

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

May 7, 2008

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., on Wednesday, May 7, 2008 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters, with the following present: Chair Pro Tem Tim R. Norton; Commissioner David M. Unruh; Commissioner Kelly Parks; Commissioner Gwen Welshimer; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Ms. Marilyn Cook, Director, COMCARE; Sheriff Gary Steed; Mr. Gregory D. Schauner, Sheriff Captain, Sheriff's Department; Ms. Jo Templin, Director, Human Resources; Ms. Sonja Armbruster, Community Health Assessment Coordinator, Health Department; Mr. John Schlegel, Director, Metropolitan Area Planning Department; Ms. Irene Hart, Director, Community Development; Mr. Robert W. Parnacott, Assistant County Counselor; Ms. Joni Wilson, Manager, Court Trustee's Office; Ms. Jvonnah Maryman, Immunization Program Manager, Health Department; Mr. Larry Ternes, Youth Services Administrator, Department of Corrections; Mr. David Spears, Director, Bureau of Public Works; Ms. Iris Baker, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Ms. Olivia Simmons, Vice President, Wichita Area Convention and Visitors Bureau.
Mr. Chris Rose, Agent for Applicant, Baughman Company.
Mr. Kent Brown, City Administrator, City of Clearwater.

INVOCATION

The Invocation was led by Pastor Junius Dotson of St. Mark United Methodist Church, Wichita.

FLAG SALUTE

ROLL CALL

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

Regular Meeting, May 7, 2008

CONSIDERATION OF MINUTES: En Banc Meeting, April 15, 2008
Regular Meeting, April 23, 2008

The Clerk reported that all commissioners were present at the En Banc Meeting of April 15, 2008 and the Regular Meeting of April 23, 2008.

Chairman Winters said, “Commissioners, you’ve had an opportunity to review those minutes. What is the will of the board?”

MOTION

Commissioner Welshimer moved to approve the Minutes of the Regular Meeting of April 15th, 2008 and the En Banc Meeting of April 23rd, 2008.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “Next item.”

PROCLAMATIONS

A. PROCLAMATIONS.

1. PROCLAMATION DECLARING MAY 10 – 18, 2008 AS “NATIONAL TOURISM WEEK.”

Chairman Winters said, “Commissioners, we have three proclamations for our consideration this morning. The first one:

Regular Meeting, May 7, 2008

PROCLAMATION

WHEREAS, travel is one of America's largest service exports creating a travel trade surplus in excess of \$8 billion and is one of the nation's largest employers accounting for more than 7.5 million direct travel-generated jobs, or one in every eight U.S. non-farm jobs; and

WHEREAS, including the direct spending in the U.S. by domestic and international visitors, travel and tourism generated \$740 billion last year, providing \$110 billion in tax revenue to local, state and federal governments; and

WHEREAS, 3.4 million travelers visit Sedgwick County each year contributing \$356 million a year to the economy in Sedgwick County; and

WHEREAS, as people throughout the world become increasingly aware of the outstanding cultural and recreational opportunities available in Sedgwick County, Kansas and throughout the United States, travel will become an increasingly vital resource in improving America's image around the world and an extension of our public diplomacy.

NOW THEREFORE, BE IT RESOLVED that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 10-18, 2008 as

NATIONAL TOURISM WEEK

And encourage the people of Sedgwick County to observe this week with appropriate ceremonies and activities.

Dated May 7th, 2008.

Commissioners, that is the proclamation. What is the will of the board?"

MOTION

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

Commissioner Welshimer seconded the motion.

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

Regular Meeting, May 7, 2008

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “And we have a group of folks here from Visitors . . . our Convention and Visitors Bureau, so welcome to the Sedgwick County Commission Meeting, and Olivia, take it away.”

Ms. Olivia Simmons, Vice President, Wichita Area Convention and Visitor’s Bureau, greeted the Commissioners and said, “Well, thank you, Chairman. Really, we’re here to thank you for your support in all of the tourism activities that go on throughout the year. Without that support we wouldn’t be able to do some of the things that we accomplish, so thank you very much.

And also we’ll try to shorten that proclamation for you for next year, but well make the numbers bigger, how’s that.”

Chairman Winters said, “I tell you, those are significant numbers, to think about the effect that the travel industry has on our economy, both locally, regionally and nationally. There is a group here from Convention and Visitor’s Bureau. I’d appreciate it if you would just introduce all those people here this morning.”

Ms. Simmons said, “I would love to do that. First of all, down on the end is our President, CEO John Rolf, next to him is . . . come on you guys, stand up . . . and next to him is Maureen Hofferneen, our vice president over sales and services, and Tyn Wynn, who is our membership manager, and Stacy Woody, who oversees all our finance and keeps us on track, and then Leslie Harvey, who is our marketing manager. So all of them played a part in getting all of your bags ready and doing all of the successful things that happen all year.”

Chairman Winters said, “All right. So we make sure we’ve got your name in the record, please give us your name and title.”

Ms. Simmons said, “Thank you. Olivia Simmons, and I’m Vice President of the Convention and Visitor’s Bureau.”

Regular Meeting, May 7, 2008

Chairman Winters said, "All right. And I see that you have delivered what is evidently some promotions for activities we could do and see in our neighborhood. Is that right?"

Ms. Simmons said, "Yes. And we also know you get the mid-morning munchies so there's some hot apple pies, compliments of McDonald's locally, and also some pineapple cookies, fresh made for you. There's some mints in there and some other goodies. But most importantly is our new visitor guide for 2007, so you can really get out, know what all there is to do in this great Sedgwick County and then also some great information on National Tourism Week, why we celebrate it during this time, and a lot of the facts and figures from the proclamation that you can carry forward as you continue to support our efforts.

Some other materials that are in there include an insert that actually will go in the newspapers this week, newspapers not only in Wichita and Topeka, but also in most major cities in the entire Midwest, so were really good coverage for people to come here during the summer months, or anytime of the year. So I hope you enjoy everything that's in there. Again, we thank you for everything that you do, and we thank you for the opportunity."

Chairman Winters said, "All right. Well, on behalf of the Board of County Commissions we appreciate all the work you do, on behalf of promoting our community and our region, so thank you all very much for your work. Madam Clerk, would you call the next item."

2. PROCLAMATION DECLARING MAY 2008 AS "MENTAL HEALTH MONTH."

Chairman Winters said, "Commissioners, a second proclamation this morning for your consideration.

PROCLAMATION

WHEREAS, mental illnesses are very common, affecting one in five adults. They could affect you, your sibling, parent, grandparent, friend, neighbor or co-worker. Mental illnesses know no boundaries and affect people of all ages, races, sex and economic status; and

WHEREAS, treatment outcomes for people with even the most serious mental illnesses are comparable to outcomes for well-established or surgical treatments for other chronic diseases. The early treatment success rates for mental illnesses are 60 to 80 percent, which is well above the 40 to 60 percent success rates for common surgical treatments for heart disease; and

WHEREAS, COMCARE continues its dedication to educating the public about ways to

Regular Meeting, May 7, 2008

preserve and strengthen mental health by removing the barriers to access effective care and by putting an end to discrimination against people with mental and addictive disorders.

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 2008 as

‘Mental Health Month’

in Sedgwick County and call upon all Sedgwick County citizens, government agencies, public and private institutions, businesses and schools to recommit our community to increasing awareness and understanding of mental illness and the need for appropriate and accessible services for all people with mental illnesses.

Dated May 7th, 2008. Commissioners, that the proclamation. What’s the will of the board?”

MOTION

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

Commissioner Parks seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “And to accept the proclamation is Marilyn Cook.”

POWERPOINT PRESENTATION

Regular Meeting, May 7, 2008

Ms. Marilyn Cook, Director, COMCARE, greeted the Commissioners and said, “Thank you very much for the proclamation, and for the support that you give COMCARE throughout the entire year. This year we thought we would recognize Mental Health Awareness Month in a little different way.

I am going to tell you a story about a Kansas woman named Elizabeth Layton, some of you may be familiar with her. She’s become actually very famous. Elizabeth was born in 1909 in a little town in Kansas calls Wellsville. Her father was the publisher of the local newspaper there, her mother was a stay-at-home mom, but she became the Kansas Poet Laureate in the 1920s, so she came from some folks that were very well educated and talented. Elizabeth completed two years of college, and shortly after that, she got married and had five children in ten years. She suffered her first severe episode of depression after the birth of her first child, which is not uncommon, and to complicate things further, the marriage that she had entered into was not a good one almost from the get-go. She was treated for her depression with therapy and medications.

She also had several hospitalizations at the state hospital. She received 13 ECT treatments for her depression, and she eventually was diagnosed with a bipolar condition. She eventually went through a divorce in her 40s, and remarried a man named Glen who became the love of her life, and in 1976, after one of her adult sons died, she went into a very extended and serious depression that involved a lot of grief, and that started another serious depressive episode.

So the next year she continued to get treatment and the following year her sister encouraged her to go to an art class in the community, and she took a class in a method that’s called blind contour drawing. What that is is when you try that, you basically focus on the object that you are going to look at, that you are going to draw and you draw the outline, but you also draw some additional details, and you don’t look down at the paper. That’s why they call it blind. So for instance, if you were going to draw your hand in that method, you would draw around your hand, but then you would also add some features, so it is not pure outline, like around your thumb, this major line in most of our hands, so that the pictures have a little bit more dimension to them that’s just an outline.

Elizabeth Layton did most of these by looking in a mirror, not looking down, and so a lot of the drawings that you are going to see that she has done were self-portraits. She became known as Grandma Layton. She started that class when she was 68 years old. She became absolutely

Regular Meeting, May 7, 2008

enthralled with it, and in drawing, and not only did she draw, but she also made some written comments about each of the pictures that she drew, and felt what she described to be a wonderful emotional release in being able to draw and being able to describe what she was feeling when she had those . . . when she was doing those drawings.

