

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

### **REGULAR MEETING**

**March 24, 2010**

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 a.m. on Wednesday, March 24, 2010, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Karl Peterjohn, with the following present: Chair Pro Tem Gwen Welshimer; Commissioner David M. Unruh; Commissioner Tim R. Norton; Commissioner Kelly Parks; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Ms. Jo Templin, Director, Human Resources; Mr. Steven Cotter, Director, Emergency Medical Services; Mr. Tim Millsbaugh, Fire Marshal, Fire District #1; Ms. Marilyn Cook, Executive Director, COMCARE; Ms. Chris Morales, Project Manager, Corrections; Ms. Iris Baker, Director, Purchasing; Ms. Paula Downs, Project Manager, Project Services; Ms. JVonnah Maryman, Immunization Program Manager, Health Department; Mr. Michael McGee, Range Master, Sheriff's Office; Ms. Kristi Zukovich, Director, Communications; and Ms. Angela Lovelace, Deputy County Clerk.

### **GUESTS**

Mr. Brant Graves, Recipient, Citizen Commendation Award  
Mr. Jason Vanatta, 1355 Seville, Wichita  
Mr. John B. Barrett, 220 N. Walnut, Goddard  
Mr. Charles Peaster, 9453 N. 135th St. W., Sedgwick  
Mr. Greg Dunnegan, 10060 S. Ridge Road, Sedgwick  
Mr. Shane Krehbiel, 1819 N. Red Burch, Sedgwick

### **INVOCATION**

Led by Rabbi Moti Rieber, Mid Kansas Jewish Federation, Wichita

### **FLAG SALUTE**

### **ROLL CALL**

The Clerk reported, after calling roll, that Commissioner Parks was absent.

### **CONSIDERATION OF MINUTES**

Regular Meeting March 10, 2010  
Commissioner Norton was absent

**Regular Meeting, March 24, 2010**

**MOTION**

Commissioner Welshimer moved to accept the minutes as read.

Commissioner Unruh seconded the motion.

**Chairman Peterjohn** said, “We have a motion and a second. We are a bit shorthanded. Normal procedure is that we have four votes to pass this item. Just as a point, we’ve got a quorum here. Since we had some discussions about procedure at our last meeting, I’m going to turn to Counselor Euson and ask him where we stand procedurally, if we can proceed with this motion with only three votes and the normal abstention.”

**Commissioner Norton** said, “I think the abstention goes with the majority.”

**Mr. Richard Euson**, County Counselor, greeted the Commissioners and said, “That’s exactly what I was going to say, Mr. Chairman, and so I think you’re fine.”

**Chairman Peterjohn** said, “I think we’re fine. Okay. Then we have a motion and a second. Seeing no further discussion, please call the roll.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Abstain
Commissioner Parks	Absent
Commissioner Welshimer	Aye
Chairman Peterjohn	Aye

**RETIREMENT**

**A. PRESENTATION OF RETIREMENT CLOCK TO KAREN MAHAN, ADMINISTRATIVE SPECIALIST, CLERK’S OFFICE WILL RETIRE APRIL 1, 2010 AFTER 20 YEARS OF SERVICE.**

**Ms. Jo Templin**, Director, Human Resources, greeted the Commissioners and said, “This item recognizes the long-term service and commitment to public service by one of our employees from the Clerk’s Office. As you heard, Karen Mahan, Administrative Specialist with the Clerk’s Office will retire April 1st after 20 years of service.”

## Regular Meeting, March 24, 2010

**Chairman Peterjohn** said, “Karen, as Chairman of the County Commission it is a pleasure to present you with a clock to provide you with a reminder, as you retire, of your service on behalf of the people here in Sedgwick County. I also have a certificate to present to you too, and best wishes, and give you an opportunity to say a few words at the microphone if you so choose. Thank you.”

**Ms. Karen Mahan**, Administrative Specialist, County Clerk’s Office, greeted the Commissioners and said, “I just would like to say that it’s been my pleasure in serving the citizens of Sedgwick County. I will miss a lot of the people, I’ve made a lot of friends and I will miss them, and a lot of the hustle bustle, but I’m looking forward to a little slower pace and spending more time with my family.”

