these on in an emergency. In my career in the last ten years, we've used them a couple of times. Any questions?"

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Mr. Randy Duncan, said, “Sam, lets, if our Vulcan representatives would join us up here and Commissioners if you should have any questions of any of us, or comments, we’d be happy to do our best to respond.”

Chairman Norton, said, “Any questions from the Bench. Commissioner Winters.”

Commissioner Winters, said “I guess, I’d just say we’ve certainly worked with Vulcan before and certainly consider them to be one of the really fine corporate citizens we have here. Last Thursday evening, at the Chamber’s honor’s night had an opportunity to meet one of your, President of the firm or something was here, from Birmingham, I believe, and had an opportunity to meet and visit with him and they were up in town and attended the Chamber’s honor’s night which was good to see them there. But I think this is just one more good example of the partnership that many of our HazMat people have with people that a potential and we know that safety’s on everybody’s mind, so we certainly appreciate both of you being here and your company’s presentation of the chlorine kits. Hope we never ever use them.”

Chairman Norton, said, “I have to concur this is the kind of equipment that you hope you never use, but, you know we had a train derailment about a year and a half ago and I’m not so sure that in the first couple hours we knew what was in some of the cars and tankers and everything that were piled up there and I’m sure these kits are, will be readily available for those kind of events, at least will prepare. You know I continue to say it’s better to have and not need than to need and not have, and just puts another tool in our toolbox as we look at all the kinds of hazards that people are going to have to deal with either accidental or man-made and I think that’s very important and of course I have the greatest admiration for Vulcan Chemical because they are a good neighbor to Haysville, and the south side, and I’ve known Tracy and Rod for many many years and I have the greatest respect for them. Steve wouldn’t come down today is he too good for us now?”

Mr. Tracy Winter, Operations Manager, Vulcan Chemicals, greeted the Commissioners and said “Since the President of the Company came to visit us last week, Steve is up there visiting him this week in Bingham, Alabama.”

Chairman Norton, said, “Okay.”

Commissioner Sciortino, said, “What goes around comes around.”

Chairman Norton, said, “Well, we certainly appreciate the donation and the good neighbor policy Vulcan has. Thank you very much.”

Mr. Winter said, “Well, thank you, and we just wanted to let the commission know that we really

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appreciate you taking time to say the nice things about us here and we work with the emergency response people in Wichita and Sedgwick County for an awful long time we have a training facility and we are always willing to work with them, now and in the future.”

Commissioner Norton, said, “Appreciate it.”

Commissioner Sciortino, said, “Mr. Chairman, I have a comment.”

Commissioner Norton, said, “Commissioner Sciortino.”

Commissioner Sciortino, said, “I just want to go on record as saying I, as one commissioner would be willing to say nice things to Vulcan anytime they are willing to come in and donate \$6,000. We’ll do it every week if that’s what you want. So, I’ll say nice things about you, now thank you very much.”

MOTION

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

Commissioner Sciortino seconded the Motion.

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

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, “Next item.”

RETIREMENTS

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B. PRESENTATION OF RETIREMENT CLOCKS.

1. **NANCY HAZEN, TEAM LEADER/CASE MANAGER, DEPARTMENT ON AGING, WILL RETIRE MAY 1, 2003 AFTER SIX YEARS OF SERVICE.**
2. **CAROL HARDISON, MAILROOM SUPERVISOR, DIVISION OF INFORMATION AND OPERATIONS, WILL RETIRE MAY 1, 2003 AFTER 15 YEARS OF SERVICE.**

Mr. Buchanan, greeted the commissioners and said, "Both these retirees will not be at this meeting so, I would suggest that we defer this item."

Commissioner Sciortino said, "Oh, defer it, Okay."

MOTION

Commissioner Sciortino moved to defer this item.

Commissioner McGinn seconded the motion

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

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, "Next item."

PLANNING AGENDA

- C. CASE NUMBER DR2003-00011 – METROPOLITAN AREA PLANNING COMMISSION (MAPC) REVIEW OF COMPREHENSIVE PLAN REGARDING**

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SOLID WASTE PLAN.

Mr. Dale Miller, Acting Director, Metropolitan Area Planning Department, greeted the Commissioners and said, “Back in March, you asked the Planning Commission to determine if the inclusion of a statement in the County Solid Waste Management plan regarding the establishment of a solid waste disposal area would be consistent with adopted plans. The Planning Commission took that item up on April 10th and approved a Motion indicating that the inclusion of a statement indicating that effect would be consistent with adopted plans because they found in the currently adopted 1999 Sedgwick County comprehensive plan a statement that reads as follows ‘Amend the Sedgwick County Solid Waste Management plan to allow the option of a new landfill site in the county’. In fact, that language is in the plan in two different locations. So, based on that finding, the Planning Commission approved a motion indicating that in their opinion that language would be consistent with adopted plans and staff would receive and file this report. Be happy to answer any questions”

Chairman Norton said, “Any questions of Dale? I see none at this time. What is the will of the board?”

MOTION

Commissioner Sciortino moved that we receive and file this item.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, “At this time I’d like to take an off agenda item.”

MOTION

Commissioner Winters moved to take an off agenda item regarding a public hearing.

Commissioner Sciortino seconded the motion.

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

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, "Andrew."

OFF AGENDA ITEM

SET PUBLIC HEARING TO RECEIVE COMMENT ON PROPOSED CHANGE TO THE SEDGWICK COUNTY SOLID WASTE MANAGEMENT PLAN.

Mr. Andrew Schlapp, Director, Community Relations, greeted the Commissioners and said, "Today I'm here, much like I was last week, to set a public hearing. We were planning to set it on May 12, and the proper publication did not happen, in the Derby Reporter, so we need to come back and move the meeting back a week so we can have the proper notification to the public. So I'm asking today that you would make a motion to set a public hearing on May 19, 2003 at 7:00 PM. There would be a change of venue. It's going to be at the Kansas Coliseum VIP room, and direct the County Clerk to publish notice of the hearing as required by the state."

Chairman Norton said, "Is there any discussion?"

Commissioner McGinn said, "Just a question. Why are we changing the location?"

Mr. Schlapp said, "Because the Zoo education center has activities going on there that night."

Commissioner McGinn said, "And we feel comfortable that the VIP room is going to be large enough."

Mr. Schlapp said, "It seats over 200 people, and we had 200 people there at our last event we had there. So it should be big enough, yes."

Commissioner McGinn said, "Do we have a back up plan in case it's not?"

Mr. Schlapp said, "Kansas Coliseum holds 11,000 people."

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Commissioner McGinn said, "If it's available. So that's what I didn't know"

Commissioner Sciortino said, "We've got the two pavilions"

Commissioner McGinn said, "That's true. That's true"

Commissioner Sciortino said, "We could put big screen TV's out there, and have uh..."

Commissioner McGinn said, "Okay."

Chairman Norton said, "I guess that's a back up plan."

Commissioner McGinn said, "Yeah."

Chairman Norton said, "I hope I have a megaphone if I have to..."

Commissioner McGinn said, "I didn't know if there'd be a game going on. So we may have to have a public hearing during a game, so that's what...Thank you."

Chairman Norton said, "I would entertain that Motion."

MOTION

Commissioner Sciortino moved to set the public hearing for May 19, 2003 at 7:00 PM at the Kansas Coliseum VIP Room; and direct the County Clerk to publish notice of the hearing as required by statute.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

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Commissioner Sciortino said, “ Let me, could I ask a question of Andy?”

Chairman Norton said, “Yes you may.”

Commissioner Sciortino said, “Andy, now this . . . this hearing is for people to have a chance to let us know what they think about the amendment verbiage we are suggesting gets put in to the plan, is that correct?”

Mr. Schlapp said, “Correct.”

Commissioner Sciortino said, “All right. Could you, just for my edification, send me e-mail or something the exact verbiage? I’ve forgot and I can’t find exactly what that verbiage was. If you could send that to me.

Mr. Schlapp said, “Sure. Absolutely.”

Chairman Norton said, “Commissioner McGinn.”

Commissioner McGinn said, “Just one more question, Andy. So I guess the extension office was not available either?”

Mr. Schlapp said, “Yes, they both. Yeah . . . And on such short notice moving it was difficult to find a location. Both of those facilities were booked full, so that the next logical place seemed to be the Coliseum.

Commissioner McGinn said, “Okay, thank you.”

Commissioner Sciortino said, “So, I guess we have to gas up before we go, so we don’t run out of gas getting up there.”

Commissioner McGinn said, “It’s not that far.”

Chairman Norton said, “Don’t be bashing the Coliseum. Clerk Call the next item.”

NEW BUSINESS

D. ISLAND ANNEXATION REQUEST FROM CITY OF MAIZE, KANSAS.

Mr. Robert W. Parnacott, Assistant County Counselor, greeted the Commissioners and said, ‘We

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have in front of us today an island annexation request by the City of Maize. Island annexations are covered by K.S.A. 12-520C, which requires three conditions. First, that the land has to be located in the same county as the city and this is a map that GIS has prepared. Quickly show the area, if I can find it again, right here is clearly within the County of Sedgwick County, requires that all the owners consent to annexation and in the packet of materials, the City of Maize has provided us copies of all the consents signed by the land owners. I will have to say, there's a couple consents that have two signature lines and only one person signed, but that's something that, if they need a final signature to clear it up, they can get that done prior to their publishing their ordinance, if they have to.

For our purposes, they demonstrated a consent. Finally, requires the city clerk to file a certified resolution of their request to annex with the Board, and then the board is required to, within 30 days, make a finding whether or not the proposed annexation will hinder or prevent the proper growth and development of the area, or of any other city in the area. According to our resolution, when we get one of these, when there is a city that might be impacted we send notice to that city's mayor. City of Wichita, obviously, is close to this area and we have sent notice to the Mayor of City of Wichita and they have staff here to present their side of the story and they have submitted some materials in advance too. We also have City of Maize representatives here. They submitted materials in advance and finally we have some land owners from the area that wish to speak also at some point.

I'll just briefly review the map. Then, at that point, I think I'll answer any questions and then step back and let the cities make their presentations. Again, I want to thank GIS. They did a wonderful job for us in putting this together. As you can see by these annexations, or these city limits, this is Maize in pink and then the yellow is Wichita. The parcels that you see a date in the middle of, those are all annexations that have since January 1st there's also been a number of annexations that have occurred within the last month, actually. So John Rogers, Deb Moses, Jan Keathly and some others were very helpful in helping us put this together.

In addition to showing the city limits from the comprehensive plan, we see the 2010 urban service boundary, the 2030 urban service area boundary, which are designated areas from the City of Wichita that they might be providing services at, by those dates, for developers to consider, what is contiguous with the 2030. As far as the comprehensive plan goes was adopted by the City of Wichita and Sedgwick County. This is the small city growth area that's designated as part of the growth plan for the City of Maize, so as you can see, and what will be discussed later, is that both the unilateral annexations the City of Maize has been engaged in lately and the island annexation request that is in front of you today falls outside of the comprehensive plan, shown to be a part of

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the City of Maize urban or small city growth area.

We do have a few more items on the map. This is a water line the City of Maize has in place. It's hard to tell from this display, but on the hard copies that you got in your book there's a lot of blue dots that show that some water lines and water hookups that City of Wichita has in this area, but City of Wichita will present a lot more detailed information and they've provided some maps, as far as their sewer and water in this area, and City of Maize will also have some information they also have a PowerPoint they want to present.