So over 15 years, Grandma Layton did 1,500 of these contour drawings, 1,200 of them were portraits of herself and her husband Glenn. When someone said why did you make so many, she said, 'well, we were readily available'. She used her drawing to share the aging process with others, but she also became very focused on social issues that affect the human condition as well, so a lot of the pictures that she drew had comments, they were pictorial comments of what was going on in the world at the time. She refused to sell any of these drawings but she gave them away freely.

COMCARE has two of them that we found a couple of years ago, and we put them up in the hall a couple of years ago, but none of the rest of her drawings were sold until after she died. She was treated at a community mental health center in Ottawa, Kansas and always felt great appreciation for the services that she got there, and for the community mental health center in general.

So to help celebrate Mental Health Month, we've obtained 20 framed reproductions of her work that have been touring Kansas for a couple of years. Her work has been exhibited in the Museum of Modern Art, the National Museum of Women in Art, and even for a short period of time at the Smithsonian. COMCARE has the 20-picture exhibit hanging in our administrative building at 635 North Main, and I would like to show you just two of them.

The first one that is up on the screen, and this is my very favorite one, and I got to tell you, this is one she did the first year she was drawing to show you just how talented she was. This one is called Thanksgiving and it's remarkable. She said she hated to cook, and here she was, she had a family of five children, four additional step children, so she was in the kitchen all the time. So for Thanksgiving her picture shows her sitting at the table with some of her family, a grandchild next to her, and they all have boxes of Kentucky Fried Chicken in front of them, and if you can see to the left of the olives there were Oreo cookies for dessert. In the background, out the window, you can see a live turkey just strutting, very freely and very happily that he is not sitting in the middle of the table. And she just said when she wrote about that, she just figured that was just best for everybody.

Then the second picture, I wanted to show you, we have 20 of them hanging, but I love this one, too. This one is called 'Equal' or 'The Golden Rule'. She did this in 1979. It is a composite of herself on the left and Glen on the right, so it's one person, and their union, she felt, was one of equality. They are sitting at the kitchen table eating a piece of cherry pie, which she said

Regular Meeting, May 7, 2008

symbolized nurturing. Both of them have some symbolism about the golden rule, which of course is do unto others as you would have them do unto you.

Elizabeth has a sewing tape measure around her neck and Glen has a carpenter's rule, and there are roses in the picture, there is rain, snow, and then a rainbow. And this is the first time she drew a rainbow, and then it appeared in many, many of her drawings, but as she also had a leaky faucet in the back, which she said represented minor irritations in life. She is sitting on a dictionary, so she will be just as tall as Glen is, and she said that represented equality. Glen said later about the picture she is sitting on the dictionary because it has a lot of words in it and she's talking all the time, so wonderful exhibit is there.

I do want to thank you again for recognizing the importance of good mental health and sound mental health and treatment, and we would like to encourage anybody that would like to come see the exhibit to come to our administrative building at 635 North Main. It's going to be open from 8:30 to 4:00 from May 8th, which is this Thursday, until the 30th, and you can see the collection for yourself. It is just really wonderful to see it up front and in person. I also want to thank Bev Baalman for obtaining the collection for us and getting it here. Lynn Frazier from COMCARE helped her do that and hang them yesterday and to thank you again for the support that you give us and the recognition about the importance of good, sound mental health."

Chairman Winters said, "All right, thank you very much, Marilyn, and thank you for the story about the exhibit that you're going to have at COMCARE. We certainly appreciate all the work that you do and all of the staff at COMCARE, vitally important and we hope this recognition of this month, of mental health will help our continuing education process. Commissioners, are there any comments? Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chair. I just wanted to also commend Marilyn for your leadership through COMCARE and as we try to educate and bring understanding to the issue of mental illness in our society, it seems illogical and an incongruity that if one in five folks are affected with this in some way or another there still should be a stigma and discrimination associated with folks who have mental illness. And so I appreciate the fact that we have an opportunity to kind of highlight it, educate it, and let people know what Sedgwick County's involvement is in trying to be of service to our citizens.

So once again, thanks for your presentation. But thanks to you and all the COMCARE staff for the hard work that they do each day in providing access and care to some of our citizens who are in need. Thank you."

Chairman Winters said, "All right. Marilyn, thank you very much. Next item."

Regular Meeting, May 7, 2008

3. PROCLAMATION DECLARING MAY 11 – 17, 2008 AS “NATIONAL PEACE OFFICER MEMORIAL WEEK.”

Chairman Winters said, “Commissioners, our last proclamation this morning.

PROCLAMATION

WHEREAS, the Congress of the United States of America has designated the week of May 11 as ‘National Peace Officer Memorial Week’; and

WHEREAS, Public Law 87-726, signed by President John F. Kennedy in 1962 was amended as above by the 103rd Congress as part of the Violent Crime Control and Law Enforcement Act of 1994; and

WHEREAS, the law enforcement officers of America have worked devotedly and selflessly on behalf of the people of this nation, regardless of the peril or hazard to themselves; and by the enforcement of our laws, these same officers have given our citizens a system of peace and order; and

WHEREAS, Sedgwick County desires to honor the valor, service and dedication of its Sheriff’s Deputies and all law enforcement officers joining with other counties and cities to honor peace officers everywhere.

NOW THEREFORE BE IT RESOLVED, that I, Tom Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 11-17, 2008 as

‘NATIONAL PEACE OFFICER MEMORIAL WEEK’

And call upon citizens to honor and show sincere appreciation for the law enforcement officers of Sedgwick County and join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

Dated May 7th, 2008.

Commissioners, that’s the proclamation. What’s the will of the Board?”

MOTION

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

Regular Meeting, May 7, 2008

Commissioner Welshimer seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “And here to accept the proclamation is Sheriff Gary Steed.”

Sheriff Gary Steed greeted the commissioners and said, “It’s quite an honor and a pleasure for me to be here today to accept this proclamation on behalf of the law enforcement officers in Sedgwick County and in particular the men and women that serve at the Sedgwick County Sheriff’s Office. Every day we see in the news stories of heroism and courage and bravery and sacrifice by law enforcement officers across the country, sometimes here in our community, and it gives me chills to know that I serve with men and women here in law enforcement in our community that exhibit that same bravery and courage that we see everywhere in public safety in our great country. I thank you for the proclamation. It’s important that we recognize the sacrifice of these law enforcement officers in our community. I think it’s important that those that continue to serve our community know that should they be called upon to give their life in sacrifice in the line of duty that they will be remembered with proclamations and memorials and their service will be recognized.

But perhaps most importantly I think these proclamations are important to the family members in our community, who have also given the ultimate sacrifice by giving up a loved one who gives the ultimate sacrifice on our behalf to make our community a safer place and a better place to live.

So I would like to also take this opportunity to take just a moment to invite all of you, and of course the public to our law enforcement memorial service, which will occur next Tuesday at city hall at noon, and I believe that’s May 13th, I want to extend that invitation to you and our community, and thank you very much for this proclamation.”

Chairman Winters said, “Sheriff Steed, thank you for being here to accept the proclamation, and our next item is we’re going to be saying thank you and best wishes to a long-term Sheriff’s employee and so I think it was very fitting that a a number of his colleagues and the people who

Regular Meeting, May 7, 2008

work for you in the Sheriff's Office are here this morning both really to be here for the retirement, but to hear the words of this proclamation which, again, as you say, they are more than just words, they are a real appreciation for the work that the Sheriff's Department staff does, so thank you on behalf of the Commissioners, for accepting this proclamation."

Sheriff Steed said, "All right, thank you."

Chairman Winters said, "All right, Madam Clerk, would you call the next item."

RETIREMENT

B. PRESENTATION OF RETIREMENT CLOCK TO GREGORY D. SCHAUNER.

GREGORY D. SCHAUNER, SHERIFF CAPTAIN, SHERIFF'S OFFICE, WILL RETIRE JUNE 1, 2008 AFTER 31 YEARS OF SERVICE.

Ms. Jo Templin, Director, Division of Human Resources, greeted the Commissioners and said, "This item recognizes the many contributions of, as Chairman Winters said, one of our long-term law enforcement officers and for the dedication to public service that he's had. Gregory D. Schauner is going to retire June 1st as Sheriff's Captain, and he has been here 31 years."

Chairman Winters said, "Greg, on behalf of the Board of County Commissioners, we want to take a moment to recognize your service. We certainly appreciate what I believe looks like your family who is here today, and a number of officers from the Sheriff's Department. You know, the proclamation wasn't directed specifically at you, but I am so pleased that we had this proclamation on a day when so many of the Sheriff's Department is with us in this room today to celebrate your retirement.

You know, I traditionally kind of say the same thing on retirements. We absolutely appreciate every employee who works for Sedgwick County, but those employees who are directly involved in the safety of our citizens on an every day, 24-hour basis, we have a special appreciation for the work that you and your comrades do as they deal with the lives of our citizens and oftentimes in not very good circumstances, but in times when we have the confidence that you and the other officers with the Sheriff's Department are taking a very professional stance and work.

Because of today's events, we do have this certificate today, recognizing your service. We have this clock from the Board of County Commissioners. It is just a token, but we hope that you

Regular Meeting, May 7, 2008

remember the efforts and the work that you've done for and with the Sheriff's Department over the years and we hope this clock is a reminder of the good times of that public service. Greg we wish you the very best. If you would like to make a comment, we would certainly like to hear from you if we could."