**Commissioner Welshimer** said, “Next item.

### **PRESENTATION**

#### **B. CITIZEN COMMENDATION AWARD**

**Mr. Steve Cotter**, Director, Emergency Medical Services, greeted the Commissioners and said, “Mr. Graves is in the audience, come forward. Today I am here to share with you a success story and a story of collaboration that made this success possible. I’m also here, obviously, to present Mr. Brant Graves, who is being honored today for his assistance and selfless efforts in saving the life of one of his coworkers. This success story started long before Mr. Graves stepped up to assist someone in need. It started from day one, as the Intrust Arena was conceptualized and brought to realization with the first event in January. As part of this process, members of the public safety community recognized with the Commission’s leadership and assistance we could be collaborative and proactive in our community by working together to ensure that all persons who enter this facility, both patrons and staff, would benefit from a coordinated public safety and healthcare effort of Sedgwick County EMS (Emergency Medical Services), the Sedgwick County Sheriff’s Office, Wichita City Police Department, and arena security and administrative staff. And I just want to take a moment to recognize those individuals that have helped make this all possible as we opened this arena: Sheriff Bob Hinshaw, Mr. Bob Burns with arena security, and other members of the public safety community, including our fire service, that have made this possible.”

“The results of this coordination effort have helped to assure that all persons who enjoy this facility will be given both a safe environment and the best possible chance of survival should they

## Regular Meeting, March 24, 2010

experience a medical emergency. While we all hope that we never have to utilize these emergency plans, unfortunately, before the doors ever opened for the first event, a gentleman in the arena experienced a sudden cardiac arrest. When someone experiences this type of medical emergency, history and experience has taught us there is a chain of survival that, if followed, will help in giving the cardiac arrest patient the best opportunity for survival. Key within the chain is early recognition of the event and activation of the 911 system, that CPR is started quickly, that automatic external defibrillators (AED) are accessible and used appropriately, and that timely and definitive care is provided to the patient. We also know that it takes not just the EMS paramedics, the law enforcement officers, our fire code response partners; it takes the community to make these successes happen.

“This is where Mr. Graves comes into the picture, and this is why we are honoring him today. On this fateful January day, when this patient experienced the gravest and most deadly of medical conditions, Mr. Graves gave of himself by recognizing the event, providing and coordinating very effective CPR and by coordinating the retrieval of the closest public access automatic external defibrillator that is placed in the facility. Mr. Graves’ actions and assistance prior to the arrival of paramedics gave this patient the best possible chance of survival. As a result of this flawless coordination and Mr. Graves selfless act, I am happy to report the chain of survival worked this day and that the patient, shortly after the paramedics’ arrival, the patient’s pulse was restored. Because our system worked, and with the help of today’s community hero, this patient not only survived to the hospital, but at last report is on the road to recovery. Thus, it is my distinct privilege to present to you Mr. Brant Graves, our Community Hero honoree today and present with him a small token of our appreciation and admiration.

“Mr. Graves, Community Heroes in Sedgwick County, we recognize, are valuable assistants to what we do to be successful in making our community a safer place to live in. And with that, we recognize your immense courage and profound selflessness. You have proven to be a model citizen, and we are proud to add your name to a select group of Community Heroes, signed this day, March 24th, 2010, Steve Cotter, Director of Emergency Medical Services. We present this to you as an EMS Community Hero, but I want to say from the bottom of my heart, and I know with the admiration of the other members of the audience, that you’re a hero to all of us, and it is because of your efforts and it is because of the efforts of many people in this room that we do have a safer community, and for that, sir, I thank you.”

**Mr. Brant Graves**, Recipient, Citizen Commendation Award, greeted the Commissioners and said, “God just put me in the right place at the right time, and I just did what anybody would do if they were there. Mr. Paisley is a big part of that, and definitely the paramedics and the fire services that responded quickly. Thank you.”

## **Regular Meeting, March 24, 2010**

**Chairman Peterjohn** said, “Mr. Graves, Commissioner Norton would like to say a few words.”

**Commissioner Norton** said, “Well, I think it’s wonderful. One thing I found out over the years, is we talk about first responders, and we always think that’s police, fire, EMS, but in the wake of a tornado, in the wake of somebody that has a medical incident, generally the first responder is the closest person to the incident. It’s a citizen that needs to keep their wits, needs to understand the gravity of the situation and to take appropriate action, and we’re very proud of you that you knew to do all of those things. You’re awful young. How did you did you have training to know some of these things? Because generally young people don’t go through training for, you know, CPR or any of that. I would like to hear that, because that’s a compelling story for other young people in our community to step up and to know some of those things.”