I think, at that point, the last comment I'm going to make before I turn it over to the cities or answer any questions is were going to hear several different terms today and I just thought I might briefly go over them. Zoning area and influence is one term, small city growth area is another term, the urban service area is a third term, and might even hear discussion of the planning area and all those. Those are all kind of linked in one way or another. They're not linked completely in a sense that even though we have a comprehensive plan that designates a small city growth area through the City of Maize, that does not mean the City of Maize can't annex outside of that area. And obviously they've done that by doing some unilateral annexations down this way. The zoning area of influence is something that is imposed by our zoning code which allows a small city some say in zoning cases that fall outside their city limits but within their zoning area of influence. And if their planning commission doesn't like the zoning application and they recommend against it. That triggers a unanimous vote requirement when and if the zoning case comes to your attention, so that's the purpose of the zoning area of influence.

A planning area, a city can designate a planning area under the statutes and it can be much whatever the city decides is the appropriate planning area for its purposes for developing a comprehensive plan. And finally the urban service area that I noted is something that's part of our comprehensive plan that we've adopted with the City of Wichita and again there's a 2010 line and a 2030 line that primarily shows developers where they can expect or believe where that city's services will be available at some point in the future, as a planning tool. Again it's not necessarily set in stone that the city will grow to those sites or provide services to those sites. It's just a guide or a plan. Having said all that, unless there are any questions right now, I think I'd turn it over to the City of Maize."

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Chairman Norton said, “ Commissioner Sciortino.”

Chairman Sciortino said “Would you point on the map to the annexation that we’re dealing with, exactly where it’s located on the map?”

Mr. Parnacott said, “It’s this little blue shaded line or shaded area, right here. This should be 29th, I believe.”

Commissioner Sciortino said, “ Just keep your arrow on that because I’m doing this primarily for people that might be watching on television, that that’s the area that were dealing with right there.”

Mr. Parnacott said, “Right there. It lies between 31st and 33rd street on the west side of Maize Road. It’s about 34 homes it’s a subdivision that I think was platted back in the ‘50s. I don’t know when the homes were developed, but it’s been around for a while.”

Commissioner Sciortino said, “Because this map that I’m looking at shows a little bitty blip just a little north of that. Is it just this rectangle area on the map that were looking at?”

Mr. Parnacott said, “It’s the rectangular area that starts at 31st street and Maize and then goes west to. I don’t know if that’s the half-mile, quarter-mile, but then north to 33rd then back to Maize, so it’s a rectangle.”

Commissioner Sciortino said, “Okay. All right then, fine. That’s all I have.”

Chairman Norton said, “I think that’s all right now, Bob. I would like to explain kind of the protocol that we’ll accept today. I’m going to ask that the City of Maize deliver their presentation first. They can take as much time as they’d like, City of Wichita can go second. They can have as much time as they’d like. Then I am going to ask each city for five minutes of a closing statement. I don’t really see it as rebuttal or debate. I see it as a closing statement, and then we’ll open it up for five minutes for any citizen that would like to give some input and at that point then we’ll offer it up only to the bench to make comment and ask questions. So that’s really the format we’ll follow today and with that. We can get started if the City of Maize would like to come forward and give a

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presentation.”

Mr. Clair Donnelly, Mayor, City of Maize, greeted the commissioners and said, “The annexation that Maize has been working hard on was not a spur of the moment idea. Maize’s desire to grow, the lack of a water system has prevented this growth until the last few years Maize has invested a lot of money for a small town in the last ten years or so, \$300,000 for a new sewer plan, \$5 million for a city water system and 80 thousand plus to develop our sewer line south of 37th Street, which with the annexation that Wichita a couple weeks ago, we’ll have to change that a little bit. We can and will provide water, sewer and police protection to the new areas of Maize. I hope this includes the Belle Park Addition, which you are voting on today.

I would like to give you some history. In late 1994 or early 1995 Maize staff, me, with Chris Churches, Greg Ferris and staff, for the purpose of Maize purchasing water from Wichita, the water line was to follow the K & O railroad line to about 21st and Ridge, Maize expressed their desire to develop along and around the water line. As this meeting was coming to a close, Wichita told Maize that in order to purchase water from Wichita they would have to agree to a boundary line that left Maize no chance to grow east or south. This offer was turned down by Maize. This started Maize looking for water lines. In 1999, Maize found out that there were water rights available around 119th street and 29th street.

Maize was successful in obtaining these water rights and started planning a water system. When we applied for these water rights from the Kansas Department of Water Resources our area of service included the proposed new Maize school at 31st and Tyler. When Maize purchased the land for wells, Maize was donated the old Coleman property at 119th and 29th for a park. This was donated by Mr. Dugan. Maize thought that the new school property and its new park area should and would be our south city limits. Maize City Council, at this time, asked the Maize Planning Commission to start redeveloping our comprehensive plan.

Maize city council’s idea was to develop along and around our water line as before in 1994. In December 2002, in a meeting with Wichita, Sedgwick County and Maize concerning the Dugan Park property at 119th and 29th, Sedgwick County suggested Maize and Wichita should start having meetings to set city boundaries, which Maize started trying to make happen in January 2003, Maize finally had a meeting with Wichita City Council and staff to discuss the two city’s boundaries. We had this meeting with Wichita City Council members Bill Gale, Bob Martz and Wichita staff members. Maize left that meeting thinking Wichita was willing to work toward a common goal and that a workshop would be set up between the two cities, the two city councils. On January 21st, Maize City Council members received a letter from Wichita city council members, from Bill Gale

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and Bob Martz, again denying Maize any growth to the south or east and stopping that meeting, that was, we hoped would be scheduled.

They also stated in that letter that acceptance of Maize's proposal would hinder and prevent proper growth of Wichita. Maize City Council members, myself and Ray Herdon sent a return letter to Wichita City Council members Gale and Martz expressing our disappointment with their letter and saying that the City of Maize adamantly disagreed with their findings of fact, in their letter. In our letter to Gale and Martz, Maize again asked for a joint workshop to discuss city limit boundaries. No response from the City of Wichita. Then Maize found out that the Wichita was going to annex a lot of property that had been in the discussion, including three pieces of property that Maize had annexed and had paper work on. We didn't have consent so we had to go the sixty day route there.

I called the new Wichita mayor Mayans and asked if Maize could speak to this issue before the Wichita City Council voted on this annexation. He wasn't sure of the procedure and didn't know if we could speak or not, but he thought that we should work together as two councils. When we spoke to the council, Maize asked the new mayor and council to postpone this vote and take time to study what they were voting on, but they voted to annex anyway. I'm trying to show that Maize had tried to work with the Wichita, but it has not been successful. Wichita states they have spent \$30 million on their sewer plant, but Maize has spent over, close to a million on water, sewer and we need to be able to grow to the south to expand our tax base, to support the infrastructure required by the large amount of Wichita children that come through the Maize school everyday. I would appreciate voting in favor of Maize there. Thank you."

Chairman Norton said, "Don't run off Mayor. Let's be sure. Are there any questions from the Commission while we've got the Mayor here?"

Commissioner McGinn said, "Ah, I may call him back up, but right now I don't have anything."

Chairman Norton said, "Right now we're okay?"

Mr. Donnelly said, "Thank you."

Chairman Norton said, "Okay, thank you. Do we have anyone else that wants to speak for Maize? Okay, Carol. That's fine."

POWERPOINT PRESENTATION

Ms. Carol Bloodworth, City Administrator, City of Maize, greeted the Commission and said, "I've been there for about three years, but I have been a city administrator in Sedgwick County for about

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15, so I've been through this process for a long time. I want to talk to you a bit today about the information that was given to you about the planning commission and the process that goes on, as far as how decisions are made and why Maize has made, some of the decisions they have made.

Well, somebody's got this backwards. We're talking about the Belle Park annexation and the basic facts are that this was platted in 1956. It is an established, developed neighborhood. It is not something where a development is going to happen. The properties are already developed. This is a headline out of the Wichita newspaper in 1996 'Maize's stunted growth lacking it's own water system. Maize is missing out on population explosion occurring in many small towns surrounding Wichita' and this is exactly what was happening, because Maize did not have a water system and they were not able to provide the services that were necessary, to take care of an urban area.

In 1991, Maize updated it's comprehensive plan but as you can tell from that headline, this was prepared before the development of our water system or the construction of our new sewer plant .a Ad we were fortunate enough to receive from you, in the year 2001, a 21st century grant to update our comprehensive plan and we are in the process of completing that now. But the land use portion of that has already been completed and adopted. And, this is a copy of the land use plan for commercial and industrial development that the planning commission has recommended for the City of Maize. There are several properties that have come to us for zoning within our area of influence that were decided, based on this land use plan. Maize has an interesting situation that I'm sure that were all counting our money. However, if you're in Maize you're not counting a very, very large amount.

A mill in Maize, one mill will bring in \$7,991. That doesn't repair many potholes when you have 42 buses going up and down your streets. We have two high schools, four elementary, one middle school and district offices and all the other buildings that go along with that, that are within our city limits now. This does not include the Maize Middle School that is being built at 37th and Tyler. There are 5,600-plus students and 700-plus teachers who come to Maize every day and only about two percent of the students now are actually from the actual city limits of Maize, but these people paid their property taxes elsewhere. Someone else gets the money to maintain their streets and roads. And before we began this annexation project 40 percent of all the property within the city boundaries of Maize was off the tax rolls. Now it's very, very difficult to operate a city when you have 40 percent of the property not paying taxes, but requiring very, very heavy services. This is,

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ah, what the Mayor said, we have invested \$5,300,000 in our water system in order to have the ability to grow our tax base to support this school system.

Our sewer plan enlargement was \$2,900,000 and our sewer line extensions that we are ready to let for bid right now to go south on Maize road to serve those areas that we have annexed with \$882,000. When you look at this as a percentage of the assessed valuation of Maize, it's pretty scary, but it's something that Maize had to do in order to have any chance of providing decent services for the people who live in Maize and for all those people who come to Maize, both day and night to receive the services. Maize has the newest water system in Kansas and it is supplied only by wells, and it's quality. The state says it's the best water that's been found in many, many years, that we're very fortunate to find, but it needs no treatment other than chlorination and fluoridation which is what were doing.

There was some information in your packet about tapping water lines on the main line coming into town. I've been in the water business for 25 years in towns Maize size and smaller and there hasn't been a one of them that that wasn't something that was done all the time. And our wastewater treatment plant right now is operating at 40 percent of capacity so we have the water rights, we have the capacity at our sewer plant, we have the commitment to install the utilities and some of them have been there for a year already. And we are ready to serve this area when this, we are provided permission to annex. On the comprehensive plan, and this I think is one of the major problems we all have in understanding what is meant by the comprehensive plan, the urban development line, the guidelines for developers showing where the utility services are going to, or when they can be expected in certain areas, in the area up next to Maize most of it is in 2030 range. That's a long time to wait for utility services when you're someone in Maize.

The plan does not state who actually provides those services, it says those services will be available and the other eighteen communities have no urban service boundary around their community where urban services will be available, and it's never been discussed. According to the master plan, in this area the utilities are scheduled for between 2010 and 2030. That's quite a ways down the road yet, ah. The rapid expansion in west Wichita and the resulting growth in our school system has made this a ah, very, very important issue to make. In fact, it's a very survival issue, as far as providing the services and the money to provide the services that are required in the community. There isn't another city in the state that has a problem like Maize does as far as tax base. Goddard is the only one close and Goddard's tax base is almost three times a big as Maize's, but they've had a water system for quite some time. They have a large industrial area.

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Let me go back to those first two, they are out of order. Where's our technical person here? I need to start it over because the first two were supposed to be the last two. Thank you. Drainage, that was another thing that was mentioned in the information that was sent out to you ah, this area is fully developed. Whatever drainage there's going to be already exists. It's not as if we are going to be paving over a lot of other things and creating more drainage problems and creating more drainage problems for Cadillac Lake than are there already. This is a fully developed community. And summary, it's been there since 1956. It's always been considered by the residents as part of the Maize community. The cable system has the Maize city and school district stations, they are not able to follow you commission meeting. I mean, the City of Wichita Commission meeting, we can watch you all the time. We have got to expand our tax base in order to just maintain the basic necessities for our community and the only way that that's going to happen in the near future is to the south of Maize, because that's where development is going to happen and we do have in place and we have had in place for a while the utilities to serve this area. If anybody has any questions, I'd be glad to answer."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "Carol, you started to get my attention about the school system and I hadn't realized that such a high percentage of students live outside the city limit but they're with in the Maize school system."