Mr. Greg D. Schauner, Captain, Sheriff's Department, greeted the Commissioners and said, "Thank you. Thirty-one years, sounds like a long time but, in looking back, it seems like hardly any time at all. And throughout those years, been some very good times, not so good times, but the good times certainly outweigh the bad times. I've enjoyed the opportunity to work for the county and the Sheriff's Department, and the opportunities I've had to work with so many good people, not only with the department, but with other agencies as well, and just want to thank everybody for the opportunities I've had and the county has been good for me over the last 31 years, and I hope I've been able to repay some of that in my service to the community."

Commissioner Norton said, "What next, Greg?"

Captain Schauner said, "I'm still going to keep working in government. Actually, I'm going to go to the federal side. I accepted a position with United States Railroad Retirement Board. I will be doing that."

Commissioner Norton said, "So you won't be underfoot, at home all the time then,

Captain Schauner said, "Not all the time."

Commissioner Norton said, "That's probably good."

Chairman Winters said, "Thank you and congratulations. Madam Clerk, would you call the next item."

APPOINTMENTS

C. APPOINTMENTS.

1. RESIGNATION OF MORRIS BOEHLKE FROM THE GREELEY TOWNSHIP TRUSTEE.

Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "This has resignation has been submitted to you in writing and I would recommend that you accept it."

Regular Meeting, May 7, 2008

Chairman Winters said, "Commissioners, you've heard that report."

MOTION

Chairman Winters moved to accept the resignation.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, "Next item."

**2. RESOLUTION APPOINTING CHRISTOPHER T. HAMILL
(COMMISSIONER WINTER'S APPOINTMENT) TO THE GREELEY
TOWNSHIP TRUSTEE.**

Mr. Euson said, "This will fill the vacancy just created on the township board. This will expire in January of 2009 and I recommend that you adopt this resolution."

Chairman Winters said, "Commissioners, you have heard the report."

MOTION

Chairman Winters moved to adopt the Resolution.

Commissioner Norton seconded the motion.

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

Regular Meeting, May 7, 2008

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, "I believe Chris was going to be here. Is Chris here this morning? Evidently he will not be here and we'll take care of swearing him in at a later time.

Madam Clerk, would you read the next item."

AWARDS

D. PRESENTATION OF MINI MPA CERTIFICATES TO SEDGWICK COUNTY 2007-2008 GRADUATES.

- **MARIANN BARDEZBAIN – COMCARE**
- **SARA JANTZ – DIVISION OF FINANCE**
- **CHRIS MORALES – DEPARTMENT OF CORRECTIONS**
- **MICHAEL OLIVER – SHERIFF'S OFFICE**
- **TIM WAGNER – CODE ENFORCEMENT**
- **KIM WALKER – HUMAN RESOURCES**

Dr. John Wong, Interim Director, Hugo Wall School of Urban and Public Affairs, Wichita State University, greeted the Commissioners and said, "It is a distinct pleasure and honor this morning to be here to present certificates of completion to a number of county employees for completing the Mini MPA program. I believe you have in front of you a little spiral-bound brochure that tells you a little bit about our programs at the Hugo Wall School. If you flip over the yellow tab, on the back of that page, it has a little bit of information about Mini MPAs. I'll just briefly describe what the mini MPA is.

First of all, description of the acronym, MPA stands for Master of Public Administration, which is the recognized credential for individuals interested in a career in public service. It is not that. It is a

Regular Meeting, May 7, 2008

mini version of that. It is a sampler of what we offer in our Master of Public Administration program, and the way the program is configured, it is 16 weeks, three hours starting at 7:30 in the morning Friday, so it runs through the fall and the spring, and students have the option of actually taking that for credit, to get the actual master's degree, it is 39 semester hours.

This one mini MPA class would qualify for three credits. Through the 16 weeks we basically discuss various topics that we cover in a number of our regular classes, to give students an idea of what that master's degree is actually like. And to give you an idea of the magnitude of the program, the present form of the program in its previous incarnation, I think probably close to 100 county employees have gone through it, and a number of those employees have gone on and gotten the actual master's degree.

So I do applaud the county for furthering their education in pursuance of providing better public services. Without further ado, we'll present those certificates. As common practice in awards shows, they aren't in any particular order so I can't mess them up.

First recipient . . . before I do that, I'll read what's on the plaque. The first recipient is Sara Jantz. It has the name and says 'Has successfully completed all the requirements for the Mini MPA class of 2007-2008, awarded by the faculty and public administration, Hugo Wall School of Urban and Public Affairs, Wichita State University, Wichita Kansas, March 28th, 2008', signed by myself and the Dean of the College of Liberal Arts and Sciences. Sara, congratulations. Our next recipient is Michael Oliver, congratulations. Next, Kim Walker, congratulations. Next recipient, Chris Morales, congratulations. Next recipient, Marianne Bardezbain, congratulations. And also I believe we have one recipient who isn't able to be with us, Tim Wagner, in Code Enforcement, who I believe is out enforcing codes at this time. Thank you."

Chairman Winters said, "Let's give those folks a round of applause. Well, just two quick comments, one, to all of those folks who went through the process of receiving the mini MPA, on behalf of the Board of County Commissioners, congratulations. All of the commissioners do believe that continuing education and improving our skills is extremely important, not only for the operation of the organization, but for the service we deliver to the citizens of Sedgwick County and our region, and without that continuing strive for excellence, we would be lesser qualified individuals.

And then secondly, thank you to Dr. Wong and the university. The Hugo Wall School of Urban

Regular Meeting, May 7, 2008

and Public Affairs touches our organization in many, many places, and your commitment to the community, to the operation of local government, and the better working of local government is very much appreciated.

We all wear many hats, and even with my Regional Economic Area Partnership hat on, we have got a terrific working relationship with the Hugo Wall School at WSU, and we hope we can continue all of this for many, many years to come. So, again, on behalf of the Board of County Commissioners, thanks for everyone who participated in this recent program. Madam Clerk, would you call the next item.”

PRESENTATION

HEALTH DEPARTMENT

E. PRESENTATION OF THE SEDGWICK COUNTY HEALTH DEPARTMENT 2008 STRATEGIC PRIORITIES.

POWERPOINT PRESENTATION

Ms. Sonja Armbruster, Community Health Assessment Coordinator, Health Department, greeted the Commissioners and said, “I am here to present our data book and share our strategic priorities with you, which is of course why we have pictures of soccer players to begin. I assure you have the right slide, that I didn’t just give you the picture. I’m sharing this picture because I was reading Sports Illustrated last month, and on the back page of Sports Illustrated there is always a very entertaining article, and Chris Ballard was writing about sports fans adore stats, the more the better, we revel in points per game, games per home runs and home runs per home stand. And his argument basically in the whole article was the reason that major league soccer hasn’t taken off in the U.S. is that there just aren’t enough statistics, that we need, you know, in sports, every pitch has some statistics that can go with it, for baseball, but not so much in soccer.

And he goes on to say that stats provide context, they empower us, and so as I present your data book to you today about what happens with health in Sedgwick County, these statistics do empower us to make a difference in what our community does. And so today I’m here to share with you our first Sedgwick County Health Department data book, and what you have there is a table of contents, that talks about the different kinds of aspects that you will find in the data book, including population information about access to care, birth, injury, mortality, morbidity, and our leading health indicators. The book has over 50 different data points or kinds of data points in the book, and as much as I would love to talk about all 50 of those with you, I decided to frame out presentation around our strategic priorities.

Regular Meeting, May 7, 2008

But just before I start with that, I'm going to talk to you a little bit about the social determinants of health and one of the struggles that public health has over and over again is that the circle that defines what is and what is not public health is very fuzzy. There are not bright lines between that because so much affects the health of the public. It's not just my age or my gender or my hereditary factors, but it's also my individualize the style choices, and my community influences. Are there sidewalks? Do people encourage other kinds of moving and healthy behavior? And what are my living and working conditions. I work at a computer and sit almost all day, so if I am going to get 10,000 steps a day, I need to make an intentional choice to do at that. Or our social economic, cultural, environmental conditions, do we live in a place with clean air and clean water and clean standards, so there are so many things that affect the health of the community. It gets hard to define one particular thing. We can point out so many things impact the health.

And we know from quality research that the things that cause premature death can be mitigated, that that only 30% of premature death is related to hereditary factors, which means public health and our community members have an opportunity to impact 70% of the reasons people die early and many of those include the biggest portion is our own behavior patterns. And our exposure to environmental exposures like secondhand smoke or various other carcinogens, and that 10% of my health that would be determined by an early death would be related to access to healthcare and the quality of that care.

So our health department priorities for this year are tobacco use prevention, health care access, health protection, physical activity and nutrition and low birth weight. And I am going to talk a little bit about each of those. Tobacco use prevention has certainly received a lot of attention in our community over the last five months and most recently with decisions yesterday. We know that people change their tobacco use behaviors when we make one of two major public policy changes. If we have ordinances that protect people from tobacco exposure in work sites, in public places, and second, if we raise the tax on tobacco. These are the things that have motivated changes in tobacco use in large way.

If we look at the data, we see that in this entire decade from 2000 forward, there has not been a significant shift in tobacco use behavior. This is a survey that's done of all residents in the United States and Kansas and Sedgwick County and approximately 20% of Sedgwick County residents smoke across time. So in order to impact that, the goal for the Healthy People 2010 goal would be to reduce the number of tobacco users by half. And to do that, there would have to be some pretty major decisions made but we only know what we want to do when we know what the numbers tell us.

Also an interesting thing to look at about tobacco use related to the social determinants of health has to do with income and education. We know that when people make less money, they are more inclined to smoke. Thirty-three percent of people who make less than \$15,000 a year smoke,

Regular Meeting, May 7, 2008

compared to people who make over \$50,000 a year, only 15% smoke. And also education has a big impact. Only 10% of college graduates choose to use tobacco, which is half of what we saw the Sedgwick County overall tobacco use, but 28% of people with less than a high school degree, so education and economic development are public health issues.