**Mr. Graves** said, “Actually, in December I had just completed an EMT (Emergency Medical Technician) basic course. I haven’t gotten my certification yet, but I have completed the course.”

**Commissioner Norton** said, “So you had some knowledge. Well that’s wonderful, and we congratulate you and thank you for serving our community as just that outstanding citizen.”

**Mr. Graves** said, “Thanks.”

**Chairman Peterjohn** said, “Let me second Commissioner Norton’s comments, and also add that I wish you luck on completing that EMT course because we have got a great reserve program here in Sedgwick County and a lot of those folks who have been our reservists have gone on to become full-time members of our EMS staff, and so you've made some great steps and I urge you to keep them up.”

**Mr. Graves** said, “Thank you.”

**Commissioner Parks entered the Board of County Commissioners meeting at 9:12 a.m.**

### **CITIZEN INQUIRY**

#### **C. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING THE PAST AND FUTURE SUCCESS OF THE PAVILIONS AND THE 2011 BUDGET.**

## **Regular Meeting, March 24, 2010**

**Mr. William Buchanan**, County Manager, greeted the Commissioners and said, "Commissioners, Mr. Rush will not be at today's meeting."

**Chairman Peterjohn** said, "We'll just skip over that item and give the room a minute to clear out here. Commissioner Parks."

**Commissioner Parks** said, "Did we have anything to receive and file from Mr. Rush?"

**Mr. Buchanan** said, "Pardon me."

**Commissioner Parks** said, "Do we have anything to receive and file from him?"

**Mr. Buchanan** said, "No."

**Commissioner Parks** said, "Okay."

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

### **PUBLIC HEARING**

#### **D. PUBLIC HEARING TO CONSIDER ADOPTION OF THE NEW FIREWORKS CODE.**

### **VISUAL PRESENTATION**

**Mr. Tim Millspaugh**, Fire Marshall, Sedgwick County Fire District # 1, greeted the Commissioners and said, "In Item D we're requesting your approval to changes in the fireworks regulation. The most pertinent change in this code is an exception that would allow fireworks to be possessed and discharged during the Independence [Day] Holiday. Fireworks still remain illegal to possess and discharge in Sedgwick County unincorporated, but the exception has been added into the code, along with rules for the proper and safe use of fireworks, during the period of time that they would be allowed."

**Mr. Millspaugh** continued, "As you remember, we've been working on this issue since the Independence holiday of 2009 when our citizens were made aware of the current law. Since that time we've had a public hearing at the Zoo, a postcard online and phone call survey. The survey results showed that a majority of the respondents were in favor of a change to allow fireworks in unincorporated Sedgwick County. Also, our statistics for Sedgwick County were studied for a period going back ten years, and it was found there was no appreciable increase in fireworks related

## Regular Meeting, March 24, 2010

fires or fireworks injuries during the Independence holiday period. Serious injuries and deaths occurring over this period of time were all attributed to commercial grade 1.3G fireworks, mostly in the hands of those who were not licensed to possess this type of firework. Therefore, the Sedgwick County Fire Chief and the Fire Marshal's Office ask that you approve the resolution, and I do have a few slides to show you before we go through with that.

"I want to remind you of the overall survey results that came from the postcard mail in, the online internet and also phone calls that we received in our office and your offices. If you remember we had about, well we had 190 total voiced opinions on this. Keep the law the same, 18 percent in favor of that. Go to the Wichita style rules, 5 percent were in favor of that. And make fireworks legal in unincorporated Sedgwick County came out to 77 percent of the respondents. Also looking at the fireworks laws, as far as state laws in the United States, the states in the green allow essentially all fireworks to be sold in those states. The states in the yellow are what is called states that allow only what's called safe and sane fireworks, and the states in blue only allow novelty type fireworks that you might be able to buy in Wal-Mart; party poppers, things of that sort, and the states in the red that you see in the northeast part of the country are the states where fireworks are absolutely prohibited. My staff and I, and it doesn't all show but what is important shows, staff and I pulled every polled every county in the State of Kansas to find out what counties allowed fireworks and what counties didn't in the State of Kansas. And we were able to contact someone from each county, and as you can see, there's 5 counties of the 105 counties in Kansas that had a law that said you could not sell or possess fireworks in their county, Sedgwick County being one of those counties. With that being said, that's the end of what I've got to say."