Ms. Bloodworth said, "Yeah, They're in the Maize school district."

Commissioner Sciortino said, "Now we were talking about loosing funds, but am I right that regardless of who these people in this island annexation become, either unincorporated, Maize, will the school system still get the funds?"

Ms. Bloodworth said, "Yeah, they are in the Maize school district and that doesn't change anything."

Commissioner Sciortino said, "So that's immaterial as to on this particular issue regardless if it's approved or denied the school system still gets the funds that..."

Ms. Bloodworth said, "It makes no change."

Commissioner Sciortino said, "Okay. All right, I wanted to make sure. Thank you."

Chairman Norton said, "Commissioner McGinn."

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Commissioner McGinn said, "But just to clarify that, the tax base of that community would help support the streets of all the individuals that are using the school."

Commissioner Sciortino said, "Yeah."

Commissioner McGinn said, "They would get city tax base to help pay to keep the roads up and those kinds of things, the people that are traveling in there."

Commissioner Sciortino said, "Isn't that the gasoline tax that people pay?"

Commissioner McGinn said, "No, city taxes."

Commissioner Sciortino said, "No I know that. Don't all communities get a gasoline tax for roads that everybody pays, that they get a percentage of or what have you?"

Chairman Norton said, "Yeah."

Commissioner McGinn said, "It'll be decided who gets it depending who gets it depending on how the outcome is today, whether it's Wichita whether its Maize."

Commissioner Sciortino said, "I mean if it's in the unincorporated areas isn't it then our responsibility to maintain those roads and we get tax dollars to maintain those roads and if they become needing maintenance."

Commissioner McGinn said, "Correct, but they don't have like what'd you say forty percent the tax base is supporting ninety percent of the buses and everything else that comes on their roads."

Ms. Bloodworth said, "Now these buses go down residential streets, in fact they go down one that isn't even you know, it's got a block that paved because we can't afford to pave it, it needs to be done badly. But, ninety-seven hundred . . . \$7,991 does not go very far and I don't know whether you can relate to a number that small."

Commissioner Sciortino said, "I got it now, I think, and I understand."

Chairman Norton said, "I see no other questions. Do you have anyone else to present for the City

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of Maize?”

Mr. Richard LaMunyon, Operations Manager, City of Maize, greeted the commissioners and said, “I’m actually talking to you with two hats on today. I have worked with the City of Maize for the last couple years, basically, assisting in the day-to-day operations and personnel and planning and things of that nature. Additionally, I’m a 25-year resident of the neighborhood which you are, have under consideration today. The mayor, I believe, and Carol have done a excellent job in outlining where Maize is at and the need for this particular annexation so therefore, I’m gonna cut some of my comments and give you some personal observations and a little bit of background on it and I’ll try to keep it short and not redundant on some of these things.

First off, I want to personally apologize to the Commission for having to bring this issue to you at all. It should have never gotten to this point in my judgment, and that a boundary agreement should have been worked out between the officials of Wichita and Maize and this was your request last year, and we did make a legitimate effort to accomplish that. But I’ve always prided myself on the ability to deal with difficult problems and the ability to reach compromises I’ve always found accommodating to everyone involved. But it’s very difficult to reach an agreement with someone if you’re the only one if you’re the only one in the room. So when it became clear that Wichita was not going to negotiate with us or discuss this with us, Maize had to move on and the City of Maize, in order to increase it’s most needed tax base and the most prudent and economical way went back to it’s original plan and that’s been stated to you and as the map indicates was to move south along the existing water utility. That was the original plan when we went into negotiations with Wichita. That was our intent and that’s the intent of the comprehensive plan that’s being updated as your aware the water utility as indicated on the map earlier, runs south along Maize road to the northern edge to the northern edge of the Belle Park neighborhood. Then it goes from Maize road to the west back to 119th, then south to the area at 29th Street North.

In addition to this water utility, a sewer extension plan has also been designed and completed and each of you have been given a copy of that with your packet and that correlates with the water utility, with the plans that Maize had all along to annex to the south along its existing utility in regards to the Belle Park neighborhood. The Maize water utility runs from the east to the west, or west to east. However, you want to determine, literally along the northern boundary and touches the neighborhood that we are discussing here today and it’s available right now to serve the area, sewer service will be available when needed and required during the second phase of the design plan that was presented also on the map that was given to you earlier.

If, for some reason, we would have difficulty with Wichita in reaching the ability to complete the second phase, then at that point this neighborhood is a perfect area and candidate for community based alternative sewer plant. We don’t think it will come to that, but we want you to know that the

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bottom line is that the water service is already there and when sewer service is required it will be provided. The streets are currently maintained by Park Township. These services will be immediately assumed by the Maize public works department, which has adequate personnel and equipment to handle this. Police services are available, by the Maize police department. Maize officers are already familiar with the area. They are backup officers to the Sheriff's department that has that responsibility now and, additionally, when the Sheriff's officers, are busy the Maize officers already make calls into that area.

As stated earlier, the Belle Park neighborhood was platted in 1956. It is developed. It's well established. We've been around a long time. The area consists of 38 properties, which are owned by 34 of the residents that live in the area. The total area includes about 80 acres, from the south side of 31st Street to the north side of 33rd, and it runs from Maize Road back to the west to the half-section line. It is currently about 1,500 feet south of the Maize city limits. And I might add, it is a neighborhood of wonderful, caring people who live together in harmony and we help each other out.

You've been provided a lot of information here today and, of course, Wichita is going to provide you some additional information and there's going to be a lot of talk about the Comprehensive Plan, about the Northwest Bypass, about where Wichita thinks and believes it has a right to determine Maize's boundaries, their \$30,000,000 sewer investment, versus our \$10,000,000 sewer and water investment and things of that nature.

Wichita says this and Maize says that, but I think, in reality, what is really relevant is that Wichita really doesn't have . . . Maize has the same rights as Wichita in determining its growth pattern as long as it's in line and does not impede them or interfere with them and we didn't do that. Which, only Wichita can't set our boundaries, they can make it tough and one example I want to give you is, and why it was so important to try to work with Wichita and we were shut off was the City of Maize had already annexed and was in the city limits the northeast and the southwest corners of 37th and Maize Road and as a result of this latest . . . this public emergency that was declared by Wichita, now that intersection on the northwest corner and the southeast corner belongs to Wichita, diagonally across, and on the southwest corner and northeast corner belongs to Maize. Now that intersection is going to be a lot of fun to provide services to and enforce the rules. It really didn't make any sense, so it would have been a lot better to sit down with Wichita and work this out before this happened, but the point is, they legally had the right to do that, they did it, even though

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in my judgment it made absolutely no sense.

I believe the issue here is simply this, should the Belle Park neighborhood be allowed to be a part of the City of Maize, as every resident has unanimously requested, and asked to be, or should it be allowed, against the wishes of everyone that lives there, to be consumed by Wichita. And I will tell you, I was surprised when some of my neighbors, many of whom are here today, came to me with this idea of being a part of Maize. I said, 'well, here's the procedure and here's what is to happen' and I thought, 'well, we'll get . . . most of the people will be receptive to it'. I could not fathom that 100% . . . and it was 100% unanimous, there was no debate, no discussion, I mean it just happened. In fact, if anything, regardless of how this turns out, it's even driven the neighborhood to be closer.

But basically, the Belle Park neighborhood and everybody living there, I believe, after looking at the statute, has satisfied what Mr. Parnacott has laid out for you, and I think the only issue before you, regardless of where we should be or shouldn't be, the fact is here's where we are, is that if this Board, you, allow the 34 homes that occupy approximately 80 acres of land to become a part of Maize, does this in fact impede or hinder the growth of Wichita. That's the question we have before us.

Well, first off, I'm flattered that our little neighborhood is being considered a public emergency in the minds of some, but it really isn't. Realistically, looking at the vast area of Wichita, the volume of which it occupies, this little area is really not even a blip on the radar screen. It's not a bump on the road. It will not, in any way, impede the growth of Wichita. We're not going to stop Wichita. That's not our intent. Our intent was to work with Wichita, develop a mutual boundary that would allow them to simply grow around Maize and allow Maize the necessary growth pattern that would bring the necessary tax base to support our town. And that was the intent all along. And this addition before you is a part of that plan.

Wichita will not be stopped. That was never our intent. Our intent was to work with them, but that does not mean, just because Wichita has the power and the political and the money to do this, that everything they do is necessarily correct. It does not mean that Maize doesn't have the right to also grow in a proper and managed way.

So, I suggest to you that the Belle Park neighborhood has the desire and, hopefully in my judgment, the legal right to be a part of Maize. On an overall scale, this little neighborhood I think, and I don't mean this in an arrogant way, but this little neighborhood is really meaningless to the City of Wichita. It's more of a principle issue with them than it is anything else. But, to the City of Maize, it's very important and to the residents that live there it's very important. So, I thank you for your attention and I hope that you consider the fact that those of us that live in the neighborhood wish to call the City of Maize our home town. If there are questions, I'll answer them now or I'll be happy to come back later."

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Chairman Norton said, "I see no questions at this time. So, thank you. Is there anyone else to speak on the behalf of Maize, officially? Okay. Any questions from the Bench of Maize? Then I would ask the City of Wichita to step forward and present."

POWERPOINT PRESENTATION

Mr. Bob Martz, City Councilman, City of Wichita, greeted the Commissioners and said, "I'm here today representing the Wichita City Council to express opposition to the proposed island annexation requested by the City of Maize. I regret having to appear here today to oppose an action by a neighboring city, but under the circumstances, the City of Wichita has little alternative.

The City of Wichita relies on the adopted Wichita/ Sedgwick County Comprehensive Plan and its growth boundaries for 2010 and 2020 for annexation decisions and capital investment actions. All of our infrastructure master planning and utility expenditures have been guided by this comprehensive plan. We believe that it is the purpose of the comprehensive plan, one that has been duly adopted by the county and the cities involved, including the City of Maize, in 1993 and renewed in 1999 and again in 2002. The comprehensive plan and land use guide was developed and adopted only after a number of meetings and public hearings. I mention this only because our community has relied on this adopted plan to make its investment in growth decisions.

The area proposed by Maize for this island annexation is clearly within the City of Wichita's 2010 growth boundary and is bounded on two sides by the City of Wichita's corporate limits. Because of our reliance on the comprehensive plan, major capital projects have been planned and implemented in this portion of Wichita's growth area.

The City has expended well over \$30,000,000 in sewer utilities alone, not including water and other improvements to serve this area. David Warren, water and sewer director, is present and will address the specifics of the significant infrastructure investments made, in progress, planned and budgeted in a moment.

Wichita city officials met with Maize officials in January of this year. I participated in this meeting as a Council representative of the area. The upshot of the meeting was an agreement to continue to work together to resolve growth issues in this area. Written correspondence followed the meeting. Contrary to the comprehensive plan, the City of Maize proposed that its southern boundary be 29th Street. That is current . . . or was at that time, the current Wichita city limits. The City of Wichita proposed that the northwest bypass corridor, which will be at about the midpoint between 37th and 45th, would be a natural boundary between the two cities and should serve as a growth boundary. This is approximately the area described by the comprehensive plan and to which Maize officials had agreed for the past 10 years.

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This month, Wichita received word that Maize had initiated three further annexations that moved its southern boundaries south of 37th, well in Wichita's 2010 growth area, again in violation of the comprehensive plan and established growth boundaries. In a response to Maize's actions, Wichita acted on consensual and requested petitions submitted to us by private property owners in the areas of Maize Road, north and south of 37th Street. Action was taken on April 15th of this year at Wichita City Council meeting. These annexations were within the established growth boundaries for the City of Wichita.