A second priority for the Health Department this year is healthcare access, which I know we've been working very much . . . have a number of workgroups working hard on. And I just wanted to share with you a few data points related to health care access. These data come from the Kansas Health Insurance Study, and what it shows in the first tall diagram there is a comparison between Kansas and Sedgwick County, and for residents who do not have a high school diploma, 40% of Sedgwick County adults who do not have a high school diploma do not have access to health insurance compared to those with a college degree. Only nearly 4% of those with a college degree do not have access to health insurance.

Second, we can see that it's also related to employment status. Most of us receive our health insurance through our employer, and we can see that 10% of people who work for . . . or 9.1% of people who work for an employer full-time do not have health access and that 19% of Sedgwick County residents who work part-time, perhaps they work more than one part-time job, do not have access to health insurance.

A third priority for the health department is health protection which you can see here one of our nurses giving a flu shot, and health protection can mean many, many things. When we provide education in our WIC program to say what an appropriate serving of fruits and vegetables is for our children, we know that we're protecting their health to be healthier residents in the future but it can also relate to flu shots. We know that if we can help our community get in the habit of getting their flu shots that when pandemic flu should come to the United States and to our county, they would have a better understanding of how that process works, they would know where to go, and that sort of thing.

To protect our residents over age 65 from flu and pneumonia, it is recommended that they get a flu shot every year, and that they get a pneumonia shot at least once after the age of 65. That's what the survey is asking. The goal is 90%, and you can see that we've gotten better every year, or we've gotten better over time, but we do not meet the goal.

Further, in tuberculosis, our rates are a little more volatile in tuberculosis, active cases, than they are across the U.S. And Kansas. I wish the graph went on to say 2007, because in 2006 we had 26 active tuberculosis cases, which is the data point you see there. In 2007, the graph bumps back down because we had 17 active cases of tuberculosis. Which means we need to continue surveillance and treatment of this disease that seems like it wouldn't be present in the United States, but very much is part of our community.

Regular Meeting, May 7, 2008

Next priority is physical activity and nutrition. This picture that you see there is many of our county employees out enjoying Walk at Work, which will be happening on May 21st again, and we know

that we would like the recommended standard for physical activity is that all residents would get at least 30 minutes of physical activity five days a week, and the standard for the nation is that our community would get to at least 50% of people getting that recommended physical activity, and we're close, but we're not quite there. You can see a comparison between Sedgwick County, Kansas and the United States, and for the most part Sedgwick County trails.

Also in fruits and vegetable consumption, this is one of the more interesting things to me, we're hoping that people will eat at least five fruits and vegetables a day. That's the minimum, and we see that in Sedgwick County in the most recent year we have data, only 18% of our residents eat five fruits and vegetables a day. So we have a lot of education and encouragement to do to try to change behaviors related to nutrition.

Our last priority area is low birth weight, and that would be because so many of our programs relate to low birth weight. A low birth weight baby would have increased hospitalization and care costs, would have increased health problems throughout their lives, and it is the major driver for infant death. And so in our community, we can see that the national goal is to have 5% or fewer births that are low birth weight. And a low birth weight is five and a half pounds or less and you can see here that Sedgwick County, we consistently have between 6.6% and 8% of our babies are low birth weight babies, so we're doing many measures to achieve the national goal and reduce the number of low birth weight babies in our community.

So those are our strategic priorities. I would like to add a couple of things. First, that in 2006 the National Association of City and County Health Officials released an operational definition of a functioning public health department, and they based that on what a local public health department should be on the ten essential services in public health.

The first essential service is to monitor health status, and that's what we're doing here is to monitor health status through collection of this data, ensuring it with the community. When we received that definition, we went to the community and had a visioning session with 50 community partners and they said we would like more access to health data, and we would like a data book, so we're happy that this meets that goal and we hope to continue to do that annually.

I am very appreciative of the support that this project has had from our Claudia Blackburn and my boss, Cindy Burbach and the very significant support we received from county Communications, including Tony Guiliano and Jenny Gluszak and I stand for questions.”

Chairman Winters said, “All right, Sonja, thank you very much for the presentation. The data book is very well done. Just looking at it here for a few moments this morning, it is pleasing to the

Regular Meeting, May 7, 2008

eye, and contains good information. So I think you've done an excellent job of putting this information together. Now, when you . . . you know, I continue to see where Kansas and Sedgwick County somehow lags behind in a number of areas. Now that you're making this information more available and more readily seen by all of us, we're going to hope some of those numbers go the other direction.

Ms. Armbruster said, "Of course we would like improved community health as well."

Chairman Winters said, "We assume that going to be your responsibility."

Ms. Armbruster said, "I'm sure it is the responsibility of all of us."

Chairman Winters said, "Well, at least partly yours."

Ms. Armbruster said, "Absolutely. The department hopes to improve community health and monitoring the data is a strategy to understand how to get there."

Chairman Winters said, "We appreciate very much seeing this information in this format. We appreciate the work that you've done on this project of developing the strategic priorities. I think it's well done, and this is an excellent book. Commissioners, are there any other comments? Commissioner Norton."

Commissioner Norton said, "Well, you know, I think we've made such strides in the last few years since we really took over the health department. We had the health assembly, and looked at our community holistically and where the health department fits in with the wellness and the health of the community, and then we took a subset of that which was access to health and had a summit this last year, and we continue to have workgroups that work on that, and getting this data starts to put together that thought process of what you measure is what you work on, and if you're measuring it every year and seeing your progress, then we'll continue to work on it."

Information is powerful, and so, for so long we've kind of known some of these facts, but we haven't had them in a consistent measurable format where every year we can pull out the yardstick and go we made some progress, or here's something we need to work on. And truthfully, it is not good enough just for health professionals to keep that information under the bubble and say we're working on it. The whole community needs to have access to this data to understand how their

Regular Meeting, May 7, 2008

individual lifestyles and choices and decisions they make affect their health, but also this statistic that we're trying to change of health in the community.

So I think it's wonderful, I applaud you for it. I hope we can do it every year, because once again what you measure is what you're going to work on and I think this gives us a measurement that we can look at."

Chairman Winters said, "All right, thank you. Sonja, thank you again for your presentation. Dr. Burbach, thank you for being here this morning. We appreciate all of the work of our health department."

Ms. Armbruster said, "Thank you."

Chairman Winters said, "Madam Clerk, would you call the next item."

PLANNING DEPARTMENT

F. PLANNING DEPARTMENT.

- 1. MAPD CASE NUMBER ZON2008-00011 – ZONE CHANGE FROM "SF-20" SINGLE-FAMILY RESIDENTIAL TO "LC" LIMITED COMMERCIAL; GENERALLY LOCATED EAST OF RIDGE ROAD AND SOUTH OF 45TH STREET NORTH, (4530 NORTH RIDGE ROAD AND 7101 WEST 45TH STREET NORTH). DISTRICT #4.**

POWERPOINT PRESENTATION

Regular Meeting, May 7, 2008

Mr. John Schlegel, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, "As you can see from the graphic in front of you that the applicant's two properties on the southeast corner of Ridge and 45th Street North, they are requesting a zone change for these two properties from SF-20, Single Family Residential to LC, Limited Commercial. Total area of this application is about 3.2 acres, currently one property is platted and the other is not.

Both properties, as you can see from the aerial photo I've put up before you now, are developed with single family residential units, and the surrounding areas pretty much characterized by similar type of residential development on large lots, and agricultural land. The zoning pattern for the area is SF-20 predominantly, although the area is changing in character. Just to the south and east of the site, what is denoted in the blue hatched area was a 55-acre action that was taken by this board back in 2006 to rezone that property, predominantly to LC, but also to some other transitional commercial and office zoning designations, and it is all covered by a single Community Unit Plan for that entire 55-acre tract. Then further to the east you can see an area that is now in the City of Wichita that has been platted and will be undergoing development as single-family residential in the near future.

The MAPC heard this item at its meeting on March 27th, and the case was approved unanimously by the MAPC with a recommendation for approval subject to being platted within one year, and the provisions of Protective Overlay #208. Those twelve conditions are listed in your agenda backup report, and those conditions predominantly deal with trying to make the rezoning of these two parcels consistent with the provisions that were contained in the community unit plan that you had previously approved adjacent to this property.

There was no one to speak in opposition to this request at the MAPC meeting, and with that I will be glad to take any questions that you might have."

Chairman Winters said, "All right, thank you John. Are there questions or comments?"

MOTION

Commissioner Welshimer moved to adopt the findings of the Metropolitan Area Planning Commission; approve the zone change to "LC" Limited Commercial, subject to the unplatted tract being platted within one year and to the provisions of the Protective Overlay #208; direct staff to prepare an appropriate Resolution after the plat has been approved; and authorize the Chairman to sign the Resolution.

Commissioner Park seconded the motion.

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

Regular Meeting, May 7, 2008

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, "Next item."

- 2. MAPD CASE NUMBER ZON2008-00012 – ZONE CHANGE FROM "RR" RURAL RESIDENTIAL TO "SF-20" SINGLE FAMILY RESIDENTIAL FOR A HIGH SCHOOL; GENERALLY LOCATED NORTH OF 93RD STREET NORTH AND EAST OF MERIDIAN AVENUE. DISTRICT #4.**

POWERPOINT PRESENTATION

Mr. Schlegel said, "In this second case, the applicant is the Valley Center School District. They are seeking to have this site rezoned from its current RR, Rural Residential district, to SF-20, Single Family Residential, for purposes of developing one or two schools on this site. The RR, Rural Residential zoning designation would require that for a school or schools to be developed on this site they seek a conditional use, whereas with the SF-20 zoning designation, school would be permitted by right, and they opted to pursue the rezoning in order to have that use allowed by right.