**Chairman Peterjohn** said, "Thank you, Chief. At this time I'm going to open the public hearing, and take comments from the public on this subject. Basically folks will have five minutes. If you have written testimony, that is also welcome, too, for the record. So at this point I'm going to open the public hearing on changes to the Sedgwick County fireworks resolution. Can we have a show of hands of how many people here plan to testify? Okay. If you'll please make your way to the podium and provide your name and address for the record, please."

**Mr. Jason Vanatta**, 1355 Seville, Wichita, greeted the Commissioners and said, "My name is Jason..."

**Chairman Peterjohn** said, "Welcome to the Sedgwick County Commission."

**Mr. Vanatta** said, "Thank you. My name is Jason Vanatta, address is 1355 Seville, Wichita, Kansas. My family has been in the fireworks business for many years. We like that we are moving forward with the use of fireworks in Sedgwick County, but would also like to see sales happen also."

## Regular Meeting, March 24, 2010

We think that Sedgwick County could benefit from the sales of fireworks and we don't quite understand why we're not getting allowed the use of the sale. Many organizations could benefit from the sale. You've got youth groups, church groups, you know, some church groups can earn in ten days what they would get in an offering plate in a year running a fireworks tent. I think we should look at these sales of fireworks in Sedgwick County also. Thank you."

**Chairman Peterjohn** said, "Thank you. Next person."

**Mr. John Barrett**, 220 N. Walnut, Goddard, greeted the Commissioners and said, "I was the City Attorney for Goddard when we adopted the Goddard fireworks ordinance legalizing them again after many years. One thing I did notice was a tremendous decline in illegal fireworks in Goddard. Once the fireworks were legal people weren't going out of state to get them, and I think that by adopting this, the Board of County Commissioners is just recognizing the reality of the situation. People are going to shoot fireworks. I, however, have the opposite position on selling the fireworks in the county, and I appreciate that the county apparently is not going to allow this. I am also a member of the Goddard Lions Club. That is by far our biggest fundraiser in Goddard. The Catholic Church of the Holy Spirit also raises money, the junior baseball and softball sponsor a tent, there are other organizations that do. I know also now, in Bel Aire, the Lions Club is sponsoring a tent, is going to be making money off of that, and I believe if the fireworks sales were legalized in the county it would be absolutely devastating to the various service organizations in the small towns around. That is how we raise our funds and if it went out into the county there is no reason to believe that we would be able to continue to do that, and I do thank the Commission for keeping the sales off the table there."

**Chairman Peterjohn** said, "Next speaker, please."

**Mr. Charles Peaster**, 9453 N. 135th Street, greeted the Commissioners and said, "I was one of the 147 that was at the Zoo that recommended that we do approve this. A little bit of my history, I graduated from high school in 1957 and joined the United States Navy, spent four years in the Navy and was honorably discharged. During that period of time we used to have a draft. Part of this, the fireworks, two things: I have neighbors and every year they fire fireworks, and they do it on the 4th of July and usually on New Year's Eve. I have no problem with that. I understand that it is against the law. I think we ought to change the law and make it legal. It does two things: one, it keeps the Fire Department from going out and having to write tickets, and the other thing is the number of firework fires that they've had during the period of time the fireworks have been fired, I think is minimal if at all. We have more grass fires from cigarettes and illegal fire burns than we ever have,

## Regular Meeting, March 24, 2010

recently, from fireworks. I appreciate this being open to the public. Thanks to listening to my comments.”