The requested annexations were from Maize's own school district, US 266. The major tracts of land it owns and the Shellenberg development at the northwest corner of 37th and Maize, which is one-half mile north of the proposed island annexation. Both are well within Wichita's growth boundary. There are a number of important questions that have not been answered by Maize and which I believe you and the County government's decision makers should ask. Does Maize have an adequate plan for developing services to the area, which they say they do in the areas outside their growth boundaries? How will water and sewer services be provided long-term? Public safety services? What plan is in place to alleviate confusion as to which public service entities serve the areas that have been spot annexed? Does Maize have a professional engineered drainage plan for subdivision development, one that will prevent extensive runoff into other areas and significant expense to others to mitigate? How will the additional drainage problems exasperated by additional Maize development outside of their growth areas be solved? For example, the Cadillac Lake area that was just mentioned, that drainage basin affects all of northwest Wichita, not just Maize.

Northwest Wichita suffers from continuing drainage problems. The City has implemented new policies and programs to address these issues. Development of this area, which lies within the City of Maize, if development guidelines are not established and enforced, will cause significant problems and expense for Wichita and County residents.

Wichita city taxpayers will ultimately be responsible for the drainage problems caused by the development of parcels that have recently been annexed by Maize without any regulations, compensation or master drainage controls. What actions will the County take to insure that these localized drainage areas in Maize will not create flood conditions in other parts of the drainage basin. Wichita is committed to providing the most efficient, cost-effective services to its citizens. How will Maize taxpayers also assure that they are receiving the most efficient, effective and highest quality services at the least expense to them and the area plan, if it is not followed? The City of Wichita believes that if the Board of County Commissioners approves this island annexation, this action will hinder the proper growth and development of the City of Wichita.

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Approving this annexation into Wichita's growth area is a complete infringement upon the growth boundaries that have been accepted by Sedgwick County, Wichita and the small cities. For all of the above-mentioned facts, based on the Comprehensive Plan and for the questions and concerns not yet addressed, the City of Wichita opposes the island annexation and requests that you deny the island annexation application submitted by the City of Maize. Thank you for allowing me to talk. If you have any questions, I'd be glad to answer them."

Chairman Norton said, "I see none right now, Councilman Martz, but you have other people to present for the City?"

Mr. Martz said, "Just Dave Warren."

Chairman Norton said, "Okay, thanks."

POWERPOINT PRESENTATION

Mr. David Warren, Director of Wichita's Water and Sewer Utilities, greeted the Commissioners and said, "I know that you have heard an awful lot of information this morning and out of respect for your time, I will just add a few remarks to what Council Member Martz has already told you.

The City of Wichita, as you know, has constructed a new state of the art wastewater treatment facility in the vicinity of 135th Street and 37th Street North. This facility was designed to serve the growing northwest area of Wichita, essentially from west of Ridge Road all the way out to near Colwich and south down to Central. Clearly the areas that we're talking about today lie within that drainage basin and are to be served by this facility. Today, Wichita has invested in both water and sewer facilities well over \$30,000,000 in this region in anticipation of serving the customers within that area. Actions which would preclude our ability to capture as much of that customer base as we possibly can makes it difficult to do full cost recovery for those facilities.

We have major infrastructure in 21st Street, in 29th Street, in Maize Road, in Tyler Road and 119th and 135th, and still have things under construction out there, again designed to serve these areas with efficient, effective water and sewer facilities. Thank you for your time this morning. If you have questions, I'll be glad to answer them."

Chairman Norton said, "I see none at this time, David. Thanks. Anyone else from the City of

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Wichita? Is that it for the City of Wichita? Okay. I'm going to offer Maize five minutes of closing statements, if they would like."

Mr. LaMunyon said, "We won't take five minutes. I think what we've stated is there. I'd just like to make a couple of observations and take a little exception. In a logic class I took once in college, it simply stated if something is true, then by the nature of true, anything that opposes that truth is false. In some of the assumptions I think that, in my judgment, that Wichita is working under is false. We didn't violate anyone's comprehensive plan. Maybe we violated the idea that Wichita had in terms of where we should be. In terms of, I think, everything that's been laid out, I think we can show you . . . The exception I have is that Maize is not just a bunch of people that just felt off the potato wagon. We have professional engineers. We have a council that has a vision. We have a planning commission that is well in place. We have plans for the entire area, so in terms of the infrastructure that we are developing, I think it's first rate.

Secondly, the relevance of the idea that this little neighborhood could in fact infringe or inhibit the growth of Wichita I think is ludicrous. Obviously, they're going to continue to grow to the north and to the west, around the City of Maize. That's just going to happen, regardless of where we establish our boundaries.

So having said that, I think everything has been laid out for you, and unless there are questions, we will remain here to answer those if you need me."

Chairman Norton said, "Thank you. I see no questions at this point. Closing statement from the City of Wichita? Okay. I will now open it up for five minutes of comment from any citizen or other participant that would like to speak, either pro or con, for the annexation that is before us today. We'll offer five minutes to any citizen and I would ask that you state your name and address for the record as you come forward."

Ms. Faye Robertson, 10625 W. 31st Street N., Wichita, greeted the Commissioners and said, "I've lived in the Belle Park area for over 30 years. When my family and I moved to this area, west of the Big Ditch, there was nothing but wheat fields and a few farm houses and I never dreamed that Wichita would be at my backdoor one day.

After moving to the Belle Park area, our children were involved in the Maize schools, the Maize 4-H program, music, sports, activities in the Maize community. We felt very blessed to be a part of the Maize community. I feel that the Maize community has always been there to meet our needs. We know them and they know us and we've been a part of them and they've been a part of us. Our neighborhood is older and we have established deep roots in the Maize community and I just ask

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that you not uproot our community and please let us continue to be a part of Maize and let us be annexed into that city. Thank you.”

Chairman Norton said, “Thank you, Faye. Anyone else that would like to come forward?”

Mr. Don Henkle, 10601 W. 33rd Street N., Wichita, greeted the Commissioners and said, “My wife Wanda and I live at 10601 West 33rd Street. We’ve lived there for 31-plus years. Our children have attended the Maize schools, as well as most of the other children from our neighborhood.

Over the years, we’ve had a very good working relationship with the City of Maize, doing as much business with the merchants there as possible. When it comes to the neighborhood, to hook up the utilities, we already have the water line there and the water, we know, would be much better coming directly from the equus beds than the smelly water that’s coming out of Wichita at this time, where half of it is coming from the lake.

We like our neighborhood and we feel that we would like our tax base to go to the City of Maize to offset some of the expenses that they have up there, rather than seeing that tax base come in to the City of Wichita for projects in the downtown area. Thank you for your considerations.”

Commissioner Winters said, “Thank you.”

Chairman Norton said, “Is there anyone else to come before us? Any other citizens? At this point, I will limit the comments to the Bench and any questions. We may call some folks back up to answer some questions at this point. Bob, why don’t you put the map, the original map back up.”

Mr. Parnacott said, “We had some additional maps that the City of Wichita had provided us to show up on the screen. As you can see, we had some glitches in trying to get them displayed properly. They are all part of your packages though and they follow the report that’s under tab ‘c’, entitled ‘chronology of development’.”

Chairman Norton said, “Commissioners, any questions or discussion? Anyone we want to bring back forward to . . .?”

Commissioner Sciortino said, “I just have . . . I have a question.”

Chairman Norton said, “Commissioner Sciortino.”

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Commissioner Sciortino said, "I'm a little . . . I'm looking at this last map here that you're showing me. I don't know if you have it. It's on the last page. It's the last map on the book. It's the last map . . . it's actually the last page of this black book, the map. It's the last page of the black book. If you open up the book, it's on the right-hand side."

Mr. Parnacott said, "Let me make sure I've got the right map. I'll put it up on Elmo. The one that looks like this?"

Commissioner Sciortino said, "Well, mine is in color."

Mr. Parnacott said, "Okay."

Commissioner Sciortino said, "Hold that map up to me and I can tell you. That's the map. Now, I know there's been a lot of annexation going on real quickly by the City of Wichita. There you go. Is that . . . the red area, which turns out to be like burnt something there, that's the area that's proposed to be annexed by Maize?"

Mr. Parnacott said, "This is the island annexation."

Commissioner Sciortino said, "What is that white area just north of it?"

Mr. Parnacott said, "I believe that is called Kramer tract."

Commissioner Sciortino said, "No, no. Is that unincorporated area?"

Mr. Parnacott said, "It is unincorporated, yes. The City of Maize is in blue on this map. The City of Wichita has got this."

Commissioner Sciortino said, "Okay, all right. That's what I was wondering. So that area is unincorporated. Nobody has annexed that area right now."

Mr. Parnacott said, "That's correct."

Commissioner Sciortino said, "Okay. And the other . . . this is a request to annex this into Maize. If, for some reason, it gets denied, nothing changes, right? It just stays the way it did."

Mr. Parnacott said, "For now, it stays as unincorporated but I believe one of the maps that the City of Wichita provided us suggested that this is a proposed annexation for them. I can't address that. I just see that on the map legend that indicates that it's also proposed annexation by the City of

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Wichita.”

Commissioner Sciortino said, “All right. And that area to the west of them is unincorporated area right now as it sits.”

Mr. Parnacott said, “That’s correct.”

Commissioner Sciortino said, “Okay. I just wanted to make sure. I didn’t know if they had already annexed that area to the north of this island. Okay. Thanks, that’s all I had.”

Chairman Norton said, “Commissioner McGinn.”

Commissioner McGinn said, “One question, or I guess maybe a comment right now. In looking at the one with the service areas, the 2010 service area, it appears Wichita has gone past that and then it looks like 2030, Maize area has gone past that. Those service areas, I believe, change when we update comprehensive plans, adjust it, those kinds of things. Correct?”

Mr. Parnacott said, “That’s correct. I mean, these lines were changed, I think, in 2002.”

Commissioner McGinn said, “These are just guides that we put in the comprehensive plan?”

Mr. Parnacott said, “That’s how it’s referred to in the comprehensive plan.”

Commissioner McGinn said, “That do get changed, over time. Okay. The other question I had for you, Bob, I guess the question of hindering the growth of a community, and maybe Richard or Carol needs to come up here for this. Are there some growth constrictions for Maize to the north and to the west? Just curious.”

Mr. Parnacott said, “I think the City of Maize could probably address that easier than I could, but I would point out that if you remember, a couple of years ago, the City of Maize came to us for a county approved annexation which I believe was this area here that they had approached us about and we ended up not approving that at that time, but then they went ahead and unilaterally annexed and I believe they’ve now taken pretty much . . . This is 119th . . . yeah, because I think, originally, they talked about wanting to go as far west as that, so they did grow, over the last year or two, to the west to that point. But I think the City of Maize probably needs to address your question directly.”

Ms. Bloodworth said, “Maize has considered all its alternatives and what the cost of development are in certain areas. As you will . . . I don’t know if I’m going to operate this high tech stuff or not, but as you can see, there is a railroad track that runs all along the east side of the Maize city limits.

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There is, what is it, a 60 inch Wichita water line that follows that railroad track, so if we try to get drainage out of Maize, it has to go under the railroad track and under that 60 inch water line and then we get to K-96. So you have an extremely high expense to run utilities that direction, to the east, because of those things.

Now, our wastewater treatment plant is on that side of the highway. However, the Big Slough sits there, so if . . . we have to think about what costs are. You know, we've about tapped out what Maize is able to do at the time.

