

## **MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

### **REGULAR MEETING**

**September 29, 2004**

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, September 29, 2004 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem David M. Unruh; Commissioner Tim R. Norton; Commissioner Carolyn McGinn; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. Ron Holt, Director, Division of Culture, Entertainment and Recreation; Mr. Larry Ternes, Youth Services Administrator, Department of Corrections; Ms. Jo Templin; Director, Human Resources; Ms. Susan Erlenwein, Director, Environmental Resources; Mr. Bill Farney, Interim Director, Health Department; Ms. Aiko Allen, Director of Health Promotion and Disease Prevention, Health Department; Mr. Thomas Pletcher, Clinical Assistant Director of Mental Health, COMCARE; Ms. Mr. Ray Vail, Director of Finance & Support Services, Department on Aging; Ms. Kristi Zukovich, Director, Communications; and, Ms. Bethany Carpenetti, Deputy County Clerk.

### **GUESTS**

Ms. Teresa Carter, Co-Chair, Race for the Cure.

### **INVOCATION**

The Invocation was led by Mr. Pete Morris Metro East Baptist Church.

### **FLAG SALUTE**

### **ROLL CALL**

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

### **CONSIDERATION OF MINUTES:** Regular Meeting, September 8, 2004

The Clerk reported that all Commissioners were present at the Regular Meeting of September 8<sup>th</sup>, 2004.

**Chairman Winters** said, "Commissioners, you've had an opportunity to review the minutes of September 8<sup>th</sup>. What's the will of the board?"

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**MOTION**

Commissioner Unruh moved to approve the minutes of Regular Meeting of September 8, 2004.

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, "Next item."

**PROCLAMATIONS**

**A. PROCLAMATIONS.**

**1. PROCLAMATION DECLARING OCTOBER 8, 2004 AS "BREAST CANCER AWARENESS DAY."**

**Chairman Winters** said, "Commissioners, we have three proclamations today, the first one is in Breast Cancer Awareness Day.

**PROCLAMATION**

**WHEREAS**, breast cancer is the leading cause of death for women between the ages of 40 and 50; and

**WHEREAS**, in 2004, it is estimated that 215,990 women and 1,450 men will be diagnosed with breast cancer; and

**WHEREAS**, during this same period, 41,100 women and 470 men will die from breast cancer; and

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**WHEREAS**, the majority of breast cancers occur in women without and family history of the disease; and

**WHEREAS**, approximately 80 % of the breast cancer occurs in women 50 and older; and

**WHEREAS**, early detection is the key to survival and a greater quality of life; and

**WHEREAS**, the State of Kansas and Sedgwick County are committed to the eradication of this disease, support the treatment of citizens that suffer from it, and encourage private efforts to enhance research funding and education programs that address these diseases.

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chair of the Board of Sedgwick County Commissioners, do hereby proclaim October 8, 2004 as

**“Breast Cancer Awareness Day”**

in Sedgwick County to enhance the understanding of breast cancer and to encourage voluntary activities to support education programs and the funding of research programs to find a cure for it.

Dated September 29, 2004

Commissioners, that is the proclamation, what’s the will of the board?”

**MOTION**

Commissioner Sciortino moved to adopt the proclamation 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 Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, “And here to accept the proclamation is Teresa Carter, Teresa, welcome.”

**Ms. Teresa Carter**, Co-Chair, Race for the Cure, said, “Thank you.”

**Chairman Winters** said, “Teresa, would you like to say a few words about the activities going on next week.”

**Ms. Carter** said, “I would, thank you very much and thank you for your support. As you know last Saturday was the 15<sup>th</sup> annual Race for the Cure, we had approximately 6,500 registered runners, we believe we had about 8,000 people probably out on site by the time you get our hundreds of volunteers and people who come along to watch the site. We estimate that we raised about, a little over \$200,000.00, probably closer to \$225,000.00 to put back into the state of Kansas 75 percent of the money that we raised will stay here in Kansas to fund mammograms, this year, this past year when we granted \$225,000.00, \$45,000.00 of it went to the Sedgwick County Health Department to fund mammograms, \$75,000.00 approximately stayed here in Sedgwick County and the rest goes throughout the state of Kansas. We really appreciate the support that Sedgwick County has given us on these efforts, October as you know is Breast Cancer Awareness Month, there’s a lot of fun activities going on, one of which is Cuisine for the Cure, if you don’t want to run but you want to eat, you can come out and eat at some restaurants, that’s more my speed, so I do that. Thank you.”

**Chairman Winters** said, “All right Teresa, thank you. Commissioner Unruh.”

**Commissioner Unruh** said, “Thank you Mr. Chairman, I just want to comment on your Race for the Cure last Saturday, you all did a wonderful job of organization and getting all those different vendors to participate and in one sense it looked like just a whole bunch of people didn’t know where they were going, but it went off wonderfully well, and it was an enjoyable time, but it was also interesting to see how those who are survivors connected with one another.

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My wife's a two year survivor and folks with a pink t-shirts had a special bond between them and that's encouraging to see that, but it's really a great day, great activity and I know that you all did a lot of work to put it together."

**Ms. Carter** said, "We did, we had a great corps of volunteers and we had close to 400 survivors registered so, every year it grows, we think that's good in one sense that we are getting the message out for early detection, it's a little scary that we see lots of younger survivors, but at least were getting the word out and people are finding out and they're surviving."

**Commissioner Unruh** said, "Well, you did a good job and we appreciate it."

**Ms. Carter** said, "Thank you."

**Chairman Winters** said, "Thank you very much we appreciate your being here. Madam Clerk, next item."

### **2. PROCLAMATION DECLARING OCTOBER 3 – 9, 2004 AS “MENTAL ILLNESS AWARENESS WEEK.”**

**Chairman Winters** said, "Commissioners, our second proclamation,

#### **PROCLAMATION**

**WHEREAS**, mental illness will affect one in every five families annually; and

**WHEREAS**, severe mental illnesses have been scientifically proven to be highly treatable biomedical disorders of the brain; and

**WHEREAS**, breakthroughs in the understanding of mental illnesses are resulting in more effective treatments that allow people to reclaim full and productive lives; and

**WHEREAS**, early detection, diagnosis and treatment of these problems greatly increase the likelihood of restored health; and

**WHEREAS**, stigma continues to be the single most significant barrier to people getting the help they need; and

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**WHEREAS**, COMCARE of Sedgwick County is dedicated to increasing public awareness and understanding of mental illness and to provide access to comprehensive mental health care within the community; and

**WHEREAS**, October 3-9 has been designated as National Mental Illness Awareness Week.

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chair of the Board of Sedgwick County Commissioners do hereby proclaim Sunday, October 3 through Saturday, October 9, 2004 to be:

**“MENTAL ILLNESS AWARENESS WEEK”**

in Sedgwick County and ask all residents to join me in commending those mental health service providers, citizen advocacy groups, and families of the mentally ill who work to educate the community and improve the quality of care of those suffering from mental illness.