Regular Meeting, May 7, 2008

You can see the current zoning designation of the site and surrounding properties, it's all RR. There is a FEMA flood zone that runs down through . . . it runs from these properties down through here and connects up to this drainage easement to the south. So that's a factor that they'll have to take into consideration as they move forward with the development of the property for school purposes. They are anticipating that they will get sewer and water services from the City of Valley Center, and they are working with that city to make that happen.

The small Valley Center enclave that you see here is a cemetery owned by the City of Valley Center, and you can see the City of Valley Center boundaries off here to the south, and then also off to the east. The site is currently in . . . because it's in the subdivision jurisdiction of the City of Valley Center, it is going through the platting process with Valley Center. They have received preliminary approval at this time, subject to having a flood study done, and that flood study is now underway.

The site is also within the Valley Center zoning area of influence, and so the item has gone before the Valley Center Planning Commission on two occasions, first on March 25th and then second at a meeting on April 8th. They did have a number of neighbors at both of those meetings who expressed a number of concerns about the rezoning.

Those concerns were that they, because of the rural nature of this neighborhood, they were concerned about potential impacts of development of the site for the schools on that rural lifestyle. They were concerned about traffic impacts, additional traffic on the surrounding roads, and the use of the neighbors for riding their horses and walking on those roads.

They were opposed to the paving of 93rd street. They were concerned about too much light being used at the schools, and affecting their enjoyment of the nighttime. They expressed concerns about drainage, and they predominantly, what they were concerned about is that they would have a say in how the site was laid out and designed.

Because the Valley Center Planning Commission was not able to muster a quorum at either of those meetings in March or April, they were not able to take any action and have no recommendation for you today. The item was also heard by the Metropolitan Area Planning Commission at its meeting on March 27th. Again neighbors appeared at that public hearing and expressed similar concerns that they had previously expressed at the Valley Center Planning Commission, and the agent for the applicant at the MAPC meeting did state that they are willing to have informal, non-binding site plan reviews with the City of Valley Center staff and the neighbors. The MAPC voted to approve the request, subject to platting within one year.

Regular Meeting, May 7, 2008

We do have some protest petitions, you can see the number that we have received on that on the graphic in front of you now. Only two of those were within the notification area, and so the amount of the notification area that is affected by the protest petitions is under 5% and does not affect your vote today, but it does illustrate the neighbors to the north and the west that are concerned about how the property is developed.

So with that, I will be glad to take any questions that you might have.”

Chairman Winters said, “All right, thank you, John. We do have a question. Commissioner Welshimer.”

Commissioner Welshimer said, “Well, I have a question I usually ask. What is it that gave the Metropolitan Area Planning Commission the confidence to go ahead and approve this when the planning commission of Valley Center couldn’t reach that conclusion?”

Mr. Schlegel said, “The reason they didn’t get a recommendation out of the Valley Center Planning Commission is that the Valley Center Planning Commission wasn’t able to muster a quorum at either of their meetings so we don’t know whether or not they . . . because they took no action, we don’t know whether they support it or not.

Commissioner Welshimer said, “And nothing came up in the Metropolitan Area Planning Commission to send it back to them, and say ‘well, until you do this we’re not going to act on this’?”

Mr. Schlegel said, “Well, it had already been heard twice by the planning commission, so I can only presume that the MAPC felt that it was time to act and take their own action based on what they were hearing at the public hearing. They heard much of the same type of testimony from the neighbors that the Valley Center Planning Commission heard.”

Commissioner Welshimer said, “It just seems that the Metropolitan Planning Commission is just . . . has quite a history of just approving everything and is not getting into solving the problem. Anyway, that’s the comment on my part. It’s Commissioner Parks’ district. So I’ll forgo my comments.”

Chairman Winters said, “Is that your comments for now?”

Commissioner Welshimer said, “That’s them for now.”

Regular Meeting, May 7, 2008

Chairman Winters said, "Okay, thank you. Commissioner Parks."

Commissioner Parks said, "To answer a couple of Commissioner Welshimer's questions, it wasn't a unanimous vote at the Metropolitan Area Planning Commission. There were three dissenting, I believe."

Mr. Schlegel said, "That is correct."

Commissioner Parks said, "And they had some reasons for that. I've worked hard on this the last week or ten days, calling individuals at the school, calling individuals at some of the neighborhoods up there, and I think that they will have another fight coming up, or another chance to voice their concerns at the plat. This is just a zoning change, but the plat is yet to come up and they assure me at the Valley Center Planning Commission that they will have a quorum. The reason they didn't have a quorum the other two times is that when you have one person missing and then they had a janitor that worked for the school and a school board member on the planning commission, so they had to recuse themselves for that reason. So they assured me that they have replaced the person that had been absent on that, and they will, but they don't meet until the 27th.

Herein lies another problem with this on timing, and I'm going to be prepared to make a motion here in a little bit but the timing on this is that they have a bond issue coming up. They are going to be voting the last day will be June 3rd, they will start voting on May 21st, advanced voting, so this is a timely issue, and certainly will be instrumental in keeping that on the ballot.

I did want to say that I had a few ex parte conversations with the school, being that . . . I attended a couple of those planning commission meetings at Valley Center and talked with the school about FEMA. In fact, FEMA is walking it, they started walking it this week earlier to see some of the flood things, so a lot of these other things are going to be contingent upon . . . this is not a carte blanche thing that we're doing here today."

MOTION

Commissioner Parks move that we adopt the findings of the Metropolitan Area Planning Commission, approve the zoning change to SF-20 single family residential, subject to the property development standards of rural residential district including the special, rural residential regulations shall apply, and subject to platting within one year, and direct staff to prepare an appropriate resolution after the plat has been approved, and authorize the Chairman to sign the resolution."

Commissioner Welshimer seconded the motion.

Regular Meeting, May 7, 2008

Chairman Winters said, "Okay. We have a motion and a second. Is there any discussion? Commissioner Norton."

Commissioner Norton said, "Well, for me it seems a little problematic that the Valley Center Planning Commission hasn't taken action, given what has happened in Valley Center with other zoning cases, where people have thought it inappropriate, you know, if the Valley Center Planning Commission did vote on it and unanimously voted against it, we would have to have a 5-0 vote, I believe, to authorize this, and without their thought process brought forward to us, I feel uncomfortable moving forward on it."

I know they are under a time crunch. But it seems to me that they kind of got the cart before the horse, that you wouldn't even want to put it up for a vote until you had some of the details worked out on zoning and platting and some of the other issues, so I would like to at least hear some discussion from everybody on that, because given all the problems that the north end has had, with zoning kinds of things, I don't want to get embroiled in something where we act on something that hasn't really been solidified in Valley Center's public venue."

Chairman Winters said, "Commissioner Parks."

Commissioner Parks said, "Just to reply to that somewhat, I had talked with Legal and planning department, and it wasn't my understanding if they did unanimously come back, now, is that something that we didn't discuss, or that if that action was taken, as Commissioner Norton said, that that really couldn't have or wouldn't have an impact on this issue."

Mr. Euson said, "I assume, Commissioner Norton, that you're saying in general that when a small county planning commission votes against a zone change request that it requires unanimous vote, commissioner, and that's true. In this case, you have two meetings of the Valley Center Planning Commission that did not have a quorum. It went on to hearing before the MAPC and now it's before you. And because the hearing has already occurred before the MAPC in this case, sending it back to Valley Center Planning Commission would not trigger a unanimous vote, unless you also require the MAPC to have a new hearing. So I think your statement was made in general to make the point that this is the process that occurred, but in this case, unless you required a new hearing from MAPC it would not require a unanimous vote."

Commissioner Norton said, "Well, I mean, I'm sorry that they didn't have a quorum for two meetings. I mean, that's too bad but you know, that is a part of city government that should be upheld as we look at small cities and their right to have planning commissions that guide the growth

Regular Meeting, May 7, 2008

of their individual municipalities, and . . . but whatever reason they should have taken care of that, City of Valley Center should have taken care of that if they had people that weren't showing up and maybe have conflict of interest, they need to be dealing with that, and not let it roll over through MAPC and onto us without going through the filter of the small city.

I just see that's another little chink in the armor of what we end up dealing with with zoning cases that come out of small cities, whether either it's predatory or it's not thought out or it's not going through the proper channels and fitters, and it's worrisome to me. We already had plenty of angst and lawsuits and bad zoning problems in that corridor up there, and this could just be another one somehow."

Chairman Winters said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. Rich, I think I need a little bit more clarification. Excuse me. Because of the process, the point where we're at now is that the Valley Center Planning Commission has forfeited their right to exert authority over this decision is that right because they didn't meet, they had a couple of opportunities, since the MAPC has gone ahead and had the hearing, we've moved on downstream and they forfeited their right to have an authoritative say. Is that what you're saying or am I misunderstanding . . .?"

Mr. Euson said, "Well, you can come to that conclusion. They just didn't have a quorum and they missed their opportunity? Back in 1997, when the zoning regulations were changed, there was a lot of concern about the zoning cases being held hostage to the small city planning commissions who weren't making decisions in a timely manner, so the requirement was put in that you have to make a decision prior to the time the MAPC holds the hearing. And if you don't get in by that time, you don't get in."

Commissioner Unruh said, "And unless we direct another hearing then . . ."

Mr. Euson said, "Then they've, in essence, missed their chance."

Commissioner Unruh said, "Okay. And this initiative here is brought forward by the school district, and before they go ahead with it, they have to have a bond approve. Is that correct?"

Mr. Schlegel said, "Yes. That's scheduled for sometime in May is my understanding."