If you go to the north, you've still got the railroad track that goes across the north and you are, maybe, well aware of 2000, the year 2000 and the major flooding areas that took place at the 53rd and 119th area and again in the Gird's Addition, we're putting in a new detention pond to help take care of part of that problem, but the problem at 53rd and 119th is still there. This is all very rough ground. Some of it is not developable land. I mean, it's land out there but it is not what you would call developable land for somebody to come in and do an economically viable project.

So, we've got major, major impediments to the north and to the east in costs, as far as serving utilities are concerned. The least expensive way for Maize to provide utilities, of course, is where they already are and along those areas where they already are, and it has always seemed a real problem that we have duplicated facilities, one water line on one side of the street and another water line that was put in by the City of Wichita afterwards on the other side of the street. The taxpayers of Sedgwick County don't really need to have duplicated facilities. It makes no sense to anybody to have those kinds of facilities running right next to one another.

But when you look at this project, I mean at the Belle Park Addition, we're looking at 80 acres. We're looking at a little teeny piece on the boundary of the City of Wichita. It came up . . . \$30,000,000, it's portion of \$30,000,000 has got to be miniscule. It's just a bump in the road."

Commissioner McGinn said, "Carol, I want to go back north to the water line. Is there a problem? You said that you can't go under their water line or over it?"

Ms. Bloodworth said, "It's very expensive to go deep enough to go that direction. Our real problem with that water line is drainage, because where the water line sits, right next to the railroad track, and there's fiber optics in there too and we have put in a \$300,000 drainage project in the Carriage Crossing addition. Most of it was . . . the cost of that was to get past that water line and past those fiber optics and put a detention pond in on the east side of the railroad tracks.

But when they're talking about the northwest bypass that concerns our community very, very much, as the routes that they have chosen goes right through the place where all of our water drains to and we have enough problems without adding another one to it. So, there's just a lot of . . . we need a countywide drainage plan, is what we really need and I've been talking about that for ten years.

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But we need to talk about how water gets out of one community into the unincorporated area through another community on a countywide basis.”

Commissioner McGinn said, “Okay, back to this rail line. Is it the railroad that’s keeping you from being able to solve your drainage problems, or is it the City of Wichita? And I’m just asking this because I’m trying to find out how pinched in you are.”

Ms. Bloodworth said, “I understand. There’s some rumor that the railroad is going to be gone, but that 60 inch water line is going to be there forever.”

Commissioner McGinn said, “Okay. Have you had any conversations with Wichita about working around those issues for your growth to the north?”

Ms. Bloodworth said, “We have not talked with them about . . . a water line that size is there. I don’t know what you do with it.”

Commissioner McGinn said, “I’m just trying to find out how locked in you are.”

Ms. Bloodworth said, “Yes, I would love to have something like that, really would.”

Commissioner McGinn said, “And one other question right now, Carol, is how long has your water line been there, along Maize Road?”

Ms. Bloodworth said, “It was put in last summer. They started putting it . . . Well, they started construction January of last year and it was completed early summer.”

Commissioner McGinn said, “Okay. I’ll . . . if there’s any other questions, I’ll wait, unless you guys . . .”

Commissioner Sciortino said, “No, keep going. You’re on a roll. I like your questions.”

Commissioner McGinn said, “I want to hear from you.”

Chairman Norton said, “Commissioner Unruh.”

Commissioner Unruh said, “I don’t know exactly to whom to address this question, either Maize or Wichita, but is there an identifiable sticking point as to why you could not arrive at a boundary agreement when you were trying to decide where the boundaries of the two cities . . .?”

Ms. Bloodworth said, “We don’t know that. I think it’s the comprehensive plan but we have done

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everything that we could. We started way back, months and months ago, trying to get . . . to talk about it and I don't know the answer to that. I think you need to talk to Wichita about that."

Commissioner Unruh said, "So there were no conversations as saying, 'Well, let's compromise and decide that 37th Street is a boundary between Maize and Wichita'?"

Ms. Bloodworth said, "There was . . . it was supposed to be a talking point, after the first meeting. We understood that they were going to their city council and discuss it and get back with us about that. And instead we got the letter that you have in your packet immediately thereafter and that was the last we heard from Wichita."

Commissioner Unruh said, "Can anyone from the City of Wichita respond to that? I just wonder why there couldn't be some logical resolution to this, rather than having to have us make this type of decision."

Mr. Martz said, "Yes, in the discussion that we had originally, as we stated earlier . . . of course, we have done all of our planning based on the comprehensive plan and what the boundaries were. The first, as far as I know, was in January when they came to us and said they wanted to move their area of influence to 29th Street, which is our current . . . at that time, was our city limits. You know, we had done all of our planning, as far as infrastructure out there, based on how the comprehensive plan was set up. So, we really hadn't addressed having new boundaries until they approached us in January.

At that point, our feeling was that if there was to be a boundary, it should be as natural a boundary as we could locate. Since KDOT is the one that controls where the new northwest bypass goes, I happened to have been in Topeka in late January and asked Ted Miller at that time if they could speed up the process of getting the northwest bypass identified, so that we could come to an agreement. We felt like that would be a good boundary point. It was going to be, obviously, a wide street in there, like K-96 or wider. It would make a good natural boundary, about halfway between 37th and 45th Street. So that was why we had suggested at that point, if you want to call it discussion. Their letter came back and said no, they still wanted 37th or whatever and we'd already said that we felt like the northwest bypass would be a good natural boundary to use and that was where we were."

Commissioner Unruh said, "Okay. Thank you."

Chairman Norton said, "Commissioner Winters."

Commissioner Winters said, "All right, thank you. Well, I'm, I guess, ready to talk about some things that are influencing me and I really think that this 2010 service area that has been in the

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comprehensive plan is pretty important. I think the comprehensive plan was developed in the early '90s and finalized in about '93. There were a lot of meetings, a lot of discussions and, you know, I remember that people did continue to say 'Well, it's just a plan, it's a guide' but you know, you start making decisions about what your city is going to do based on plans and the City of Wichita has now made some considerable investment, particularly in this northwest part of their city, City of Wichita, because of the rapid growth in that area and, if we remember back, it was kind of a arduous process selecting that site for the new wastewater treatment plant, yet it got . . . I mean, there were a lot of reasons why it got there and it appears to me that this 2010 service area is a pretty important line. And, right now, unless somebody's got some other ideas, I'd have to be convinced that we shouldn't really think about where that line is pretty seriously."

Chairman Norton said, "Okay. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. I agree with this 2010 service area. I guess I have a question though, or comment, and that has to do with the infrastructure. Maize already has a water line there. Wichita does not. So they have not made an investment along that line."

Mr. Warren said, "Wichita has a water line in Maize Road, all the way to 37th Street."

Commissioner McGinn said, "To 37th and you just put that in, though."

Mr. Warren said, "Yeah, and we also have one in Tyler Road."

Commissioner McGinn said, "Okay."

Mr. Warren said, "And that's been there for quite some time."

Commissioner McGinn said, "Okay. So, I mean, there's an example of duplication of services that I wish we could have had some communities work out. Maize already had a line there. Now we've got another line there. The . . . as far as the comprehensive plan, I mean, it's there as a guide and I think this 2010 line is certainly more important than the 2030 line. We're going to have more hearing on this, on the comprehensive plan. I hope we do a better job in the future. It's my understanding that . . . I don't know how involved our small communities were in that process. You know, we had hearings. We advertise them in the Daily Reporter. I don't know how many people in Maize get the Daily Reporter to know where that is, where the hearings are. It's my hope that, in the future, so we don't have these kinds of problems, that our planning department will go out to the communities and help them fully understand what these guides mean, what these lines are that are here.

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I'm very disturbed that we're here today on this topic. I'm very disturbed at what I'm looking at right here, as far as the caddy corner cities coming. We've got Maize coming down this way and we've got Wichita coming up the other way. I'm disturbed because it seemed like, perhaps . . . what's today? Was it last summer, Commissioner Winters, that you and I called a meeting, asked the City of Wichita and the City of Maize to come together. We saw this train wreck coming. We were hoping that they would sit down and talk about lines. I understand that that did not occur. In January, Maize sends us copies of this letter after a meeting that they did finally have with Wichita. It looked encouraging. It sounded like, to me, that Maize was looking way up past 29th Street. Kind of sounded like were going to make some compromises, maybe we'll move up to 37th. I see no compromise on the City of Wichita's side. I think that's unfortunate.

Then I read the letter that Wichita sent back to Maize and I'm wondering did I miss something in between. You know, you get one letter that says we're encouraged, we want to continue, we think we have talking points on how to get along. Then I get this other letter that said, 'Thanks for your time, we're moving forward'. I think that's unfortunate. There's comments in there about being a good neighbor. I don't think that's being a good neighbor. I think that we need to sit down and decide these kinds of issues.

So, I'm just . . . I guess, the other question I want to ask Bob Parnacott, while he's standing there. It's my understanding, you know, we don't do a lot of annexation cases. We get to do these wonderful island annexation cases, which are usually pretty messy. But what little I know about annexation law is it was my understanding that the reason cities were given the unilateral annexation authority is, one, to grow, but it was also to shore up lines, straighten out their community. I look at this and I see a mess and I don't think this is the spirit of unilateral annexations. And so, correct me if I'm wrong Bob, but I thought that that was why the state has given the authority to do those kinds of things."

Mr. Parnacott said, "One of the types of annexations cities can do unilaterally, and I'll read from the statute is: 'where the land, if annexed, will make the city boundary lines straight or harmonious and some part thereof adjoins the city, except no land in excess of 21 acres can be annexed under this purpose'. So yeah, that's a demonstration of how the annexation act does recognize that it is nice when we have appropriate and harmonious boundaries. You know, the intersection of 37th and Maize is obviously not harmonious and proper boundary it would appear, because you have the caddy corner situations. I grew up in Kansas City and we had an intersection where we had municipalities on each corner. It was the strangest thing."

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Commissioner McGinn said, “Well, and I think those laws were made for a reason. I’m also . . . I have a great deal of concern. I know how annexations have gone in the past. It ends up, many times, that the county ends up continuing to take care of the road. We annex both sides of it. We continue to let the county take care of the road.

We have this caddy corner situation. I hope no one has a wreck there, because now we’re going to call out the City of Maize, we’re going to call out the Sheriff’s Department and we’re going to call out the City of Wichita to sort out what happened and I think that’s very unfortunate.

Bob, I have another question and I don’t know the answer to this. Received an e-mail yesterday that the City of Maize wanted to defer this and I don’t know if that’s still something they were wanting, I guess to get some more findings for support of their annexation. Has that all been worked out?”

Mr. Parnacott said, “I’d received a request from their attorney last night, whether that would be a possibility, and I suggested they contact the City of Wichita. My understanding is they did not contact the City of Wichita to see if they would agree to a deferral and I’ve heard no request for deferral this morning.”

Commissioner McGinn said, “Okay. I just . . . I guess I would like to know an answer to that, if anybody wants to provide one for me. Is there a need for a deferral? No need for a deferral. Okay. I’ll listen.”

Chairman Norton said, “Commissioner Sciortino.”

Commissioner Sciortino said, “I share Commissioner McGinn’s frustration. It looked like a couple of weeks ago maybe there was going to be a way that the City of Wichita and Maize could sit down and discussion this as just friends and neighbors, but that didn’t occur. And I don’t like having to sit here and sort of play God, when a group of people are saying they want to go this way and to say ‘No, I’m sorry you can’t’. It puts us in a no win situation.

I do agree with Commissioner Winters. I put a lot of stock in the comprehensive plan, when they designate service areas, I’m going on the assumption, and I could be wrong here, that Maize had adequate time to put input into the comprehensive plan and that they were made aware of the meetings and what have you that were discussed, because I think it was . . . even though the public notices weren’t in the Eagle, if my memory serves me right, there was articles and stories in the

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Eagle talking about it and I have to believe that sufficient number of officials in both cities knew what was going on and that if they wanted to enlist the private citizens' support, they could have made contact with those citizens. And usually, when you design an area, and I agree that this is just a line, it isn't set in stone, but it sort of tells me that both communities agreed that that line was reasonable at that time, even though it's dynamic and it changes.