**Chairman Peterjohn** said, “Thank you. Next speaker.”

**Mr. Greg Dunnegan**, 10060 S. Ridge Road, greeted the Commissioners and said, “Good morning.”

**Chairman Peterjohn** said, “Welcome to the County Commission.”

**Mr. Dunnegan** said, “Thank you. I own and operate Action Tents and Party Rental here in Wichita. I also live in Sedgwick County. My view on this whole situation is it’s a chain reaction. I mean, everybody benefits from the sale of fireworks. What happens is, you find out when you are in business and competition increases, sales increase, so everybody benefits, right on down the line. I mean, I’ll rent another 40 or 50 tents just because of opening Sedgwick County. Not only tables, chairs, there’s restrooms, there’s trash service, there is printing, you name it, right on down the line, and everybody will grow in business. So the other thing is, when you get going back and forth on that’s going to hurt one or the other, no one is going to get hurt on a deal like this, because it tends to be when there is more accessibility to the product, it grows business. So I don’t see that part of it, but I’m for the sale because it will increase my business, my employment, and keep my people at work. Thank you very much.”

**Chairman Peterjohn** said, “Thank you. Next speaker.”

**Mr. Shane Krehbiel**, 1819 N. Red Brush, greeted the Commissioners and said, “I’ve been in the fireworks business for about 20 years. We used to have over 250 locations across the United States. What this does in the county and stuff, if we illegal sales on that, it’s not only a couple youth groups. Of all the tents and locations that we have, over 80 percent were sold through churches, youth groups, the Lions Club, everybody. Everybody will benefit this, it’s just not several people will benefit, all the other people benefit. The smaller churches around the communities will benefit. They usually get 15 to 20 percent of the sales of fireworks. So, I mean, everybody benefits. You’re looking at people that have more businesses that will do, I mean, the revenue that would come in, especially on sales tax and everything, not only Andover. I mean, if you’re looking at smaller places, Andover, they want \$10,000 for a permit, which is absurd. I mean, all the smaller cities are trying to make all this money, and I guarantee we’re paying \$60,000 to \$70,000 a year for just a permit. If we’re legalizing fireworks around, and letting the sales do out in the county, and knock

## Regular Meeting, March 24, 2010

the permits to \$2,000 to \$3,000, the county would be making a lot of money also. The Fire Department, I mean, there is not hardly any burns, if you look at, we probably have one or two. That's just because of carelessness. It's in Wichita, because people are not knowing what to do, when fireworks are lit, they put them in their trash can while they are still smoldering. You know, I just think if you do sales outside the county, there will be so many businesses and so many youth groups, and especially your smaller churches that can't compete with the larger churches here in town. Or the Boys Club, or the Boy Scouts, Girl Scouts, you know, you have to man those tents. You can't leave your tent, you got to man them, so people get paid overnight to watch the tents. I mean, it is just astronomical big what it could do for Sedgwick County. So we would like for you to pass the sales of fireworks for Sedgwick County. Thank you so much."

**Chairman Peterjohn** said, "Thank you. Anyone else? Seeing no further comments, I'll close the public hearing and bring this issue back to the bench for comments and questions by Commissioners. Commissioner Parks."

**Commissioner Parks** said, "Happy to see Fire Marshal Millspaugh back up at the podium. The incidents that you referred to did not include livestock running through fences or any other non-direct fire issues, did it?"

**Mr. Millspaugh** said, "No, sir. These are what we call reported incidents, incidents that we know about."

**Commissioner Parks** said, "Okay. A lot of places have day specific, and when we were out at the Zoo, a couple of my constituents have said this, one of them at the Zoo, one of them afterwards, made the comment, 'Well I guess we can put up with it with our livestock for one day.' Now is this something that other places that you've checked have multiple days like are set out in the proposed resolution here?"

**Mr. Millspaugh** said, "Through the research, most of the laws allow for multiple days. There's a small, small number that allow for one day only fireworks discharge. They do exist, but the majority is multiple days, anywhere from three to four, to the entire ten days that the state allows the sales."

**Commissioner Parks** said, "I did have a comment, I don't know if it's appropriate at this time. I did a little bit of listening and asking around Valley Center, Joel Pile is now the City Administrator at Valley Center, and Joel and I talked about two weeks ago about how that would impact Valley