Commissioner Unruh said, "And do they need this approval before they can go ahead with the bond?"

Regular Meeting, May 7, 2008

Mr. Schlegel said, "I don't know. I don't know the answer to that question."

Commissioner Unruh said, "All right. Well, okay. I'm just trying to figure out how to line these things up."

Mr. Schlegel said, "The representative for the applicant is here. I don't know if he knows . . ."

Chairman Winters said, "Yes, come forward, please. Give your name and address for the record."

Mr. Chris Rose, Agent for the Applicant, Baughman Company, greeted the Commissioners and said, "I believe that the zoning doesn't . . . the bond can go ahead without the zoning. They can go ahead and have the bond vote on that. The one thing I did want to add, Mr. Norton, we have already had and gone through the preliminary platting process for this property. The planning commission, the Valley Center Planning Commission has approved the preliminary plat based on several conditions, so they have seen this and one of the conditions was approval of zoning, so I just wanted to make sure you are aware they had actually seen the preliminary plat and have approved it."

Chairman Winters said, "Thank you very much. I have a question I thought I understood but I'm not sure I do. Commissioner Parks, the motion you read was not exactly the same as the recommended action."

Commissioner Parks said, "Correct."

Chairman Winters said, "Can you tell me what the difference is, and what that is about?"

Commissioner Parks said, "This was language that was recommended to me by Legal staff, and if I can defer to that."

Chairman Winters said, "That's fine."

Commissioner Parks said, "And not to get off subject, but I was at the same place that Commissioner Norton was ten days ago, and I have seen this, studied this, and seen how this develops, so that's where I am at this point."

Chairman Winters said, "All right, thank you. Rich, would you make a comment about the changes in the recommended action and the motion."

Mr. Euson said, "Yes. The recommended action in the motion as stated by Commissioner Parks is merely to add a protective overlay to prevent the uses in SF-20 from applying, the residential uses."

Regular Meeting, May 7, 2008

So in essence, it is trying to solve what would have happened if this had been filed as a conditional use in the RR district.

In other words, it's trying to restrict this to school purposes and, if not, it reverts to the words restricted to the RR residential uses."

Chairman Winters said, "So in other words, if the school is never built at this location, the only things that could happen there, then, are those in the regular RR classification."

Mr. Euson said, "I believe that's the intent of it, yes."

Chairman Winters said, "Okay. Thank you. Commissioner Parks, I still got your light on. Did you have another comment?"

Commissioner Parks said, "Well, I just wanted to add to that, that in my ex parte meetings and things that I have had, that the Chairman and the secretary were agreeable with the language that I presented in my motion today. However, that can't be used as a catalyst for this, but the vote, I don't believe at this point, would be a unanimous vote against this if it were taken up. They still have the platting process that they have some leverage on and some other things in there, so . . . and the school was . . . and Chris, if you want to address that again, that's fine, too, but the school is okay with that language also, when I talked with the superintendent of schools yesterday."

Chairman Winters said, "Okay. So when you referred to the Chairman And the secretary that was the Chairman of the Valley Center Planning Commission?"

Commissioner Parks said, "Correct."

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

Commissioner Unruh said, "Thank you, Mr. Chairman. I think that I'm going to be supportive of the motion as it stands, in light of the fact that it's restrictive to a school, and if the bond issue doesn't pass, then I suppose much of our discussion becomes moot and new applicants will have to come back so it seems like that's a protection. I, like Mr. Norton, don't like to get ahead of the small city planning commission, but it appears that every attempt is being made to follow that procedure on the one hand. And secondly, according to Commissioner Parks' testimony, we have agreement by the leadership of that committee and the leadership of the school. So that's the logic that I'm using to try to come to a conclusion and I will try to be supportive. Thank you."

Chairman Winters said, "All right, thank you. Are there other questions or comments? Any other discussion before we call the vote? Seeing none, Madam Clerk, call the roll."

Regular Meeting, May 7, 2008

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “All right, John, does that conclude your work here? Thank you very much, John. Next item.”

NEW BUSINESS

G. AGREEMENT WITH MIDAMERICA MINORITY BUSINESS DEVELOPMENT COUNCIL INC., TO PROVIDE ECONOMIC DEVELOPMENT SERVICES.

Ms. Irene Hart, Director, Community Development, greeted the Commissioners and said, “Today you have for the third year an operating agreement with the Mid America Minority Business Development Council. It is in the amount of \$20,000. The mission of the council is to increase business development opportunities between majority and minority businesses, and strengthen our community.

The outcomes of the agreement include several opportunities for networking and supply buyer forums, to increase the number of certified minority business enterprise employees, and to increase the numbers of certified minority businesses.

Donna Wright, the Vice President of the organization was unable to attend today, but I would be happy to answer any questions you might have. This is included in our budget for 2008.”

Regular Meeting, May 7, 2008

Chairman Winters said, “The only question I had is, this is planned on in our budget for this year and this is formalization of that commitment?”

Ms. Hart said, “Yes sir.”

Chairman Winters said, “Commissioners, are there comments or discussions?”

MOTION

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

Commissioner Parks seconded the motion.

Chairman Winters said, “We have a motion and a second. Commissioner Unruh has a comment.”

Commissioner Unruh said, “Thank you, Mr. Chairman. Irene, do we have ways to measure the success of the organization? I mean, is there any statistical evidence saying that this effort is working?”

Ms. Hart said, “Yes and I’ll get those to you.”

Commissioner Unruh said, “All right, thank you.”

Chairman Winters said, “All right, other questions or comments? We have the motion to take this action, recommended action. Any other discussion? Seeing none, call the roll.”

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “Thank you Irene. Next item.”

H. RESOLUTION PROVIDING FOR THE CONDEMNATION OF CERTAIN REAL PROPERTY; GENERALLY LOCATED ALONG RIDGE ROAD FROM HIGHWAY K-96 TO 53RD STREET NORTH.

Regular Meeting, May 7, 2008

POWERPOINT PRESENTATION

Mr. Euson said, “Commissioners, before you on a map that was prepared by Public Works is a depiction of the areas that are subject to condemnation in the resolution that’s also before you. The map is oriented so that north is on your right, and it shows property ownerships between K-96 on the left and 53rd Street North on the right.

There are four . . . there are actually five red indicators on there, but the tracks we’re trying to condemn are from four different property owners and they are for right-of-way for widening of Ridge Road between 53rd and K-96. These tracts are not actually shown to scale, and the ownerships are relatively small, in most of them they are around a tenth of an acre, which is pretty small.

Public Works has been able to acquire the remainder of these tracts, and I believe they at this point have acquired 46 out of 50, leaving these four that we have not been able to reach agreement with, so we recommend you adopt this resolution.

As usual, as in all cases where we recommend condemnation, we will continue to work with these property owners and try to reach agreement, but this will allow us to make the acquisitions on time. This is a state-funded project, and it will permit the state funding to be used appropriately, so I recommend you adopt the resolution. I will be glad to answer any questions.”

Chairman Winters said, “All right, thank you. And, again, Mr. Euson, as you indicated there are 50 properties that needed to be at least partial acquired for this road project and we have 46 of them. Is that correct?”

Mr. Euson said, “That’s correct, yes, sir.”

Chairman Winters said, “All right, thank you. Commissioners, are there other comments or questions about Item H? Commissioner Parks.”

Commissioner Parks said, “I did want to add that I’ve had some ex parte contact on this also with a couple of . . . with one of the land owners by phone, and that has been three months ago, and that was Mr. Rooney, and then I had a contact with Mr. Hayes through a third party, however I didn’t speak with him directly. I did go down to the office of Public Works on Seneca, and meet with

Regular Meeting, May 7, 2008

their staff and tried to see, you know, what they had been doing and apparently they've done everything that they could up to this point.

There's some conflict in whether the property is going to be commercial or not at some time, and I think if we look at this area, if you go by this area undoubtedly it's going to be commercial someday, but we can't, from a legal standpoint, go into and say what it's going to be worked in the future for now.

So I would ask that the Public Works and the Legal Department still work with these people and try to come to some arrangement before it goes to court, but it is a needed project. We're talking tenth of an acre here. I think there may be somebody in the room that might want to speak to this. If there is, I would like the Chair to ask that. Thanks."

Chairman Winters said, "All right, thank you. Is there anyone here today who wants to speak to this item, Item H? Seeing no one, commissioners, what is the will of the board regarding Item H?"

MOTION

Commissioner Unruh moved to adopt the Resolution.

Commissioner Parks seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

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

I. ISLAND ANNEXATION REQUEST FROM THE CITY OF CLEARWATER,

Regular Meeting, May 7, 2008

KANSAS.

POWERPOINT PRESENTATION

Mr. Robert W. Parnacott, Assistant County Counselor, greeted the Commissioners and said, "Let me get you the map up on the screen. Island annexations are one of three types of annexations authorized by law. It is where the property being annexed is not adjacent to the city. It requires consent of the land owner. It requires the city adopt a certified resolution, requesting that the Board of County Commissioners make a finding, and then they send that resolution to you, and we put it on the agenda within 30 days to make a finding whether or not the proposed annexation will hinder or prevent the proper growth and development of the area and/or any other city. These are part of a series of island annexations we've been doing with the City of Clearwater since about August of 2005. The situation is that the subdivision, I'll move my cursor here, we're looking at right there at 79th I believe and . . . I lost my cross street . . . 135th West, thank you Kent. A subdivision that some of the parcels need water, and in order to obtain the water services from the city, they agreed to be annexed to the city. Again, we've done several of these. These are just two individual parcels. MAPC has reviewed this for us, they've prepared a report that's in your backup. They are supportive of the annexation. They've noted that this is outside the rural water district #4 boundaries for service. The city is the only viable opportunity for these people to get water from a municipal provider.