Dated September 29, 2004.

Commissioners, that’s the proclamation, what’s the will of the board?”

**MOTION**

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

Commissioner Unruh seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, “And to accept the proclamation is Tom Fletcher from COMCARE, Tom welcome.”

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**Mr. Tom Fletcher** Clinical Assistant Director of Mental Health, COMCARE, greeted the Commissioners and said, “Thank you Mr. Chairman and Commissioners, we appreciate your continued support and recognition for all the efforts to raise awareness of the issues that individuals and families with mental illness experience and for all the efforts to try to reduce the stigma that these individuals experience in their lives. There are several events that are taking place in the coming week, during Mental Illness Awareness week, the two main ones are the candlelight ceremony on Sunday the 3<sup>rd</sup> from 6:30 to 8:30 at the Boat House, and then on Friday October 8<sup>th</sup> from 12:00-1:00 and the Mid America All Indian center there will be a very short walk from the Indian Center down to the Keeper of the Plains statue, the Walk for Awareness of Homelessness and Mental Illness and both of these are free and open the public and we would sure encourage your or other members of the public to attend and participate in these.”

**Chairman Winters** said, “All right, thank you Tom very much. Commissioner Unruh.”

**Commissioner Unruh** said, “Thank you Mr. Chairman. I just want to say that the one part of the proclamation that I think that we need to get the word is the phrase where it says it’s a highly treatable biomedical disorder and this neurochemical imbalance there are remedies for it and if we can get that message out, I think that’s one way to overcome the stigma associated with mental illness, it’s something that we can give people a higher quality of life and we can treat that illness and so many people just seem to, don’t understand that and want to discard these folks and that’s not the way our society ought to operate so I appreciate what our COMCARE does and appreciate the language of this proclamation. Thank you.”

**Chairman Winters** said, “Commissioner Sciortino.”

**Commissioner Sciortino** said, “Yeah, I want to pick up on what Commissioner Unruh just said, we have a close family friend, and I’ll just... first name is Bill, and he’s living proof that it can be treated, he’s a member of the Breakthrough club and what have you, and I’ve seen this fellow go from really not doing very well at all to independent living, he’s got a job now, it can be treated and so many people hide it they’re ashamed for it. It’s got a stigma but if you’ll just come out of the closet and get, seek some help it’s amazing what modern science can do for mental illnesses today and it’s treatable just like any other illness and the potential for a dramatically improved quality of life is there if people will just take the effort to seek help, so I encourage anyone that maybe has a family member or knows of someone that they feel might be able to benefit, take the step, find out what’s the phone number they can call to get started on it?”

**Mr. Fletcher** said, “Well, they can call COMCARE’s general number for the first appointment which would be 660-7540 and that would get them information about community resources or our services.”

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**Commissioner Sciortino** said, "Thank you, that's all I have."

**Chairman Winters** said, "All right, thank you very much, thank you Tom. So much of what we do in Sedgwick County is involved in either protecting people or helping people and were very proud of what COMCARE does and so thank you very much. Next item."

**3. PROCLAMATION DECLARING OCTOBER 3 - 9, 2004 AS "FIRE PREVENTION WEEK."**

**Chairman Winters** said, "Commissioners, our last proclamation.

**PROCLAMATION**

**WHEREAS**, home fires claimed more than 2,600 lives in the United States in 2002, more than all other natural disasters combined; and

**WHEREAS**, one-half of home fire deaths occur in the 6% of homes with no smoke alarms; and

**WHEREAS**, working smoke alarms are essential in every household and should be installed on every level of a home, including the basement and outside of each sleeping area; and

**WHEREAS**, having smoke alarms in your home reduces your chance of dying in a fire nearly in half; and

**WHEREAS**, The fire Prevention Week 2004 theme, "It's Fire Prevention Week: Test Your Smoke Alarms"; and

**WHEREAS**, Sedgwick County Fire District #1 is dedicated to the safety of life and property from the devastating effects of a fire; and

**NOW THEREFORE BE IT RESOLVED**, that I, Tom Winters, Chair of the Board of Sedgwick County Commissioners, do hereby proclaim October 3-9, 2004 as

**"FIRE PREVENTION WEK"**

in Sedgwick County and encourage every resident to participate in fire prevention activities at home, work, and school, and to take steps needed to make their homes and families safe from fire.

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Dated September 29, 2004

Commissioners, that's the proclamation, what's the will of the board?"

**MOTION**

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

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, "And we have with us today Fire Marshall Greg Thompson. Greg welcome."

**Mr. Greg Thompson** Fire Marshal, Sedgwick County Fire Department, greeted the Commissioners and said, "On behalf of Fire District # 1, I'd like to thank you for your proclamation and for recognizing the importance of fire prevention and fire safety here in our community. One question that I would like to ask everyone in our listening audience and those that may be viewing is how fast could you escape in a home fire. Suppose it's 3:00 in the morning and your sound asleep and someone in your family has forgotten cooking on the stovetop and a fire breaks out, as the flames spread the smoke begins to fill your home will you and your other family members wake up and escape safely? If you have a smoke alarm the device's warning signal can arouse you from your sleep and alert you to the danger in your home so that you can safely escape. The firefighters in Sedgwick County and I feel strongly about the importance of working smoke alarms, were teaming up with the National Fire Protection Association and other firefighters across America in preventing and promoting Fire Prevention Week October 3<sup>rd</sup> through the 9<sup>th</sup> and the theme this year is 'Fire Prevention Week: Test Your Smoke Alarms.'

A fire can grow and spread quickly throughout a home in fact you may have as little as two

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minutes to get out safely once the alarm sounds. In addition to maintaining your smoke alarms, it's vital that families develop a basic home fire escape plan so we know what to do when the alarm sounds. Involve everyone in the household in putting the plan together and walk through your home and identify two ways out of every room, choose an outside meeting place with a safe distance from your home where everyone can meet, practice your escape plan twice a year and make this drill as realistic as possible.

With close to 80 percent of all fire deaths occurring in the home it's easy to see why smoke alarms are essential in every household, people have been using smoke alarms since the 1970's when they became affordable since then they've helped to cut the risk of dying in a fire by nearly half. I wish that every one had a smoke alarm, but that's not the case, let me give you some smoke alarm facts; 19 of every 20 homes or 95 percent in the US have at least one smoke alarm, but more than half of the fire deaths result from fires in the six percent of the homes that have no smoke alarms. In one quarter of the reported fires in homes equipped with smoke alarms the devices did not work, households with nonworking smoke alarms now outnumber those with no smoke alarms.