## Regular Meeting, March 24, 2010

Center, and he told me that I could certainly share with the rest of the Commissioners that if we did have sales that it would not impact Valley Center, he thought there would be no impact to Valley Center. Also, I am a member of the Valley Center Lions Club. We had a discussion, we didn't make any official vote on this, however after the meeting there were several that came up to me and were kind of excited about being so close to the Harvey County line, that we might be able to set up a tent across the county line and be able to sell across that area. However, you might run into some zoning problems or conditional use problems with this, and I don't know how far we're going to go on this. I certainly am not one for limiting business. I think if we are going to shoot them we've always said, for 30 years, we've said pop them or shoot them where you buy them. If we are going to do this, I think we should allow sales, too. I am not convinced we should sell them or let the use for multiple days, but certainly if we're going to allow this, I think we should allow the sale also. And with the people that I've talked with, that's their opportunity to go out into the county, whether it be a Lions Club, a Kiwanis Club, a church group. There are churches out in the county, so the only other comment that I had from a constituent was that they were afraid that some of the copper sulphites and magnesiums and other things would hasten our attainment areas for the pollution standards. Back during the 4th of July week I really watched those areas, on a map that was provided to me by Kay Johnson over at the City of Wichita, and I didn't see where that had a lot of impact on that. However, you could have localized impact if the wind is not blowing and you have a lot of that stuff in the air, it could be a health issue. However, usually in Kansas the wind is blowing enough to move it out and the parts per million go away pretty quick. But I just wanted to bring up those facts and say that, certainly, as far as free enterprise and business, I think if we're going to allow them to shoot them, we should allow them to sell them where they shoot them. Thank you."

**Chairman Peterjohn** said, "Thank you. Commissioner Welshimer."

**Commissioner Welshimer** said, "What I'm hearing in this testimony is that the permit fees in the cities are so high that small groups that want to make a little fundraiser are prohibited. Do we have a list of the cities that do within Sedgwick County, of the 19 other cities that permit the sales and what their fee is?"

**Mr. Millspaugh** said, "We do have such a list. I do not have it with me, though. The average range for, and I'm sure the wholesalers can tell you, too, the average range for permits to have a retail sales location for fireworks to my knowledge ranges anywhere from \$4,000 to \$10,000; Andover being one of the higher, of course."

**Commissioner Welshimer** said, "I think before we take any action on sales we need to see what people are up against in trying to do this. Cities, I know, depend on this revenue, but I don't think it would hurt us to discuss this. It is not involved in the motion that we have today, or there was no decision made by this board about permitting sales, so I think we should follow up with it and

## Regular Meeting, March 24, 2010

address the issue. What about clubs, and churches and so on in the unincorporated area, most of those are within the city boundaries, aren't they?"

**Mr. Millspaugh** said, "Yes."

**Commissioner Welshimer** said, "So what we're really talking about is the permit fee in the cities and how they can not be open to smaller groups putting up fireworks stands. So, you know, I would like to discuss that later, after this."

**Mr. Millspaugh** said, "Commissioner, I would like to add that those fees for the retail sales locations in those cities are typically not paid directly from the Lions Club, there's more of a contractual or consignment type basis. Usually the distributors will catch that location and pay those fees, so it is not the groups themselves that have to pay it. Obviously, it may figure into the percentage they get of those sales."

**Commissioner Welshimer** said, "I would think it would be."

**Mr. Millspaugh** said, "Yes."

**Commissioner Welshimer** said, "Okay, thank you."

**Mr. Millspaugh** said, "You're welcome."

**Chairman Peterjohn** said, "Commissioner Unruh."

**Commissioner Unruh** said, "Thank you Mr. Chairman. I think, in my opinion, the appropriate thing to do now is to approve the resolution that's before us and we can have continued conversation about the sale. I'm kind of instinctively inclined to be approving of the sale of fireworks, but I realize that it could create a hardship on some of those nonprofit groups and some of the smaller communities that rely on that to fund certain community activities and the smaller communities in Sedgwick County. I want to be careful about that, and I also know that if we would allow the sale in the county then we've got to look at zoning issues and conditional use permits and inspection fees. We would have to set up a structure to handle all that. So I think that requires a little more consideration before we go forward, but in the meantime, I think that it is appropriate for us to move forward with the resolution that fireworks are allowed in the unincorporated area. That's all I have, Mr. Chair."