So having said all that, we have Kent Brown here from the city, he can answer any additional questions you might have. If you have no questions for me, I would recommend you adopt the resolution, which includes the finding that this will not hinder to prevent the proper growth and development of the area or any other city."

Chairman Winters said, "All right, thank you. Kent, I would like to have you come forward please and just identify yourself for the record and then the comment is again, just to confirm to this commission that the City of Clearwater is willing to do this annexation and the property owners are on board with this annexation also."

Mr. Kent Brown, City Administrator, City of Clearwater, greeted the Commissioners, "As Bob Parnacott said, it's an ongoing issue with this development. There was a water line extended a mile and a half north of the City of Clearwater.

We talked with several land owners and came up with a package that was able to work out a situation to extend services to them. Have talked with the developer of the situation about trying to do it all at once. He didn't want to do it all at once. That's why we're doing it piecemeal with the individual land owners as they build houses on those tracts. These are two that came up

Regular Meeting, May 7, 2008

recently and they've agreed to be annexed and the city has agreed to provide all the services as if it was the other city residents.

They would . . . the only city service that will not be extended to them until they petition to do it is sewer service. But to extend sewer service for a small number of property owners over a couple of miles would be prohibitively expensive. And until they would want to do that or we'll have some development in between, that probably won't happen, but the landowners understand that and they really haven't had any questions about that.

Chairman Winters said, "All right and the water line that will service this is already in existence."

Mr. Brown said, "The fire hydrants and the water line is already in place. It's just a matter of connecting it."

Chairman Winters said, "Thank you very much. Commissioner Parks, you have a question?"

Commissioner Parks said, "He answered one of my questions there by the request and some of the water line things. But I had another question for Bob Parnacott. Just to reiterate, the state law, that the city can't unilaterally annex off of an island annexation. Is that correct?"

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

Commissioner Parks said, "That's all."

Chairman Winters said, "All right, thank you. Commissioners, we are asked to make a finding that this will not hinder or prevent the proper growth in the area. I don't know. We do not need to have a public hearing but I would ask if there's anyone here in the audience who wants to address the commissioners on this issue, particularly about whether this finding would be one way or the other. Is there anyone who would like to address the commission on this issue? If there is not, Commissioner Parks, did you have another question?"

MOTION

Chairman Winters moved to make a finding that the proposed annexation will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located in Sedgwick County; adopt the Resolution and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

Regular Meeting, May 7, 2008

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “Thank you, Bob and Kent, thank you for being here this morning. Next item.”

J. REALLOCATION OF ONE FULL TIME OFFICE SPECIALIST POSITION TO TWO PART-TIME OFFICE SPECIALIST POSITIONS TO THE COURT TRUSTEE’S STAFFING TABLE.

Ms. Joni Wilson, Manager, Court Trustee’s Office, greeted the Commissioners and said, “I’m requesting a change to our staffing table to allow for one full-time position in our monitoring department to be changed to two part-time positions. This request utilizes no general fund dollars as we’re 100% self-funded.”

Chairman Winters said, “All right. Thank you very much. Sounds simple. Mr. Manager, you all have reviewed this and this seems proper and in order?”

Mr. William P. Buchanan, County Manager, said, “Yes, sir.”

Chairman Winters said, “All right. Commissioners, what’s the will of the board?”

MOTION

Commissioner Norton moved to approve the reallocation to the Court Trustee’s Staffing

Regular Meeting, May 7, 2008

Table.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “Joni, thank you very much. Next item.”

HEALTH DEPARTMENT

K. ADDITIONAL FUNDING FOR THE AID-TO-LOCAL GRANT WITH KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT IN THE AMOUNT OF \$3,948.00 FOR THE FAMILY PLANNING PROGRAMS.

Ms. Jvonnah Maryman, Immunization Program Manager, Health Department, greeted the Commissioners and said, “Basically, the health department has received and applied for funding from the Kansas Department of Health and Environment for years with family planning services and occasionally, throughout the grant cycle, KDHE is able to identify and provide additional funds to its grantees. The health department has been identified as the recipient of additional funds to assist with service provision. We’re asking that the board approve these additional funds.”

Chairman Winters said, “All right. Thank you. Commissioners, questions or comments?”

MOTION

Commissioner Welshimer moved to accept the additional funding and authorize the Chairman to sign all necessary documents including a Grant Award Agreement and approve

Regular Meeting, May 7, 2008

establishment of budget authority.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “Jvonnah, we would take this opportunity again to say congratulations on your Employee of . . . our County . . . Public Excellence from Sedgwick County. We enjoyed those participations and those award processes both out at extension office and then at the art museum. But, again, on behalf of the Board of County Commissioners, congratulations and we appreciate all the work that you and all the folks at the health department are doing. I think you’re doing great work. All right, thank you very much. Next item.”

DEPARTMENT OF CORRECTIONS

L. AGREEMENT WITH KANSAS SCHOOL FOR EFFECTIVE LEARNING TO PROVIDE SUMMER SCHOOL EDUCATIONAL ENRICHMENT CLASSES FOR JUDGE RIDDEL BOYS RANCH, JUVENILE DETENTION FACILITY AND JUVENILE RESIDENTIAL FACILITY RESIDENTS.

Mr. Larry Ternes, Youth Services Administrator, greeted the Commissioners and said, “We received notification in 2007 from the local school district 259 that they would be unable to fund summer school sessions for 2008 for the residents of our three juvenile residential facilities.

The majority of the residents that we serve have significant educational needs which require significant ongoing services. A local certified provider of educational services, KANSEL, was contacted to provide a six-week enrichment program that will include classroom instruction in the basic areas of reading, writing, math, science and social studies.

The agreement, if approved, would provide educational services to approximately 133 of our residents. The cost for this six-week program would not exceed \$41,590.36. It would begin approximately June 9th and run through July 19th, I believe is the date. I’m requesting that you

Regular Meeting, May 7, 2008

approve this agreement and authorize the Chair to sign and I'd be happy to answer any questions that you may have."

Chairman Winters said, "All right, thank you Larry. Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chair. Larry, the summer school activities that are being provided, did USD 259 previously supply those at no cost to us?"

Mr. Ternes said, "Yes, they did. Last summer they, because of their funding situation, they were only able to provide a three-week program for about a four-hour per day, about 15 days worth of four hours, of summer school instruction. They are not mandated to provide this service and it's my understanding that across the whole district that's an issue that they're not going to be able to provide summer school funding."

Commissioner Unruh said, "Okay. But the program that you've outlined here is going to be more comprehensive than what they provided."

Mr. Ternes said, "No, sir. I wouldn't say it was more comprehensive. It's just going to keep up the good things that the students have gained throughout the school year. If you have a significant gap in learning and you don't continue to enrich what they've learned, any student for that matter is going to have some lags in their accomplishments. That's what we would see with this population, in particular, if we don't provide some ongoing educational services for them."

Commissioner Unruh said, "Okay. Well, thank you for that clarification."

Chairman Winters said, "All right. Commissioners, are there other questions or comments? I see that Carolyn Bunch, the executive director for KANSEL is in the room this morning. Carolyn, thanks for being here if there had been questions. Are there questions?"

MOTION

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

Commissioner Norton seconded the motion.

Regular Meeting, May 7, 2008

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, "Thank you all for being here this morning. Next item."

M. AGREEMENT WITH THE SUNFLOWER LAND TRUST, INC. TO PROVIDE ENVIRONMENTAL SERVICES FOR CIP PROJECT R-314 (FRONTAGE ROAD ON US-54 BETWEEN 119TH STREET WEST AND 135TH STREET WEST).

Mr. David C. Spears, Director, County Engineer, greeted the Commissioners and said, "Item M is an agreement with Sunflower Land Trust regarding the frontage road project on the south side of U.S. 54 between 119th Street West and 135th Street West designate as R-314 in the Capital Improvement Program.

Construction of the frontage road project includes construction of a new bridge over a tributary to the Calfskin Creek. During the environmental review phase of the project, the Kansas Department of Wildlife and Parks identified the bridge site as potential habitat for the Eastern Spotted Skunk. The United States Army Corps of Engineers identified the same site as an existing wet land.

Both types of habitat are protected under state and/or federal law. In order to proceed with construction of the project, these habitat areas must be quantified and replaced. The regulatory agencies generally prefer to have that habitat replaced on or near the construction site.

Regular Meeting, May 7, 2008

When necessary, both agencies will allow the mitigation to be performed away from the site. In either case, the mitigation site must be protected and preserved in perpetuity. In this case, it is not practical to mitigate the habitat on or near the site due to the following reasons. One, the U.S. 54 corridor is developing rapidly and only a few potential sites exist. Two, since the sites have development potential, they are expensive to purchase. Three, the potential sites are low quality sites. Four, use of these local sites would require a perpetual commitment by Sedgwick County to own and maintain them as habitats.

After an extended discussion with KDWP, it was suggested that Sedgwick County consider working with a third-party organization that is involved in the business of banking wildlife habitat. The Sunflower Land Trust, or SLT, is the only organizations of this type that has been identified that is working in south central Kansas. Public works began a discussion with SLT at the end of 2007. SLT has worked with the Kansas Department of Wildlife and Parks and the Army Corps of Engineers to identify suitable replacement habitat that is located off of the construction site.

SLT will take responsibility into perpetuity for ownership, construction and maintenance of the mitigation sites. Upon execution of this contract and payment of the fee, the regulatory agencies will consider the responsibility for environmental mitigation transferred to SLT and allow the project to move forward. The one-time fee for this service is \$113,670 to be paid to SLT within 30 days of contract approval.