Why do these alarms fail? Most often it's because of missing, dead or disconnected batteries, we need to install at least one smoke alarm on every floor of your home including your basement and outside each sleeping area, mount these smoke alarms on the ceilings or high on the walls. Ceiling mounted alarms should be installed at least four inches away from the nearest wall and wall mounted ones need to be installed at least four inches but not more than 12 inches away from the ceiling. Do not install the alarms near windows, outside doors or ducts where drafts might interfere with their operation. Test these alarms once a month by using their test button and replace your battery in your smoke alarm at least once a year or as soon as the alarm chirps warning that the battery is low. You also need to replace your smoke alarms themselves every 10 years, people that have hearing impairments can get smoke alarms that have strobe lights that can warn them of fire.

In 2002 here in the United States, home fires took almost 2,700 lives injured over 14,000 people and direct property damage amounted to almost \$6 billion, we were fortunate here in Sedgwick County that we had no fire deaths last year, but the direct property damage was just under \$2 million, we'd like for you to be a part of fire safety and prevention efforts, so test your smoke alarms practice your fire escape plans as advance planning could mean the difference between a safe escape and tragedy.

Here in Sedgwick County, we'll be visiting the schools and other places during this next couple of weeks, were going to be very busy, were going to talk about the importance in maintaining

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and installing smoke alarms and the other things that we can teach people about fire safety. Some of the activities we have planned is next Thursday on September 30 we'll be again participating in the fifth grade fire prevention adventure out at the Sedgwick County Zoo, this will be from 10:00 a.m. to 2:00 p.m. and we'd like to invite each of you to come out and join this great event, we have almost 2,000 kids registered already so this will be a great event to interact with the firefighters and all the other agencies that are going to be participating.

Also, our Roody-Doo Fire Safety Adventure for kindergarten through fifth grade materials are being delivered to all schools in Sedgwick County Fire District # 1 and then six student winners and three teacher winners will be selected and awarded plaques and presentations, all of the kindergarten classes in Sedgwick County will be visited by our firefighters during fire prevention week, all of the schools have been inspected will be conducting fire drills throughout the next two weeks at the schools. In addition we'll also be holding an open house at station 37 up on 4343 N. Woodlawn there in Bel Aire this will be on October the 10<sup>th</sup> from 1:00 p.m. to 4:00 p.m. we'll have lots of food, lots of fun and there'll be a lot of games we'll have our fire safety house there so we'd like to encourage everyone to come out and visit with us on that day. In closing I'd like to thank each of you for your recognizing the importance of fire prevention not only during the upcoming week, but also your support all year long, and I'd like to thank my staff, I have some of those members present today and the Fire Chief for their support."

**Chairman Winters** said, "All right, very good. Thank you, Greg. Commissioner Norton."

**Commissioner Norton** said, "Well, just a comment I remember in my days with Target. It was always sad to me that the day we had the biggest run on smoke detectors was the day after the first winter home fire from a fireplace or from somebody's gas furnace exploding or whatever. And it always seemed to me that that was kind of after the fact, the season had already started and people were using a knee jerk reaction, the sad thing is that you'd get a run on them, you'd sell out of them and you just knew that the people that didn't get one probably forgot about it and fell into that six percent that didn't have one, because while there was a tragedy the thought about it, the rest of the year they didn't so I would urge people to do just what you said, put smoke alarms in your house, you know, make a safety plan, but don't wait until there's a tragedy in our community to think about it, you know an ounce of prevention is worth a pound of cure so thank you."

**Chairman Winters** said, "Thank you. Greg we all recognize of course Chief Gary Curmode and Chief we appreciate your work on this fire prevention, but Greg would you introduce the other members of your staff that are here, would they please stand."

**Mr. Thompson** said, "Sure, I've got my Division Chief Tim Millsbaugh, over here our fire education specialist Patty Peterson, Captain Walter Rooney and Captain Kevin Holman, these are the guys that make it work."

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**Chairman Winters** said, “You bet, and again as I commented when we were talking about the proclamation for Mental Health it seems like two of our principle guidelines is we are either protecting people or serving people in some way and helping them and so we appreciate very much the work you do in fire prevention week in the Fire District.”

**Mr. Thompson** said, “Thank you very much.”

**Chairman Winters** said, “Thank you, Greg. Next item.”

### **PRESENTATION**

#### **B. SEDGWICK COUNTY TECHNICAL, EDUCATION AND TRAINING AUTHORITY MEMBERS.**

- **WILLIAM D. BISCHOFF, WICHITA STATE UNIVERSITY**
- **RON BRUNTON, BOEING COMMERCIAL AIRPLANE GROUP**
- **BRIAN BULATAO, THAYER AEROSPACE**
- **DAISY JENKINS, RAYTHEON**
- **DAVID S. NEVILL, WESLEY MEDICAL CENTER**
- **LANORA NOLAN, UNIFIED SCHOOL DISTRICT 259**
- **TOM RITCHIE, RITCHIE COMPANIES**
- **DAVE UNRUH, SEDGWICK COUNTY**
- **JIM WALTERS, CESSNA AIRCRAFT COMPANY**
- **CITY OF WICHITA APPOINTMENT TO BE DETERMINED**
- **REGIONAL ECONOMIC AREA PARTNERSHIP APPOINTMENT TO BE DETERMINED**

**Mr. Ron Holt**, Director Division of Culture, Entertainment and Recreation, greeted the Commissioners and said, “The amended resolution that you adopted at last week’s weekly meeting establishing the authority called for the 11 members to be appointed to the authority nine voting and two non-voting, seven with at least six private sector appointees, one county Commissioner, one City Council member, one exofficio representing REAP and one exofficio representing 259.

This morning I’d like to for the record announce these members who’ve been appointed, they were publicly announced last Friday. The members are Dr. William Bischoff, Wichita State University; Ron Brunton, Boeing Commercial Airplane Group; Brian Bulatao, Thayer Aerospace; Daisy Jenkins, Vice President Human of Resources at Raytheon; Davis Nevill, Wesley Medical Center;

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Tom Ritchie, Ritchie Companies, Jim Walters, Cessna Aircraft Company; the USD 259 appointee will be to be determined and consultation with the Board president; Mr. Dave Unruh, Commissioner, Sedgwick County; the City of Wichita appointment to be determined and the Regional Economic Area Partnership appointment to be determined as well, those are the appointments they were again announced publicly last Friday and we are here before you with these names for the record.”

**Chairman Winters** said, “All right, thank you. Commissioner Unruh.”

**Commissioner Unruh** said, “Thank you, Mr. Chairman. I just want to make a comment on these appointments and compliment the Manager and Mr. Holt and their very careful consideration of the different folks who have interest in technical education and how these appointments were made. I mean we have major employer in our community the aircraft company’s well represented along with other manufacturing, higher education, K-12, the health industry’s represented, construction industry’s represented and small business is represented by Dave Unruh, I mean people consider on one hand maybe I’m a government representative but I also think that I will be a strong advocate for small business interest along with perhaps if Paul Gray who’s been on the board of trustees, if he gets reappointed by the City well he also represents that small business perspective. Not that these are all been appointed to present a lobby for certain interest groups but the fact that they just represent a perspective in our community that has interest in technical education so all that simply to say that I think we did a good job in covering the field that needs to be represented at the table so I just commend the Manager and Mr. Holt here for the good job they did.”