But, like Carolyn said, I don't like having to be in this kind of a position, where we have to make this kind of a decision. And if I just heard right, what's being asked of us today is vote it up or down. There's not a deferral option, so I'll just listen. I guess there's some more questions. That's the end. I'm just making comments."

Chairman Norton said, "Commissioner McGinn."

Commissioner McGinn said, "Thank you, Commissioner Norton. I guess the only . . . I'm going to just make some follow up questions and try a Motion and we'll see where we go from there, so we can just move on. I don't think anybody else has any other questions.

As far as the comp plan, I'm going to still say it's my hope in the future that we do a better job. I feel like our other 19 communities are pretty much alienated in that process. I'm not sure that the right people get contacted. I'm not sure that we go through the right process, and so it's my hope, I think we're coming up for review again, that we as electeds and we as a department, we do a better job in the future.

And then the other thing, you know, I'm just . . . I'm very disturbed about this caddy corner city lines and I guess I'm going to offer a suggestion or an idea, see if it works. I don't know. I agree with my colleagues that, unfortunately, the citizens in this development feel like they're a part of Maize and, you know, when you have Maize cable and you have Maize ties and you have those kinds of things, I think it's unfortunate that, in looking at the 2010 service plan, you know, it just looks like . . . on the map it looks like it's going to become part of Wichita, unfortunately, I mean for you.

But in trying to go back to straightening up the lines, I'm going to make a Motion and see if it passes, my hope is that the two cities will sit down and try to straighten out these lines to make sense for all of our communities."

MOTION

Commissioner McGinn made a Motion to defer for one week.

Commissioner McGinn said, "I don't know what the law is and Bob will have to correct us on

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that, to have the City of Maize and the City of Wichita sit down and see if they can't reach some kind of agreement that 37th Street ought to be the line and I don't know what the procedures are, if Wichita can de-annex 37th Street and Maize Road on the northwest corner and if Maize will back off on the island annexation.

That may be asking for a lot, but when I sit here and I look at communities trying to shore up lines, when I look at public safety, emergency services, I mean, I don't know that I've ever . . . Bob, I guess you alluded to, but I don't know that I've ever seen, on all the maps that I've ever looked at in traveling, cities looking like that. So, my motion is to give the two cities one last opportunity to decide what their lines will be in the future, settle that once and for all and their growth areas and then we'll have another city taken care of.

I know Wichita . . . I mean we've got Park City. They've already grown together. It was not a very pretty site. Thank goodness I wasn't around for that one. I know Wichita and Valley Center have finally grown together and I think now Maize is on the list and they need to sit down and decide those lines as well. So that's my Motion, to defer one week for the two cities to sit down and renegotiate one last time the lines."

Commissioner Unruh seconded the Motion for discussion.

Chairman Norton said, "I have a Motion and a Second and there is discussion. Commissioner Winters."

Commissioner Winters said, "Thank you, Mr. Chairman. I'm probably going to vote against the Motion. I think we're close to needing to settle this here today and I'm a little bit nervous, if we defer this for very long, who will do what next. And so, I'm to the point where, again, I think I'd just as soon make a decision and then they can do whatever they need to do under state statutes.

But I want to make just a quick comment about the development of the comprehensive plan. I've got a document, Wichita/ Sedgwick County Comprehensive Plan planning agenda, submitted to the Metropolitan Area Planning Commission from the Metropolitan Area Planning Department Land Use Research Division dated January, 1989 and there were three primary groups involved in development of that plan, a steering committee that had five city appointees, five county appointees, five advanced plan committee members and ten CPO representatives. Then there was a Wichita Citizens Advisory Committee that had a whole bunch of Wichita folks on it and there was a Sedgwick County Community Advisory Committee that had 19 smaller communities, had five rural citizens, 21 township trustees and some school districts. And the steering committee principally met every two weeks and any time a decision or a task was completed, the plan was to prepare and mail to each of the steering committee members, the Wichita Citizens' Advisory Committee and the

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Sedgwick County Advisory Committee and the technical resources committee the results of those decisions and tasks.

Now I don't know that that was really done, because I wasn't here and wasn't participating in that, but if that plan was actually carried out, I mean, there was a lot of opportunity to discuss what was happening in the Comprehensive Plan. Now, I know we could probably do it better and I think, as we continue to look at the 2030 service lines, maybe everybody will have much more attention about what we need to be thinking about. But I just wanted to make that comment that I think the planning department did a relatively good job of trying to connect folks. So, that was the only comment I want to make, but I think I am going to vote no on this Motion."

Chairman Norton said, "Commissioner Sciortino."

Commissioner Sciortino said, "Well, I'm enjoying sitting here about as much as I would enjoy having a tooth pulled without the benefit of Novocain. But I have the same concerns that Tom has and I guess . . . and I really hope there's a sea change in how we operate in Sedgwick County in the future between all of the communities, because there's 20 incorporated cities and dog gone it, we're all in this same boat called Sedgwick County and we can't have my way or the highway, or . . . I mean, neighbors should be able to just visit across the fence and come to some agreement, without lawsuits and this contentious attitude that I've seen in the limited time that I've been on this Board.

However, based on past performance, my concern is . . . actually, after hearing that the entities don't want a deferral, is for fear that there would be one big land rush during that deferral period and that wasn't the intent of Commissioner McGinn's statement, in hopes that it could be worked out. And that's another concern that I have that there'd be some other maneuverings that would eliminate the reason for wanting people to get together and it's my hope that, in the future, the parties that are effected can just work it out. I mean, dog gone it, we're in the same boat and it's kind of silly for somebody at the back end of the canoe laughing because your end of the canoe has a hole in it. I mean, unless we work together, the canoe sinks. I'm not going to support the deferral. Thanks."

Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. I wanted to Second Commissioner McGinn's Motion in order to get some discussion. However, I guess in a perfect world then we would have this compromise during the next week without any other complications, but it appears, from the testimony that we had today, that the two parties are going to have a real difficult time getting together, since they've known this was coming and haven't been able to resolve it without it ending up for our decision. So, I will not be voting in favor of the Motion either and it would, just as a further comment, it would appear to me that time has passed and the folks that have been involved and the comprehensive plan that's been put in place gives a pretty good indication of what

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everybody's thinking was and that, I think, carries a lot of weight in my judgment. So, thank you. That's all I wanted to contribute."

Chairman Norton said, "Any other discussion? We still have a Motion. Bob, would you put that on the Elmo? I don't know if you can find it otherwise, but that's the one I've been looking at. This really kind of outlines what the Commission has been looking at, as far as the jagged edges. The blue is Maize, the pink is the City of Wichita, the red is the proposed annexation and the yellow is, as I read it, is proposed annexation that has not been done but is proposed by the City of Wichita. Is that correct?"

Mr. Parnacott said, "That's my understanding. The City of Wichita may need to speak or want to speak about the status of those proposed annexations, but that's my understanding."

Chairman Norton said, "Then I would like an answer on that, if that's proposed or supposed."

Mr. Martz said, "The yellow is the proposed that's hanging fire yet."

Chairman Norton said, "Okay. Has it been moved forward in any manner, Bob, as far as legally, is it on the books anywhere, has the planning commission looked at it?"

Mr. Martz said, "Not at this point. I just know that those are areas that are being looked at. The ones on my right, part of it is the balance of, for instance, of the . . . from 37th . . . I'm having trouble with . . . part of that section in there off of 37th on the right is the balance of the new Maize school, K through 12."

Commissioner Sciortino said, "Where is that, Bob?"

Mr. Martz said, "Okay, this is the original Maize right here, what's currently under construction, the Maize school. This little part over here, Maize school district asked us to annex. That's what we did on the 15th. The balance of this yellow part is the balance of the Maize area. My understanding is that, at some point in time, they will also come to us and ask for that to be annexed. I'm not sure what this area is up here, other than the development that is being looked at . . ."

Chairman Norton said, "Is that not the Bob Scott Prairie Pines?"

Mr. Martz said, "I'm not really sure."

Commissioner Sciortino said, "What is it, Jim?"

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Mr. Jim Weber, Deputy Director, Public Works Department, said, "The very north part."

Commissioner Sciortino said, "Of the Bob Scott area, okay."

Mr. Martz said, "She said that is Scott."

Chairman Norton said, "And the white piece that looks like Utah, isn't that Bob Scott?"

Mr. Martz said, "That has not been . . . that's not been talked to us at all yet."

Chairman Norton said, "Okay. Talk about the little pieces right there that you're pointing at. Those are all . . . can be unilaterally annexed, because they are contiguous?"

Mr. Martz said, "All of this could be unilaterally annexed."

Commissioner Sciortino said, "By either party."

Mr. Martz said, "This down here could also be and actually all of this could be."

Chairman Norton said, "Is the City of Wichita above 37th Street considered an island annexation, or is that contiguous?"

Mr. Martz said, "No, it is not. It was touching right here and it was a request."

Chairman Norton said, "Okay, that's fine."

Mr. Martz said, "This is part of the Shellenberg . . . Shellenberg requested that we do this part here. We've also had, I think, a couple of areas right in here that have been requested to be annexed."

Chairman Norton said, "The large Kramer piece which I think is the grass farm, that's about what, 90 acres?"

Mr. Martz said, "Ninety-five."

Chairman Norton said, "Ninety-five acres. Status there, obviously it's over 21 acres, so you can't take it unilaterally."

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Mr. Martz said, "It has to be requested."

Mr. Parnacott said, "Or consent."

Commissioner Sciortino said, "Or platted."

Chairman Norton said, "Now there are big pieces of Kramer property up along where the bypass would go through. Is that the same family that owns all of that?"

Mr. Martz said, "I believe so."

Chairman Norton said, "I guess what I'm getting at, depending on which way all those properties would go, you could get into a real bind of how that's developed, because that's 94 acres and then many more acres up further and if those are requested, either way, it's really going to complicate the zoning of that particular area, the annexation of that particular area."

It does not seem to me to make sense of why some of those other areas further north have not been taken into Maize before we've gotten so far to the south, other than it runs along a corridor of Maize Road, but that gives us a finger that could eventually poke right down in the middle of where Wichita is going, depending on how someone else asks for annexation.

I wrote down just a few things that I think we need to . . . that are comments that I'd like to make. First of all, I see this as a David and Goliath situation."

Mr. Parnacott said, "Could I interject one thing. The City of Maize requested an opportunity to make one comment about this proposed annexation discussion you just had. The City of Maize would like to make a small comment."

Chairman Norton said, "Well, at this point, I'm going to limit everything to the Bench."

Commissioner McGinn said, "I have a question for Bob on this topic, unless you want to wait. If you want to go ahead, that's fine."

Chairman Norton said, "No, I'll defer to you but I would like to come back to my comments."

Commissioner McGinn said, "Okay. It was just while you were on this, for Bob Martz. Back to this map, that's why I wanted just to stay on that for just a second. So, Bob, what's the future? Is Wichita going to come up and take the west side too? And then, I guess that's one question. And then the other question is . . . I guess . . . and it sounds like you haven't had any discussions, but I

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have some real concerns about Maize's growth to the north. If your waterline is hindering some of their drainage solutions or whatever, I don't know. So I guess my first question is do you know what your plans are as far as going to the west?"

Mr. Martz said, "I think that the growth pattern that we're looking at is west, northwest if you may."

Commissioner McGinn said, "Along that 2030 service area?"

Mr. Martz said, "Right. And there's some spotted developments out there right now, but nothing that's been requested for annexation at this point in time. Today, for me, it was the first time the water line had come up. I know we have a water line out there. We've got wells out in Bentley. We haven't asked annexation all the way to Bentley on our waterline out there, so that hasn't come into play. But we have, as far as other growth, we've always of course encouraged Maize to grow north and west, that we've always encouraged that aspect of it."