Sedgwick County will receive notice from Kansas Department of Wildlife and Parks and the Army Corps of Engineers that responsibility to mitigate the habitat has been transferred to SLT. I recommend that you approve the agreement and authorize the Chairman to sign.”

Chairman Winters said, “All right. Thank you very much David. I think that explains the situation fairly well, that we will commit to spending some money to help sustain a wetland area in another location. Commissioners, are there questions or comments? Commissioner Unruh.”

Commissioner Unruh said, “Thank you, Mr. Chairman. The investment we’re making in this preservation of our environment though, it’s really part of a matching funds, is that right?”

Mr. Spears said, “Yes. We will be able to use what we pay to SLT as part of our match with KDOT. That will count as part of the match. That’s the one good thing about it.”

Commissioner Unruh said, “It doesn’t increase the burden on the budget of the project, so you know, so I guess a kneejerk reaction is to say why are we concerned about the Eastern Spotted Skunk, but the truth is we need to do the things that are reasonable. They have agencies set up to protect the environment and we’ve you’ve found a way for us to comply and accomplish this without pain to our budget so I’m going to be supportive.”

Regular Meeting, May 7, 2008

Chairman Winters said, “All right, thank you. And then, David, the action were going to take today is actually to enter into this contract with the Sunflower Land Trust Company or Incorporated?”

Mr. Spears said, “That’s correct, just approve the agreement and authorize the Chairman to sign.”

Chairman Winters said, “All right.”

MOTION

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

Commissioner Unruh seconded the motion.

Chairman Winters said, “Is there any other discussion?”

Commissioner Welshimer said, “I just have one comment. In looking this over, it was interesting to me to see that all the minds that were involved here and all the departments that were involved, all came to a conclusion that they had a solution, but I don’t know if the Spotted Skunk knows what his future is.”

Commissioner Parks said, “Forwarding address, yes.”

Commissioner Unruh said, “Don’t add that as a requirement.”

Chairman Winters said, “Duly noted. Have we voted yet? Are there other questions or comments? Madam Clerk, call the roll.”

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Regular Meeting, May 7, 2008

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

N. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON MAY 1, 2008.

Ms. Iris Baker, Director, Purchasing Department, greeted the Commissioners and said, "The meeting of May 1st results in eight items for consideration today.

**1) OUTSOURCED PRINTING SERVICES- VARIOUS COUNTY DEPARTMENTS
FUNDING: ALL DEPARTMENTS**

First item is outsourced printing services for various county departments. Recommendation is to accept the proposal from Acme Lithographers for virgin and recycled paper stock and execute contract pricing for one year with two one-year options to renew.

**2) HARDWARE/ SOFTWARE MAINTENANCE RENEWAL- DIVISION OF INFORMATION & OPERATIONS
FUNDING: SYSTEMS & SECURITY**

Item two, hardware/ software maintenance renewal for the Division of Information and Operations. Recommendation is to accept the low complete bid from Open Technologies in the amount of \$55,114.95.

**3) ELECTRONIC CERTIFIED MAIL MODULE- DIVISION OF INFORMATION & OPERATIONS
FUNDING: MAIL ROOM**

Item three, electronic certified mail module for the Division of Information and Operations. Recommendation is to accept the quote from Pitney Bowes for a total four-year cost of \$37,440.

**4) BRIDGE IMPROVEMENTS- PUBLIC WORKS
FUNDING: B363 15TH ST. S. BETWEEN 327TH & 343RD ST. W.**

Item four, bridge improvements for Public Works. Recommend the low bid from Dondlinger and Sons Construction in the amount of \$611,231.35.

Regular Meeting, May 7, 2008

**5) AUDIO- VISUAL SOLUTION FOR SOUTHEAST HEALTH DEPARTMENT SITUATION
FUNDING: MMRS**

Item five, audio visual solution for the Southeast Health Department situation room for the Health Department. Recommendation is to accept the low responsive proposal from Ford Audio- Video in the amount of \$16,293.61.

**6) ARMORED CAR SERVICES- TREASURER'S OFFICE
FUNDING: TAX COLLECTIONS/ BRITTANY TAG/ CHADSWORTH TAG/ DERBY TAG/ TAG ADMINISTRATION**

Item six, armored car services for the Treasurer's Office. Recommendation is to accept the low proposal from PSI Armored Incorporated and establish and execute contract pricing for an estimated annual cost of \$17,580.

**7) FUJITSU SCANNER- DISTRICT COURT
FUNDING: DISTRICT COURT TECHNOLOGY**

Item seven, Fujitsu scanner for the District Courts. Accept the low bid meeting specifications from Hershey Technologies in the amount of \$10,659.

**8) WORKSTATION FURNITURE- CORRECTIONS- JUVENILE FIELD SERVICES
FUNDING: JUVENILE CASE MANAGEMENT**

And item eight, work station furniture for Corrections for juvenile field services. Recommendation is to accept the quote from John A. Marshall in the amount of \$34,356.21.

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

Chairman Winters said, "Thank you, Iris. Commissioners, are there questions about the Board of Bids and Contracts? If not, what's the will of the board concerning this report?"

MOTION

Regular Meeting, May 7, 2008

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

Commissioner Parks seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

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

CONSENT AGENDA

O. CONSENT AGENDA.

- 1. MAPD Case Number VAC2008-00008 – Request to vacate a portion of platted complete access control; generally located on the southeast corner of 45th Street North and 247th Street West. District #3.**
- 2. Supplemental Agreement with Kansas Department of Transportation, The Wichita Area Metropolitan Planning Organization and the City of Wichita for the Transit Services Intelligent Transportation Systems Project.**
- 3. Schedule post annexation Public Hearings (2) for the City of Kechi for July 9, 2008. District #1.**
- 4. General Bills Check Register(s) for the week of April 30 – May 6, 2008.**
- 5. Order dated April 30, 2008 to correct tax roll for change of assessment.**

Regular Meeting, May 7, 2008

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, “You have a consent agenda before you and I would recommend you approve it.”

Chairman Winters said, “Commissioners, what’s the will of the board?”

MOTION

Commissioner Welshimer moved to approve the Consent Agenda as presented.

Commissioner Parks seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “That concludes our regular agenda. Commissioners, we do need to have a ten minute executive session. Before we do that, let’s take up ‘other’. Is there any other comments? Commissioner Welshimer.”

P. OTHER

Commissioner Welshimer said, “I have a couple of things, sort of a bad news, good news. Planeview Senior Center has been put on notice that it’s going to lose its funding from our Senior Services unless a miracle happens in attendance. And they, of course, are hurting for a place to meet down there. And I doubt that that’s going to happen, so that’s one more thing for Planeview to endure. I am working with a committee in my district that is trying to put Planeview back on its

Regular Meeting, May 7, 2008

feet, mostly a city problem, but the senior center, of course, would be something that I will be working on.

I think we're on schedule with our recycling efforts and we had a good meeting on that yesterday, staff meeting. I'm really hopeful on that, that we're going to actually move forward and solve this issue for our community.

Justice Concepts I think is ready to begin work on our jail population problem and hopefully we'll have good results from that.

I'm looking forward to the KCC meeting in Junction City starting this evening. That's all I have."

Chairman Winters said, "All right. Thank you, Commissioner Parks.

Commissioner Parks said, "Well, Valley Center area had a successful hazardous waste disposal, 40,000 pounds of hazardous waste, including 800 pounds of insecticides and pesticides. That was remarkable. But that is not in our environment somewhere downstream, that we're disposing of that properly.

Also, this week here we had an earlier discussion about a project and I would like to say that anybody is considering a project, a building project or anything, especially if it's in the 58 million dollar range, that they start planning at all phases and that they have their timeline that fits within that plan. So, there were some delays in there, but you have to plan for those delays also. And last, wife and I went to the Eastborough Business District the other day and had a good time shopping over there. Thank you."

Chairman Winters said, "All right. Thank you. A couple quick comments. I think most of the commissioners are going to be at the Kansas County Commissioners Association Meeting, which begins this evening and then tomorrow, Thursday and Friday. Commissioner Norton still serves on the executive committee for the past two year. Commissioner Norton has been Chairman of that group so we've been well represented with the county commissioners across the state.

Friday evening is the Sundown parade. I think there is going to be a group of county employees walking in the parade. That begins at 6:30. The river festival activities will kick off, which is always a fun time.

Saturday, the Sedgwick County Association of Cities are meeting in the Sedgwick County's new public safety building. I plan on being there for that meeting and of course, any of you are welcome to join that group Saturday morning beginning at 8:30.

Regular Meeting, May 7, 2008

Are there other comments? Seeing none, we are in need of going into an executive session.”

MOTION

Commissioner Norton moved to recess into Executive Session for 10 minutes to consider consultation with legal counsel in matters privileged in the attorney/ client relationship relating to pending claims in litigation and legal advice and that the board of county commissioners return to this room from executive session no sooner than 11:05 a.m.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “We will recess for approximately ten minutes.”

The Board of Sedgwick County Commissioners recessed into Executive Session as 10:55 a.m. and returned at 11:19 a.m.

Chairman Winters said, “I’ll call back to order the meeting of May 7th. Let the record show that there was no binding action taken in executive session. Is there any other business to come before the commission? Mr. Euson? Mr. Manager? This meeting is adjourned.”

Q. ADJOURNMENT

Regular Meeting, May 7, 2008

There being no other business to come before the Board, the Meeting was adjourned at 11:20 a.m.

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

THOMAS G. WINTERS, Chairman
Third District

DAVID M. UNRUH, Commissioner
First District

TIM R. NORTON, Commissioner
Second District

KELLY PARKS, Commissioner

Regular Meeting, May 7, 2008

Fourth District

GWEN WELSHIMER, Commissioner,
Fifth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2008