**Chairman Winters** said, “All right, thank you very much Mr. Unruh, good explanation. I also think it looks like a good list of folks and Commissioners as you can see our action item today is just to receive and file this list, if anybody has any questions at this time we could visit about that or we could move on. Commissioners is there a motion to receive and file.”

### MOTION

Commissioner Sciortino moved to receive and file.

Commissioner McGinn seconded the motion.

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

### VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye

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Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, "Thank you very much Ron. Next item."

**DONATION**

**DIVISION OF HUMAN SERVICES – DEPARTMENT OF CORRECTIONS**

**C. DONATION BY KAREN K. FERGUSON OF ONE PUREBRED ARABIAN HORSE, VALUED AT \$2,500, TO BE USED IN THE JUDGE RIDDEL BOYS RANCH EQUESTRIAN PROGRAM.**

**Mr. Larry Ternes**, Youth Services Administrator, Department of Corrections, greeted the Commissioners and said, "At the Judge Riddel Boys Ranch we consider the equestrian program an important part of the treatment program we have available, the program offers our male residents an opportunity for a human-animal relationship that helps them learn life skills such as trust, honesty, communication, boundary setting and self discipline, sometimes these relationships with animals can help a youth learn to develop more favorable relationships with people in general. The addition of this horse will increase the total of the heard at the boy's ranch to nine, I'm recommending that you accept the donation this purebred Arabian horse named Capp from Ms. Karen Ferguson and authorize the Chair to sign a letter of appreciation. I'd be happy to answer any questions you have about Capp."

**Chairman Winters** said, "All right, thank you. Commissioners are there questions or comments? Larry, Ms. Ferguson did she have a particular interest in the boys ranch or is she any motivation behind this contribution?"

**Mr. Ternes** said, "I think she was referred to us by one of our close associates, we have a working relationship with Dr. Delores Craig-Moreland from WSU, who is a horse person, and they had a discussion about this opportunity and she referred Ms. Ferguson to us."

**Chairman Winters** said, "Commissioners, what's the will of the board?"

**MOTION**

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

Commissioner Unruh seconded the motion.

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

### VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

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

### RETIREMENTS

#### **D. PRESENTATION OF RETIREMENT CLOCKS.**

##### **1. DENNIS STUCK, ASSISTANT BUILDING SUPERINTENDENT, DIO**

**Mr. Stuck will retire October 1, 2004 after 33 years of service.**

**Ms. Jo Templin**, Director, Division of Human Resources, greeted the Commissioners and said, "It's my pleasure today to honor and respect the long term employment of a couple of our employees and wish them well as they move on to retirement. The first is Dennis Stuck, many of us know Dennis, Dennis will retire October 1 after 33 years of service. Dennis is also joined by many family and friends, co-workers from DIO so we would just like to thank them for coming as well"

**Chairman Winters** said, "All right, Dennis step up here, first we have just a certificate of appreciation for your service and recognition and then we have this clock that we would like to give you as a token of both the Commissioners and the citizens appreciation for your work and it's good to see so many other folks from DIO present today to wish you well and we certainly want to do that also.

You know if the folks from DIO weren't here you could probably measure the continued time this building would be open by days or weeks, I mean we would not be open long if the people who maintain and work in the building to see that it is open everyday and that the heating and air conditioning, the water, the plumbing works all the time we would be in sad shape so we appreciate very much the work that you've done for 33years in making sure that we have a facility that both citizens and government workers can work in a pleasant environment so thank you very much and best wishes in the future. Would you like to make a comment?"

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**Mr. Dennis Stuck**, Assistant Building Superintendent, DIO, said, "I don't have enough words and we don't have enough time."

**Chairman Winters** said, "All right, let's have a round of applause for Dennis."

### 2. DIANA HENDERSON, OFFICE SPECIALIST, COMCARE

Ms. Henderson will retire November 1, 2004 after 11 years of service.

**Ms. Jo Templin** said, "Today we'd also like to honor Diana Henderson she works in COMCARE, a division of Human Services and she will retire November 1 after 11 years of service, we also have many folks from Division of Human Services and COMCARE to wish her will today."

**Chairman Winters** said, "Diana, we also have a certificate of recognition from the Commissioners on behalf of recognizing the work you've done and we also have this clock that we would like to present you that again in appreciation from both the Commissioners and from the Citizens of Sedgwick County for all the work that you've done for the County we appreciate your time and effort and we wish you the very best in the future, I hope that all things to well for you. Would you like to make a comment?"

**Ms. Diana Henderson**, Office Specialist, COMCARE, said, "Just that it's been really great working with COMCARE, it's been a wonderful experience for me and I hope the public becomes more educated, it's been great."

**Chairman Winters** said, "All right, thank you very much."

**Chair Pro Tem Unruh** said, "Okay thank you. Madam Clerk would you call the next item please."

### NEW BUSINESS

- E. CERTIFICATION OF APPLICATION BY SAFETY-KLEEN SYSTEMS, INC. TO KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT FOR A PERMIT FOR A SOLID WASTE PROCESSING FACILITY/RECLAMATION FACILITY, TO BE LOCATED AT 400 EAST 53<sup>RD</sup> STREET NORTH, WICHITA.

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**Ms. Susan Erlenwein**, Director, Environmental Resources, greeted the Commissioners and said, “The Kansas Department of Health and Environment now requires waste oil storage and processing facilities to obtain solid waste processing permits. Recently Safety-Kleen was notified that they need a permit for a facility located at 400 East 53<sup>rd</sup> Street North, you can see on this map that the facility is the triangle on the map located north of Wichita and southwest of Park City.

The close up of this area shows the facility located in this area which is east of Broadway and north of 53<sup>rd</sup> Street north as you can see the area has quite a bit of commercial and industrial development already north of 53<sup>rd</sup> and west of Broadway. A real close up of the facility shows a building located here and the storage tanks for the used oil are here and in this location the storage tanks are located on concrete there is curbing in the area to contain any leaks that might occur. This area used to be owned by Radium Petroleum for 20 years prior to Safety-Kleen purchasing it.