Commissioner McGinn said, "Okay. So, I guess then if that is the only direction they can grow, it looks like and maybe west of the 2030 service line, you all would be willing to sit down and work out this problem that they're having with your waterline?"

Mr. Martz said, "Sure."

Commissioner McGinn said, "Because I mean, a town that small is not going to have just all kinds of money to fix that kind of situation."

Mr. Martz said, "Commissioner, we have always encouraged, as far as I know, and I personally have always encouraged growth from Maize west of Maize and north and if there's something we can do to try to help them, yes we probably would like to help them on that."

Commissioner McGinn said, "Okay, thank you and go ahead. I'm sorry."

Chairman Norton said, "Okay. Commissioner Sciortino had a comment."

Commissioner Sciortino said, "I just had a question, Bob. The yellow area that would be east of Maize and south and a little east of Maize, since that is abutted by both the City of Wichita and Maize, could either one do a unilateral annexation?"

Mr. Parnacott said, "Either city could proceed unilaterally to annex properties that are adjacent, that are platted or that are consented to."

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Commissioner Sciortino said, "So potentially, if they felt it was appropriate, Maize would have some growth to the east there, or southeast. I mean, in other words they both have the options, unilateral."

Mr. Parnacott said, "They have equal rights under the unilateral . . . under the annexation statute to unilaterally annex, as long as conditions are met for either city."

Commissioner Sciortino said, "Well, okay that's all I have, except just for a comment. I am really encouraged by what City Councilman Martz just said about the willingness to visit, as I was when we had our En Banc meeting between the new city electeds and us, and it's my hopes that these things can start to be resolved in a more peaceful, amicable manner. And I have no reason not to believe that they can't. Okay, that was my question. I'm sorry."

Mr. Parnacott said, "I think originally we interrupted the Chair."

Chairman Norton said, "That's okay. I'm old enough, I've forgotten that you've interrupted me."

Commissioner Sciortino said, "He's probably forgotten what his comments were."

Chairman Norton said, "No, I write them down. Well, I see this as a David and Goliath kind of situation. The rock that's being thrown is an annexation. You know, it's to set a boundary to noodle the big guy, to not let them just take over whatever they want to and it's very upsetting to me that we have to come to this point.

I've got to tell you, I come here being a small town mayor and small towns have every reason to try to set their growth boundaries and to set a course that will be good for their community. But they also live in an environment where they have to be good neighbors and smart about what they do and not do these kinds of, what I consider, in your face kinds of annexations.

I really don't know where they came from, as far as their engagement in the Comprehensive Plan, but I can guarantee, when the Comprehensive Plan was on the table and I was the Mayor of Haysville, I made it to every meeting. I advocated for my city. And one of the things that I see that's wrong with small towns sometimes is they get in their own little world and it's small town stuff, but they forget that they are growing, they want growth, but they have to be connected to a larger community, which is in Sedgwick County and is governed by a comprehensive Sedgwick County/ Wichita Planning Commission.

Now, even though you have your own planning commission, you need to be engaged with the

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Comprehensive Plan, because boundaries will be set, service areas will be set and you're not at the table engaged in that.

I understand that from a very deep level, because I did it as the Mayor of Haysville and I made sure that when discussions came up, when we talked comp plan, when we talked service areas, areas of influence and boundaries, that Haysville was engaged in that.

And as I read all this, I'm not so sure at the time the comp plan was being done that Maize was engaged. Now, I don't know that it was because they didn't get the right memo or ask to be there, or if they just didn't pay attention. I don't think we'll ever find that out, but I think it's imperative that small towns, all 19 of them, understand that if they want to be a part of the community and control their growth, they have to be at the table. They have to show up. And sometimes they may not get the memo, but they've got to keep their ear to the ground and understand that they're not insulated, they're not in a bubble, they are a part of the greater community.

The other part that throws us off is that there's a change in the electeds, particularly in small towns. City councilmen roll over pretty quick. Mayors change relatively often and they're not engaged in the larger community and they need to be. It's extremely important.

I think it's okay to advocate for your city, but I think it's not okay to not compromise for the greater good of the whole community and it looks to me, as I look at this chopped up plan here, that the word compromise has never ever been talked about or come to the table and that saddens me, because I believe that's extremely important in the world of government and it doesn't look like there's been any look at compromise. It looks like there's been a land rush to try to make sure that there's stakes in the ground.

It doesn't seem to me that we're using any planning sense from either side of the argument here. You know, we pay a lot of money as Sedgwick County to put money into a planning department that would hopefully bring people together to do the good work of comprehensive planning for the whole county. And I'm just extremely upset that this is what planning looks like, you know. My four-year-old granddaughter with a crayon could do better than this. It's just sad that we have to deal with that as a County.

As we move forward, I think it's going to be imperative that our planning department, the comprehensive plan folks that adhere to the comprehensive plan, make sure that small towns are engaged continuously all the time. They have their own planning commissions, but you know what. They get caught up within the boundaries of their planning and don't always look a little further on the outside. They have to be attached to comprehensive plan continuously to make sure that we have good decisions.

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Having said all that, I really don't feel we should defer and I probably will upset a few citizens that live in that red area, but it does not seem to me that that island annexation does anything for good planning and that I would be opposed to the annexation today, as it stands.

Now if someone of different ideas would like to defer and to move forward with letting some decisions be made or some compromises be made, that's okay with me, but as far as I'm concerned that does not make good sense. It just increases the helter-skelter planning that's already happened up there and that at some point, if those two entities can't work it out, then I guess five of us as a Board of County Commissioners will make it happen and I don't think that's the way we should have to do this, that we shouldn't have to make that decision, but I guess since we pay a pretty good amount every year to the Metropolitan Area Planning, then we get the right to make this decision and we may have to.

I would entertain any other discussion from the Bench. We do have a Motion. If somebody would have other discussion or want to call the Motion, we could do that.”

Commissioner Sciortino said, “Well, I just have one other just final comment and then we have to get past this thing. Regardless of how this goes, I would hope that if we deny this Motion that the City of Wichita doesn't take that as just a license to go ahead and rush for annexations that perhaps maybe you could sit down with Maize and visit a little bit. And I don't know about this de-annexation thing or what have you, but that one intersection is going to be a problem and I'm heartened by the fact that, with newly electeds on the city side and we've had a newly elected person, that this type of confrontation can end and people can sit along and just get along as neighbors and I would be hoping, like City Councilman Martz said, a willingness to visit with them and try to assist people and work out a plan that looks like a plan and not a jigsaw puzzle that's been taken apart and thrown up in the air and where the chips fall they can fall. That's all I have.”

Chairman Norton said, “Any other discussion? We have a Motion and the questions been called. Clerk, call the roll.”

VOTE

Commissioner Mark Unruh	No
Commissioner Tom Winters	No
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	No

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Chairman Norton

No

Chairman Norton said, "I would entertain another Motion or discussion."

Commissioner Sciortino said, "Well, I'll try a Motion."

MOTION

Commissioner Sciortino moved that the Board find and determine that the proposed annexation will hinder or prevent the proper growth and development of the area and of the City of Wichita and I'm basing my motion on the findings that the land use guide and Sedgwick County development guide, as part of the overall Sedgwick County/ Wichita Comprehensive Plan does show the area proposed to be annexed as included in the 2010 urban service area for the City of Wichita, and further, the purpose of that designation is to identify Wichita's urban fringe areas as the area where the City expansion and extension of municipal services and infrastructure should be focused during the period from 2002 to 2010 and in reliance on that designation, the record reflects a significant amount of infrastructure investment by the City of Wichita in the areas of wastewater and water supply systems. The area proposed for annexation is also outside the area designated by the comprehensive plan as being part of the City of Maize small city growth area, and those are the basis I'm using to make this Motion.

Commissioner Unruh seconded the Motion.

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

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VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	No
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, "Commissioner McGinn."

Commissioner McGinn said, "Thank you. I'd like to have an opportunity to explain my vote just for a minute. My vote has nothing to do with whether I'm for or against Maize and it has nothing to do whether I'm for or against Wichita. I have some concerns. It has to do with Maize's ability to grow in the future. Wichita can grow in many places. Maize doesn't have that opportunity. It looks like they're very much locked in. I have some concerns about how Maize will pay for their infrastructure and the fact that their waterline was here before anyone else's and now we have duplication of services. I have concerns about how Maize, in the future, is going to tackle some of their problems as far as . . . I'm not sure if I remember the number, 90% of the students live in Wichita, but yet they don't receive the tax base to take care of all the buses that drive on their city roads and those kinds of things. I hope that's something that they can work out in the future.

I also hope that Wichita and Maize comes up with some kind of an interlocal agreement for public safety at 37th Street and Maize Road, as well as the roads that are being annexed. I think that's a really bad situation and especially when it has to do with public safety and emergency services and those kinds of things. And frankly, I just think this is a mess. It is, it's the worst thing I've ever seen as far as any kind of annexation. I think it's unfortunate that the cities did not work together in the past. I hope that they do in the future. I have hopes. I want to thank Councilman Martz. He has been over and visiting with us, trying to explain their side of the issue and I certainly appreciate that. The City of Maize, that some of their administration has been over trying to help us understand their point of view. I just hope that this is a new day in the future, because we're going

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to continue to have these growth issues and I hope that we can handle them differently in the future. For my colleagues, I'll just share with you that all my cities almost now have grown into the City of Wichita and these lines have pretty much going to start being established, with the exception of one and that's Sedgwick. So maybe some day I'll be in the City of Wichita, I don't know. But that's way up there by the border, but these are things that I'm coming towards completion on these kinds of issues for my cities, and so it's my hope that in the future you all will see this coming for some of your cities and perhaps some interlocal agreements or decisions can be made in the future. Thank you."

Chairman Norton said, "Thank you. Thanks, Bob. Clerk, call the next item."

E. DIVISION OF CULTURE, ENTERTAINMENT AND RECREATION.

1. CONTRACT WITH PERKINS LIVING TRUST FOR PURCHASE OF APPROXIMATELY 50 ACRES OF PROPERTY ADJACENT TO LAKE AFTON PARK.

Mr. Ron Holt, Director, Division of Culture, Entertainment and Recreation, greeted the Commissioners and said, "This is a request for approval of contract for purchase of land only between the County Commissioners and Perkins Living Trust for the purchase of approximately 50 acres that borders Lake Afton property.

The purchase of this property was sort of to buffer the Lake Afton property from any housing or other development, as well as to protect the lake from any resulting groundwater runoff and I would recommend approval of the contract, authorize the Chairman to sign and authorize the Chairman or his designee to sign any other documents related to the transactions."

MOTION

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

Commissioner Winters seconded the motion.

Chairman Norton said, "I have a Motion and a Second. Any discussion?"

Commissioner McGinn said, "Yeah, why not.

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Chairman Norton said, "Commissioner McGinn."

Commissioner McGinn said, "I'm telling Ben not to talk anymore. I just wanted to make a point real quick about this, is that I think this is very important because of some of the state's TMDL standards as far as what KDHE has passed down, non-point-source pollution, Lake Afton is on that list of things to look at. And so I think this is going to give us a great opportunity to deal with some of those problems and also provide some land space for our citizens to go out and enjoy as well. Thank you."

Chairman Norton said, "Okay. Any other discussion? Clerk call the roll."

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, "Call the next item."

2. AGREEMENT WITH NETVISION TECHNOLOGIES FOR CONTINUED ADVERTISING RIGHTS AT KANSAS COLISEUM, AND CONTINUED HOSTING OF THE COLISEUM WEB SITE.

Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, "This will continue our relationship with Netvision and add a very important component. It will allow us to interact with those visitors who chose to receive this information, advanced notification of events, as well as copies of those press releases and any other special promotions affiliated with events. We recommend approval."