Safety-Kleen obtains the used oil from car dealerships, repair shops and manufacturing plants; the used oil is either sold to facilities that will use it as a fuel or shipped off to their East Chicago facility for refining. The Kansas Department of Health and Environment notified them that they need this permit and require any permits to go through the local government to make sure it is in conformity with our solid waste management plan. At the last Solid Waste Committee on September 13, the committee members reviewed this and determined it is consistent with our solid waste plan because our Solid Waste plan addressed waste such as used oil to make sure its handled properly and that it’s not illegally dumped or sent to land fills, I’d recommend that the commission also find that it is consistent with our Solid Waste plan. I’d be happy to answer any questions, there’s also a representative here from Safety-Kleen if you have any questions about the operation of the facility.”

**Chairman Winters** said, “Thank you. Commissioner Unruh.”

**Commissioner Unruh** said, “Thank you. Susan, what’s the capacity of this storage facility?”

**Ms. Erlenwein** said, “150,000 gallons.”

**Commissioner Unruh** said, “Okay, and what’s the turnover rate of it, I mean is 150,000 just sitting out there for months or is it kind of coming in and going out, what’s the?”

**Ms. Erlenwein** said, “It’s coming in and going out, less than a 30 day turnover of 150,000 gallons, they go by train or ship actually up to the Chicago facility.”

**Commissioner Unruh** said, “Okay, and its oil only, its not any other hazardous material?”

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**Ms. Erlenwein** said, “It’s oil it is tested to make sure that it is not hazardous prior to accepting the material, there is a diesel tank there too for the operation of the trucks at the facility.”

**Commissioner Unruh** said, “The Solid Waste Committee’s determined it’s meeting all the requirements for environmental regulations and so forth.”

**Ms. Erlenwein** said, “That is correct, if there’s any water that is contaminated with the oil that is also collected and sent to the Chicago facility.”

**Commissioner Unruh** said, “That’s all I have Mr. Chairman.”

**Chairman Winters** said, “All right and Susan I’m sure you probably said this but even after the Solid Waste Committee reviewed it you and your staff have reviewed it and you’re comfortable with us moving forward with the permit.”

**Ms. Erlenwein** said, “That’s correct. Commissioners, any other questions or comments, what’s the will of the board?”

### MOTION

Commissioner Unruh moved to find the proposed Permit Application is consistent with the Solid Waste Management Plan, and authorize the Chairman to sign the Certification.

Commissioner McGinn seconded the motion.

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

### VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

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**Chairman Winters** said, "Just for the record, could we have the name of the Safety-Kleen gentleman?"

**Ms. Erlenwein** said, "Don Cain."

**Chairman Winters** said, "Don Cain. Don, thanks for being here. Madam clerk call the next item."

**F. AGREEMENT WITH ATHLETICS WICHITA FOR CONTROLLED ACCESS TO CERTAIN COUNTY ROADWAYS OCTOBER 17, 2004 TO HOLD THE KAKE-TV/WICHITA MARATHON.**

**Mr. Ron Holt** said, "This is a request for your approval of an agreement for the Athletics Wichita for controlled access to certain county roadways for the purpose of sponsoring the KAKE-TV/Wichita Marathon again on Sunday, October 17th. This is the 25<sup>th</sup> year for the event and as with each of the past number of years the Wichita Athletics has made arrangements with the Sheriff Reserves to support the section of the course that are in the County, no streets will be closed as they will cone a lane to run on Oliver and on 47<sup>th</sup> street. So we would recommend that you approve the agreement and authorize the Chairman to sign."

**Chairman Winters** said, "All right, thank you Ron, Commissioners questions or comments."

**Commissioner Unruh** said, "My only comment is I hope the wind's not out of the north that day cause that kills those poor guys on their first leg of that marathon."

**Chairman Winters** said, "All right, what's the will of the board?"

**MOTION**

Commissioner Unruh moved to approve the agreement and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

**Chairman Winters** said, "And there's nothing in your motion about the direction of the wind."

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**Commissioner Unruh** said, “No, we can’t control that sir.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Absent
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, “Next item.”

**G. DIO – HEALTH DEPARTMENT**

- 1. MODIFICATION OF CONTRACT WITH THE UNIVERSITY OF KANSAS SCHOOL OF MEDICINE-WICHITA MEDICAL PRACTICE ASSOCIATION TO PROVIDE HEALTH OFFICER SERVICES FOR THE HEALTH DEPARTMENT.**

**Mr. Bill Farney**, Interim Director, Health Department, greeted the Commissioners and said, “We have for you this morning for your consideration a contract with the KU School of Medicine for the Services of Dr. Doren Fredickson as our Health Officer, this is a contract that we have had, this will be the third year and we are reducing the scope of this contract from 24 hours a week of Doren’s time to 16 hours a week. As part of the contract we have attached our list of expectations for the position and I think you have it as attachment A, it’s a pretty good list but there are four areas that are the most important to us and they are numbers three, four, five, and 15.

Number three is development of standard protocols for clinical and epidemiological operations, number four is development analysis of data relevant to public health of Sedgwick County, number five is professional advocacy and acting as a spokesperson for public health to various agencies constancies and the media, and number 15 is investigation and controlling the spread of meaningful diseases. We have more narrowly defined the scope of the Health Officer position, eliminating some of the more administrative duties, we believe that with these changes the reduction of the contract will have a minimal impact of Sedgwick County Health Department staff and absolutely no impact what so ever to the health of the citizens of Sedgwick County. So with that I would answer any of your questions.”

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**Chairman Winters** said, “Bill, I would assume that KU and their, are amicable and agreeable to these changes in the contract and assuming Dr. Fredrickson is also in agreement with this.”

**Mr. Farney** said, “Yes they are.”

**Chairman Winters** said, “Commissioners are there any other questions or Comments, if not what’s the will of the board?”

**MOTION**

Commissioner Unruh moved to approve the agreement and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, “Next item.”

**2. AGREEMENT WITH POSITIVE DIRECTIONS, INC. FOR HEALTH DEPARTMENT TO PROVIDE HIV PREVENTION OUTREACH SERVICES.**

**Mr. Kim Green**, Administrative Officer/Community Health Educator, Sedgwick County Health Department, greeted the Commissioners and said, “The Sedgwick County Health Department division of Health Promotion and Disease Prevention has an agreement with Positive Directions, Inc. to provide HIV prevention outreach services, this agreement includes a multi-year award specific to the provision of technical assistance and the development of a standardized pre/post test of HIV knowledge to be utilized by the KDHE grantees and also the development and implementation of an HIV risk reduction curriculum for women participating in a residential

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treatment program, our recommended action is to approve the agreement and authorize the Chairman to sign.”

**Chairman Winters** said, “All right, thank you. Commissioners are there questions or comments of Kim? Seeing none what’s the will of the board?”

**MOTION**

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

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, “Thank you Kim. Next item.”