MOTION

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

Commissioner McGinn seconded the motion.

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

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VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, "Next item please."

F. AGREEMENTS (SIX) TO PROVIDE TRANSPORTATION FOR ELDERLY DISABLED PERSONS.

- 1. TIMBER LINES TRANSPORTATION**
- 2. GOLD STAR MEDICAL TRANSPORTS, INC.**
- 3. FRIENDLY SHEPHERD, INC.**
- 4. WISDOM TRAVELS**
- 5. TRAVELIN' TAXI, INC.**
- 6. AMERICAN CAB, INC.**

Ms. Annette Graham, Director, Department on Aging, greeted the Commissioners and said, "The transportation program which started in 1998 in Sedgwick County have agreements every year with vendors to provide specialized transportation in the County. Rides are for the elderly and persons with disabilities and they're scheduled through a coordinating center.

The door-to-door assisted transportation is offered 24 hours a day, 7 days a week. This item is an agreement with Timber Lines Transportation, Gold Star Medical Transports, Friendly Shephard Transportation, Wisdom Travels, Travelin' Taxi and American Cab to provide this door-to-door transportation. Vendors are reimbursed \$12 a ride and we would request that you approve this and authorize the Chair to sign."

MOTION

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

Commissioner Winters seconded the motion.

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

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, "Thanks, Annette. Next item."

G. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF APRIL 24, 2003.

Ms. Iris Baker, Director, Purchasing Department, greeted the Commissioners and said, "The referenced meeting resulted in four items today for consideration.

**1) SYSTEMS FURNITURE- FACILITY PROJECTS
FUNDING: CAPITAL IMPROVEMENT PROJECT**

The first item, systems furniture for Facility Projects. Recommend the quote from Goldsmiths' in the amount of \$43,129.48.

**2) SYSTEM FURNITURE- FACILITY PROJECTS
FUNDING: CAPITAL IMPROVEMENT PROJECT**

Item two, system furniture for Facility Projects. Recommend the quote from Goldsmiths' in the amount of \$38,528.33.

**3) 2003 BM-1 OVERLAY- PUBLIC WORKS
FUNDING: SALES TAX**

Item three, 2003 BM-1 overlays for Public Works. Recommend the low bid from Ritchie Paving in the amount of \$2,238,444.09.

4) TRAFFIC LINE PAINT/ GLASS BEADS- PUBLIC WORKS

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FUNDING: PUBLIC WORKS

And item four, traffic line paint and glass beads for Public Works. Recommend low bid on items one and two from LaFarge Road Marking in the amount of \$21,121.11 and the low bid on item three from Flex-O-Lite in the amount of \$4,112 for a grand total of \$25,233.11.

I'd be happy to answer questions and recommend approval of these items."

Chairman Norton said, "I see no questions at this time. What is the will of the Board?"

MOTION

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

Commissioner Unruh seconded the motion.

Chairman Norton said, "I have a Motion and a Second. Just a comment that Goldsmiths' is under a joint governmental purchase contract."

Ms. Baker said, "Correct."

Chairman Norton said, "Clerk, call the roll."

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, "Next item."

CONSENT AGENDA

H. CONSENT AGENDA.

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- 1. Donation by Andover Cub Scout Pack #533 of \$50, to be used for the Emergency Management K-9 search team.**
- 2. Amendment to Lease Agreement with KVR Properties, LLC for property at 714 South Hillside that is used by the Health Department.**
- 3. Agreement with Wichita A Community Together Succeeding On Truancy, Inc. for Sedgwick County to sublease property at 420 East English, Suite B, Wichita that is used by the Department on Aging.**
- 4. Agreement with Wichita Festivals, Inc. for Sedgwick County to provide a \$4,000 sponsorship for the Wichita River Festival diversity event.**
- 5. Order dated April 23, 2003 to correct tax roll for change of assessment.**
- 6. General Bills Check Register(s) for the week of April 23 - 29, 2003.**

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "Commissioners, you have the Consent Agenda before you and I would recommend your approval."

MOTION

Commissioner Sciortino moved to approve the Consent Agenda as presented.

Commissioner Winters seconded the motion.

Chairman Norton said, "Commissioner Winters."

Commissioner Winters said, "I noticed that, on the Consent Agenda, we are receiving a donation by Andover Cub Scout Pack number 533 of \$50 to be used in the Emergency Management K-9 search team and I doubt if there's any Cub Scouts from Andover watching, but . . . we have a mother of an Andover Cub Scout person?"

Ms. Kristi Zukovich, Director, Communications Department, greeted the Commissioners and said, "Yes, actually Commissioners, Kristi Zukovich, not planning to speak on this item, but both of my boys, Nathan and Brandon, are members of that Cub Scout group and actually another one of the moms out there said, 'Wouldn't it be neat if we had somebody from the K-9 group to come' and you may remember Stephanie Gwin, who was in our office. She brought some folks out there and dogs and it was for the annual Blue and Gold Banquet and a great, great hit. So we were glad that they were able to come."

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Commissioner Winters said, “Well, we certainly want to send them a thank you appreciation from the Commissioners.”

Commissioner Sciortino said, “Is that what motivated them to get together and decide to make a donation?”

Ms. Zukovich said, “They were so thrilled and pleased and it was such great entertainment for the kids and they said, ‘We need to give something back’, because that teaches the kids as well.”

Commissioner Sciortino said, “I’d like to see . . . let’s get that K-9 group out to all the other Cub Scout packs. We need the money. That was great. That was neat.”

Chairman Norton said, “I have a Motion and a Second. Any other discussion? Clerk, call the roll.”

VOTE

Commissioner Mark Unruh	Aye
Commissioner Tom Winters	Aye
Commissioner Carolyn McGinn	Aye
Commissioner Sciortino	Aye
Chairman Norton	Aye

Chairman Norton said, “Is there anything else to come before the Board of County Commissioners today? Commissioner Winters.”

I. OTHER

Commissioner Winters said, “I don’t think we’re going to have an Executive Session are we? All right. Well, two quick comments. I think that we’ve all heard that the military day at the Zoo, I think, was a success. Almost 1,500 people attended over a three-day period, so we thank our partners at the Zoo for assisting the Commissioners in letting that happen.

I did go out to the Coliseum Saturday morning and attended Extreme Weather Fair. That was put on by a number of folks and I put my hat in the drawing for a rain gauge and was successful in winning a Channel 12 Stormteam rain gauge.

So then, after that, stayed out at the Coliseum. Went to the barrel racing at one of the pavilions and

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we had a great morning last Saturday out at the Kansas Coliseum. So, just wanted to share that things are happening at the Coliseum.”

Chairman Norton said, “Don’t put your rain gauge out until after River Festival.”

Commissioner Winters said, “All right, good idea.”

Chairman Norton said, “Commissioner McGinn.”

Commissioner McGinn said, “Thank you. Last Friday, it was the second annual Spruce Up the Town at Cowtown and started out kind of slow whether it was going be a really good event or not, because of the rain. We had some challenges there but Saturday the sun came out and we had a lot of people that didn’t mind scraping and priming and those kinds of things and Commissioner Norton had a bunch of Wagonmasters out there and Commissioner Winters was out there scraping too even and so was Commissioner Unruh and we appreciate it.

Anyway, next Friday and Saturday, because I know Commissioner Sciortino didn’t have an opportunity to get out there, that will be continuing and finishing up that project and I will share that the Wichita Eagle was excited about being a part of this this year. And what’s interesting, their building, a lot of the buildings you can take the sign down and go work on it in the shop. Theirs you can’t. It’s on the building, so we’re going to try to figure out some way of getting more than just a ladder up there to do that. But they are very excited and they’re doing a great job. I mean, it’s not just slapping the paint on the windows. It’s cleaning it up too. And so, they chose . . . some came out Saturday, but they’re going to do their wrap up next Friday and Saturday, so we’re very excited about that.

Saturday night was a great success. Super Fly ‘70s had a good time. Anyway, again the Museum and all the people that work hard on that ball put on a very good show. This Friday is Gregory Hines, a great dancer in our country here and he’ll be here in Wichita at Century II and I’m sure there’s tickets still available. And then also, this weekend is the Park City Bluegrass Festival. So, again, once again for all those people that say there’s nothing to do in Wichita, there’s lots to do.”

Chairman Norton said, “Commissioner Sciortino.”

Commissioner Sciortino said, “I’m glad Commissioner McGinn mentioned Saturday night. Saturday night was the Kansas African Museum annual banquet, fundraiser, silent auction and what have you and this year the theme was Super Fly ‘70s and everybody was encouraged to dress in the old 1970’s leisure suits, whatever. I chose to come as a middle-aged commissioner and just dressed casually, but there was one of us that came incognito, because nobody recognized her. I want you

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to picture some middle-aged person in hip-hugger jeans, a kind of a frumpy tie-dye shirt, leather vest, fringes, all kinds of love beads and a beautiful, brilliant red, long Janice Joplin wannabe wig with rose-colored glasses. I won't mention the name, but this individual, no one recognized her until she . . . 'Oh, my goodness, that was' who it is and as I understand it, I have to make a record, that if, and I believe some of us have committed personal finances, but if we're able to collect \$1,000 in additional donations to the African Museum, you will replicate that at an upcoming Commission meeting. Is that correct, Commissioner?"

Commissioner McGinn said, "I will strongly, strongly consider . . ."

Commissioner Sciortino said, "No, no. You said you would."

Commissioner McGinn said, "Okay, I will, \$1,000."

Commissioner Sciortino said, "You're in for it. We've got \$300 already. Do I hear \$100. That's \$400 so far. We'll get the \$1,000."

Commissioner McGinn said, "All right."

Commissioner Sciortino said, "Okay, thank you."

Commissioner McGinn said, "Well, I want to thank all of you that showed up. They were thrilled to have so many electeds there and our mayor was there too. It was exciting."

Commissioner Sciortino said, "We even tried to do that kind of dance and stuff."

Chairman Norton said, "Well, I know Commissioner Sciortino and Commissioner McGinn have got to get out of here at 11:30 but that gives me four minutes to fill. I'd just like to say I went to Funky Town on Saturday night too and it was really amazing to see the clothing and to hear the music. Yarborough and Peoples was the band and they were nationally recognized. It was a great evening. I would encourage people maybe to go next year and to see a little diversity, participate in it and have a great time.

I did make it out to Cowtown, scraped a little bit on Friday and painted a lot on Saturday with my Wagonmasters buddies and I would like to give them some praise. Last time they got a little heat because they painted the saloon and everybody thought that was typecasting but this time we painted the school and we not only scraped it, primed it, but completed it in one day and I'm real proud of the Wagonmasters for helping out with that.

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I stopped by the Workers' Memorial Day celebration at the Machinists' Hall and it was a pretty poignant celebration because they ended it with ringing a bell 65 times for the 65 people in Kansas that have died on the job this past year and that's the way it ended. It was pretty solemn as they ended it. It was pretty chattery early on, but just to hear that bell ring and realize it represented a person's loss of life was pretty poignant.

And then, finally, we had a meeting yesterday with River Festival folks and kind of got a briefing on what's happening this year for the River Festival and I see Commissioner Winters has got his button on. I've got mine on and you'll probably be fined by Janet Wright, the rest of you, for not having yours on, but it looks like they're going to have a great festival planned and we've committed today to helping out with the diversity event, which I think is going to be real important to the River Festival this year. So, at this point, if there's nothing else to come before us today, I'll adjourn the meeting."

J. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 11:29 a.m.

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

TIM NORTON, Chairman
Second District

THOMAS G. WINTERS, Chair Pro Tem
Third District

DAVID M. UNRUH, Commissioner
First District

CAROLYN McGINN, Commissioner

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Fourth District

BEN SCIORTINO, Commissioner
Fifth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2003