**DIVISION OF HUMAN SERVICES – COMCARE**

**G. AGREEMENT WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES (SRS) FOR REIMBURSEMENT OF OUTREACH AND ADMINISTRATIVE SERVICES PROVIDED FOR INDIVIDUALS WITH MENTAL ILLNESS WHO NEED OR ARE POTENTIALLY AT RISK FOR NEEDING HEALTH/MENTAL HEALTH RELATED SERVICES.**

**Mr. Pletcher** said, “This is the renewal of a contact with Kansas Department of Social and Rehabilitation Services for Medicaid administrative claiming, the Medicaid administrative

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claiming program provides a method of Federal reimbursement for eligible Medicaid title 19, outreach and administrative services. These services are currently provided by mental health centers for individuals with mental illness who need or are potentially at risk of needing health or mental health related services. Eligible administrative functions are primarily to assist individuals and family's access needed health services, the primary benefit is to assist them in identifying them and access Medicaid or Medicaid services. We would ask that you approve the agreement and authorize the Chairman to sign, I'd be happy to answer any questions that you have."

**Chairman Winters** said, "All right, Commissioners are there questions or comments of Tom? If not, what's the will of the board?"

**MOTION**

Commissioner Unruh moved to approve the agreement and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, "Next item."

**I. DIVISION OF HUMAN SERVICES – DEPARTMENT ON AGING.**

**1. AGREEMENT WITH SRS FOR DELIVERY OF USDA COMMODITIES.**

**Mr. Ray Vail**, Director of Finance & Support Services, Department on Aging, greeted the Commissioners and said, "I'm presenting to you a contract between the Kansas Department of Social and Rehabilitate Services, SRS, and the Sedgwick County Department on Aging that allows us to coordinate the volunteer pickup of food commodities to Cities outside the Wichita City limits. The contract has been approved by both finance and legal and I ask that you approve the contract and authorize the Chair to sign."

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**MOTION**

Commissioner McGinn moved to approve the agreement and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

**Chairman Winters** said, “We have a motion and a second real quickly. Are there any questions, Ray this is an extension of what we’ve already been doing is that correct?”

**Mr. Vail** said, “Yes it is.”

**Chairman Winters** said, “We have a motion and a second. Commissioners, is there any discussion? Seeing none call the vote.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, “Next item.”

**2. AGREEMENTS (11) WITH RURAL COMMUNITY GROUPS FOR DELIVERY OF USDA COMMODITIES.**

- **BENTLEY UNITED METHODIST CHURCH**
- **CHENEY SENIOR CITIZEN CENTER**
- **CITY OF CLEARWATER**
- **CITY OF GODDARD**
- **CITY OF MAIZE**
- **CITY OF PARK CITY**
- **CITY OF VALLEY CENTER**
- **COLWICH COMMUNITY SENIOR CITIZENS**
- **MOUNT HOPE SENIOR CITIZENS**

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- **MULVANE AREA VOLUNTEER SERVICE**
- **ST. JOSEPH CATHOLIC CHURCH**

**Mr. Vail**, said, “Commissioners these are the individual contract agreements with rural cities in Sedgwick County to provide USDA commodities distribution and these have been approved by finance and legal and I ask that you approve the agreements and authorize the Chair to sign.”

**Chairman Winters** said, “Thank you. Commissioners?”

**MOTION**

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

Commissioner McGinn seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, “Next item.”

**3. AGREEMENTS (13) TO PROVIDE IN-HOME SERVICES TO RESIDENTS AGE 60 AND OLDER.**

- **AFFORD-A-CARE, INC.**
- **ALL SAINTS HOME CARE, INC.**
- **ASSOCIATED HOMECARE**
- **CAREGIVERS OF KANSAS**
- **HOME HEALTHCARE CONNECTION**
- **KELLY HOME CARE**
- **LOVING HEARTS HOME CARE, INC.**
- **MEDICALODGE HOME CARE**
- **MT. HOPE HOME HEALTH**

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- **PROACTIVE HOME CARE, INC.**
- **RIGHT AT HOME**
- **SAINT RAPHAEL HOME CARE, INC.**
- **SENIOR SERVICES, INC.**

**Mr. Vail**, said, “Commissioners these are the provider contracts for to provide in-home services to eligible clients age 60 and older under the federally funded Older Americans Act, these contracts are part of the Central Plains Area Agency on Aging fiscal year 2005 area plan that you approved on July 21<sup>st</sup>, these contracts have been approved by legal and finance and I ask that you approve them and authorize the Chair to sign.”

**Chairman Winters** said, “All right, Commissioners do you have questions or comments about this item?”

**MOTION**

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

Commissioner Unruh seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**J. PUBLIC WORKS.**

- 1. RESOLUTION AUTHORIZING ESTABLISHMENT AND INSTALLATION OF TRAFFIC CONTROL DEVICES AT CERTAIN INTERSECTIONS OF**

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**TOWNSHIP ROADS WITHIN GREELEY TOWNSHIP AND PROVIDING  
FOR ENFORCEMENT THEREOF. DISTRICT #3.**

**Mr. David Spears**, Director, Public Works, greeted the Commissioners and said, “This item is a resolution that will convert the traffic control at the intersection of 101<sup>st</sup> north and 247<sup>th</sup> street west from four way stop control to two way stop control. The stop signs will be removed from 101<sup>st</sup> street north, and 247<sup>th</sup> street west traffic will still be required to stop, the City of Mount Hope requested that we review the four way stop control for possible conversion to the recommended two way control. Traffic counts indicated that no more than 30 percent of the traffic entering in the intersection was on 247<sup>th</sup> street west but the minimum required for four way control is 40 percent, also the minimum traffic volumes for four way control are 210 vehicles per hour for the major road and 140 vehicles per hour for the minor road during the highest eight hours of an average day.

The 24-hour totals for 101<sup>st</sup> street north and 247<sup>th</sup> west average 953 vehicles per day and 391 vehicles per day respectively these daily totals add up to less than 50 percent of what is required for the highest eight hours, also as we have no crash history at this location the conversion to two way stop control is reasonable, the conversion will remove two unnecessary signs from the county highway system and this should enhance safety at this location as well as others in the county. I recommend that you adopt the resolution.”

**MOTION**

Commissioner Sciortino moved to adopt the resolution.

Commissioner Unruh seconded the motion.

**Chairman Winters** said, “Commissioner Unruh.”

**Commissioner Unruh** said, “Thank you. I just had a question Dave, on all these intersections is there a matrix established that shows how many cars going north and south and how many east and west and different traffic times so that there’s a guideline for what stop signs or what traffic control is at each intersection?”

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**Mr. Spears** said, “Yes, it’s an objective thing we look at it’s not subjective it’s outlined by manual and uniform traffic control devices and we do an engineering study when requested, Mount Hope made this request, it is reasonable. What happened here, and I’ll get off this a little bit, what happened is when K-96 when to four lanes on to Hutchinson, it’s sort of a strange deal up there, just south and west of that. KDOT put that a four way stop control and we don’t know why they did that and they did it at that time and it’s just really not required, but anyway we do go through an engineering study and there are definite guidelines that you follow in order to see what kind of control you need at an intersection.”

**Commissioner Unruh** said, “Okay, thank you. I think we should be responsive to the requests to different communities around and to the citizens who use those intersections but I just wanted to make a point that our decisions aren’t arbitrary, but they’re based on fact and study and a certain amount of science, so that when some citizens say we want a certain sort of traffic control we can say well here’s the guidelines and so, but this is within those guidelines.”

**Mr. Spears** said, “That’s right, from our view point, we would not recommend it if it wasn’t wanted because of the safety aspect.”

**Commissioner Unruh** said, “Okay.”

**Chairman Winters** said, “I might add one thing about the uniqueness of this intersection, 247<sup>th</sup> west is the road that’s headed north from Andale to Mount Hope, old K-96 highway, and from this intersection then just on another half-mile 247<sup>th</sup> dead ends, it runs up against the highway and there is no entrance on to K-96 highway and so what was once a very busy intersection and could have justified a four way stop, now with K-96 there it’s a dead end road and so there’s very little traffic headed on north from that intersection.”

**Commissioner Unruh** said, “Okay thank you.”

**Chairman Winters** said, “All right, is there any other discussion or comment? Seeing none, madam clerk call the vote.”

### VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

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**Chairman Winters** said, "Next item."

**2. RESOLUTION DESIGNATING AND CLASSIFYING CERTAIN STREETS TO THE EAGLE TOWNSHIP SYSTEM. DISTRICT #3.**

**Mr. David Spears** said, "It is standard procedure that after a road is constructed within a platted residential subdivision in accordance with County standards, that road is then assigned to the Township road system. In this particular case Aurora street, 105<sup>th</sup> street north and 107<sup>th</sup> street north located in the Bentley Meadows addition will become the responsibility of Eagle Township, the Eagle Township board was informed that this resolution would be on the County Commission agenda by letter dated August 30<sup>th</sup>, I recommend that you adopt the resolution."

**Chairman Winters** said, "Commissioners you've had an opportunity to hear David's report, what's the will of the board?"

**MOTION**

Chairman Winters moved to adopt the resolution.

Commissioner Sciortino seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, "Next item."

**3. AGREEMENT WITH KANSAS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF A PEDESTRIAN/BICYCLE PATH ALONG PAWNEE BETWEEN WOODLAWN AND ROCK ROAD. CIP# R-296.**

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**DISTRICT #5.**

**Mr. David Spears** said, “This agreement is a result of an earlier application to KDOT for project funding under the Federal Highway Administration Transportation Enhancement Program, under the agreement Sedgwick county will provide design, construction administration, right-of-way acquisition and construction engineering services for the pedestrian bicycle path along Pawnee between Woodlawn and Rock Road designated and R-296 in the Capital Improvement Program. KDOT will reimburse the county for 70 percent of total actual cost of construction and construction engineering; Sedgwick County will pay for all other project expenses.

The construction cost for the project is estimated to be \$304,000.00 and construction engineering costs are estimated at \$45,450.00 for a total construction cost of \$349,450.00, the reimbursement from KDOT is estimated at \$244,615.00, Sedgwick County’s share of the project construction and construction engineering services is to be funded from local sales tax and is estimated at \$104,835.00, when completed Sedgwick County will be responsible for maintenance of the path, I recommend that you approve the agreement and authorize the Chairman to sign.”

**Chairman Winters** said, “David, will a path like this that is in the County by it’s location will it have signs on it designating that this is a County bike/pedestrian path or do those things just.”

**Mr. Spears** said, “We can put signs on it like that we have not done that in the past, you know we have the path out at the County park, Sedgwick County Park, and I don’t think it says that but everyone knows that’s Sedgwick County park and the Zoo, I mean we can certainly that.”

**Chairman Winters** said, “Well, you might want to just discuss it with the Commissioner who’s district this is in, but I’m sure they’ll be a lot of citizens from Wichita using this path and it might just be good to let them know who is responsible for the path. All right, any other discussion? Commissioner Unruh.”

**Commissioner Unruh** said, “Just had a question, David how wide is this path, and is it concrete or asphalt?”

**Mr. Spears** said, “I believe the path’s going to be 10 feet wide and it’ll be asphalt.”

**Commissioner Unruh** said, “Thank you, I mean I asked the question because there’s a road going in my district talking about a 10 foot wide sidewalk and there’s some controversy over it,

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so that's the source for my question. Thank you David."

**Chairman Winters** said, "All right, any other discussion? What's the will of the board?"

**MOTION**

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

Commissioner Unruh seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

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

**CONSENT AGENDA**

**K. CONSENT AGENDA.**

- 1. Grant Award from Kansas Health Foundation, through the Kansas Association of Local Health Departments, to be used for continuing education.**
- 2. Right-of-Way Easements.**
  - a. One Easement for Right-of-Way and one Temporary Construction Easement for Sedgwick County Project 618-15-3348, bridge on Central between 167<sup>th</sup> and 183<sup>rd</sup> Streets West. CIP# B-412. District #3.

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- b. Temporary Construction Easement for Sedgwick County Project 616-34, widening of 13<sup>th</sup> Street North between K-96 and 159<sup>th</sup> Street East. CIP# R-253. District #1.
- 3. Order dated September 22, 2004 to correct tax roll for change of assessment.**
- 4. Payroll Check Register of September 24, 2004.**
- 5. General Bills Check Register(s) for the week of September 22 – 28, 2004.**

**Mr. Bill Buchanan**, County Manager, greeted the Commissioners and said, “You have the consent agenda before and I recommend your approve it.”

**MOTION**

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

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, “Commissioners that concludes our regular business, we do need to have a short executive session today but before we do that is there any community items that we need to discuss? Commissioner Sciortino.”

**L. OTHER**

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**Commissioner Sciortino** said, “Well, I want to talk about animals, you know we’ve had a lot of requests for help for these stuffed animals, we’ve been getting gobs of them and ever since the article came out in the paper, it just skyrocketed and we now have over 5,000 stuffed animals to be given out to these children that need it. This one here is going to be a tear jerker folks, I don’t know that I have permission to use the family name so I won’t, but it was a young girl who’s father was dying of cancer and the mother suggested that maybe they get daddy a teddy bear and I guess she picked this one out and the mother has told us that it was a real comfort to her husband in the four remaining months of his life and the little girl thought maybe she should give the teddy bear to another little person so that maybe that that person could help somebody else, I mean that’s kind of neat, it kind of got to me. We gotta stop this because no matter where I go people are stuffing animals at me, but I was at the Derby Senior Center and this lady that’s a regular member there I can’t use her name but here initials are Sophie got me about eight of these and I just brought the big one as a representation here I mean the outpouring of generosity of people, some people are going out and buying brand new ones, some of them have a little story behind them like this one and it’s just been great, but I have to announce, we have more than adequate bears to probably out last me with the over 5,000 it’s either build a new EMS facility or slow down on the donations, but I want to thank everybody, but I didn’t realize in my wildest dreams it would take off this big, thank you, thank you, thank you. That’s all I have.”

**Chairman Winters** said, “All right, thank you Commissioner.”

**Commissioner Sciortino** said, “Please don’t send anymore bears.”

**Chairman Winters** said, “Commissioner McGinn.”

**Commissioner McGinn** said, “Well, and thank you to all those that did donate, that’s great to have that many donated in such a short period of time. Last weekend I had the opportunity to attend a couple of parades, Valley Center had their fall festival and it was a great day for fairs and that afternoon, Bel Aire had their festival and parade and anyway a lot of people out both those events and was just a great time. Also wanted to share next week Sedgwick County fair days at the Old Cowtown Museum, Old Time Fair Days, I’m not sure how they call that, that is a great event all the things that they do from that period of time is a great opportunity to bring the family out and since we’ve been having such great weather here lately, I’d go ahead and take advantage of that again, thank you.”

**Chairman Winters** said, “All right, thank you Commissioner. Commissioner Unruh.”

**Commissioner Unruh** said, “Thank you, Mr. Chairman. I got to see Commissioner McGinn at

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the Bel Aire Days parade, she had a lot of folks helping her walk so it's successful parade for you I'm sure."

**Commissioner McGinn** said, "Walking with me, I was walking by myself."

**Commissioner Unruh** said, "Oh, okay, walking with her. Good to make that distinction, I wasn't sure. But anyways, a fun day in Bel Aire and earlier that morning, as I mentioned earlier, walked in the Race for the Cure Parade which was a great event and then Monday night attended the Kansas Junior livestock show and the big beef eaters party they had out there and that's a lot of folks having a good time trying to support 4-H and the extension activities.

Yesterday morning, went to the last visioneering meeting with the group that I'm in, had a very lively conversation about consolidation so you Commissioners that are going to be attending the rest of the week will get prepared for that sort of conversation. Also want to mention that tonight were having K-254 corridor study with our partners along that corridor and folks in Butler County to probably accept the contract for the people who are going to, the experts in designing those corridors and giving input on it and I'd just like to thank Irene Hart, she's kind of been carrying the ball for Sedgwick County, doing a great job in leadership and working with the County Manager in Butler County to get this all coordinated and get the job done, something I think we need, and I don't think we can get this thing completed any to soon.

Last thing I want to say that Matt and Jabara got let outside at the gorilla exhibit at the Zoo this week, two little ones, they hadn't been outside before and I'll let you know that I think they like Sedgwick County outside also, the one's a little 98 pounder, you might be able to wrestle him Commissioner Sciortino and along with that with your interest in animals here I just want to say that there is a green and black poison dark frogs at the Zoo, they now have tadpoles, and I thought you'd be interested in knowing that."

**Commissioner Sciortino** said, "You know you're really strange."

**Commissioner Unruh** said, "That's all I have, Mr. Chairman."

**Chairman Winters** said, "All right, thank you. Commissioner Norton."

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**Commissioner Norton** said, “Well, I didn’t have anything as interesting as that in my life but I would like to just comment on the last couple of Friday nights I have opted out of my things to do for the county and have participated in Campus high football in Haysville and they’re now 4-0 for the first time in the history Campus high school, they play Newton Friday night for the Championship of their division the Ark Valley league its at Haysville and were pretty proud of that so if I’ve shirked my duties as a county Commissioner for a few Friday nights I apologize but this is pretty important to that south Haysville community and I hope that they go 5-0 Friday night.”

**Chairman Winters** said, “Very good, good luck to them. Commissioner Sciortino.”

**Commissioner Sciortino** said, “Yeah, I almost forgot something and I would be remiss and my wife would get upset with me. Andover days are coming up and that’s our neighbor in Butler County and it’s the Andover days festival or Fall Festival and Mary’s out busy cooking and baking and they have a really neat arts and crafts show and I’ve taken up a hobby of wood carving and there’s supposed to be some wood carvers there so I’m going to be anxious to go up and see what the experts do and maybe I can improve my skills a little bit so anyway, there’s a lot of things going on this weekend and if you can’t find something to do that’s enjoyable, you’re not looking very hard.”

**Chairman Winters** said, “All right, thank you very much. And I guess that I’d say that to about last weekend I mean there are a lot of things that are a lot of things that are happening. Jerry and I attended the Aviation Festival events Friday evening and was just a wonderful crowd and KC and the Sunshine band was there festivities were very good the crowd...”

**Commissioner Sciortino** said, “The truck beat the plane in a race.”

**Chairman Winters** said, “It was a great event, we had planned on attending Sunday but on a personal note our son Mark and his wife had a baby Saturday morning so we got the call late, late Friday night and so we spent the rest of the weekend in Kansas City with our son and mother and baby are getting along terrifically.”

**Commissioner Sciortino** said, “You’ve been doing this quite regularly lately.”

**Chairman Winters** said, “I know this is two, going to take a break here.”

**Commissioner Sciortino** said, “We have some teddy bears we could give them.”

**Chairman Winters** said, “So were going to take a break, but the Aviation Festival I think went off very well and so we appreciate all the people who put hard work and effort into brining that

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to the community, it's a terrific event. Want to remind everybody that there is no Board of County Commissioners meeting next Wednesday October 6; if you show up in our building you'll be alone. So there's no meeting next week. Commissioners is there any other business before we adjourn into executive session? All right Commissioner I think were ready for a motion."

**EXECUTIVE SESSION**

**MOTION**

Commissioner Unruh moved that the board of County Commissioners recess into executive session for 15 minutes to consider consultation with legal counsel on matters privileged in the attorney client relationship relating to legal advise and personnel matters of non-elected personnel, and that the Board of County Commissioners return to this room from executive session no sooner than 10:28.

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

**Chairman Winters** said, "We are recessed into executive session."

**Chairman Winters** said, "All right I'll call the regular meeting of September 29, 2004 back to order let the record show that there was no binding action taken in executive session today, Commissioners do any of you have any other business? Seeing none, Mr. Manager, Mr. Euson all right this meeting is adjourned."

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**M. ADJOURNMENT**

There being no other business to come before the Board, the Meeting was adjourned at 10:12 a.m.

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

**THOMAS G. WINTERS**, Chairman  
Third District

**DAVID M. UNRUH**, Chair Pro Tem  
First District

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**TIM R. NORTON**, Commissioner  
Second District

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**CAROLYN McGINN**, Commissioner  
Fourth District

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**BEN SCIORTINO**, Commissioner  
Fifth District

ATTEST:

\_\_\_\_\_  
**Don Brace**, County Clerk

APPROVED:

\_\_\_\_\_, 2004