**Chairman Peterjohn** said, "Thank you. I've got several concerns that are very similar to what Commissioner Unruh just mentioned concerning where we are, because sales was not one of the items that we discussed out at the public hearing out at the Sedgwick County Zoo, and my thought

## Regular Meeting, March 24, 2010

had been that we ought to try and address this issue. In principle I don't see any problem with the idea of having a little bit more opportunities for people to engage in capitalism in this day and age, and sell items, too, but since we've had these items as illegal over a period of time, the resolution before us today is strictly for possession and use, and to see how that worked out for the upcoming 4th of July period. The questions I had, that came up from the public hearing that jumped out at me, there was some discussion about use at New Year's, and my reading of this document indicates the only days would be permissible would be 1st through the 4th of July, and then on the 5th of July, when it is a federal holiday like it is this year, and I don't know how that would impact, if any other times would come up, and if any of the other cities or counties that have rules have permission for New Year's or other holidays when fireworks are allowed. That's a question I'll throw out to Chief Millspaugh."

**Mr. Millspaugh** said, "You are correct, it's not in this resolution that you have in your hand. There are cities, such as Haysville, that allow fireworks on New Year's Eve, and they're allowed for about 10 minutes on New Year's Eve. I think to mix them in with this may create a little hardship, but it could be a separate resolution to allow them on New Year's Eve. The problem is, where do they get the fireworks to shoot on that evening, because the state does not allow the sale during that period of time, are they storing them in their garage? That's the concerns that we have on that, but there are communities, even here in Sedgwick County, that are allowing the discharge of fireworks on New Year's Eve."

**Chairman Peterjohn** said, "Can you give me a quick rundown on the state's rules on when sales are permissible for the class of fireworks we would be legalizing here, Chief?"

**Mr. Millspaugh** said, "For 1.4G fireworks, the state's rules are June 27th through July 5th is when the sales of fireworks are legal. And I don't know during the millennium if the state made an exception, during our millennial, when everyone was shooting fireworks that evening, I don't remember that. They did make an exception during that period of time. I wasn't in this office at that time so I don't quite remember."

**Chairman Peterjohn** said, "Well, I am interested in this issue, because the one aspect that I haven't heard discussed or addressed at all that I'd like to bring up is that we had an interesting problem up here last year. It appeared on a one-day basis, and that was because of so many grass fires being set by farmers over east of here, and the way the prevailing winds were, we suddenly were in nonattainment for ozone and air pollution, and we we're right on the borderline. Now that we've got new unfunded mandates from Washington being imposed on us for air quality, we are close to a nonattainment area, and I would hate to have us, under any circumstance, put ourselves into more risk in this regard. I don't know to what degree the fireworks can be an issue, in terms of for nonattainment purposes, but if you have any comments on that, Chief, I'd sure like to hear them."

## Regular Meeting, March 24, 2010

**Mr. Millspaugh** said, “Well, I am not the air quality expert by far, but Commissioner Parks referred to Kay Johnson, who is the air quality person for Sedgwick County, and we did have a meeting with her a while, months ago, and she didn’t seem to show any concern that fireworks are an issue when it comes to the ozone or the air quality issues. They don’t put near the smoke off that a controlled burn in the Flint Hills would. Thousands of times more smoke is put off by those grass fires.”

**Chairman Peterjohn** said, “Thank you. Commissioner Parks.”

**Commissioner Parks** said, “I do see some people in the audience that want to speak. Of course that’s up to the Chairman, but I particularly would, having worked with the Krehbiel family, would like a little expansion, if we could. I don’t believe any of them used their five minutes, actually. So, if I could ask Mr. Krehbiel to step back to the podium and address these, some of these concerns about the other cities and how you work with groups, because I was in a Lions Club and in a lodge that both worked with Wholesale Fireworks. If you could explain that from both sides.”

**Chairman Peterjohn** said, “Mr. Krehbiel, welcome back.”

**Mr. Krehbiel** said, “We have a lot of Lions Club that work, I think the Lions Club, which they don’t work for us anymore, we sold out to Jakes as a matter of fact right now, I’ll close that right now, but the Lions Club out of Maize ran a tent. The Lions Club out of Rose Hill ran a tent, we’ve had Lions Clubs all the way across Kansas and Louisiana that run clubs, but 73 percent of the revenue that was ran was by churches, Lions Clubs and youth groups. And that’s how they, I mean, if you talk to a lot the of parishes right here, that’s how they take their kids on vacation in the summertime. That was when they got everybody out, and they put their canoes up on top with the big old wagons, and that’s where they receive the money to take their kids on a youth group trip, so...”

**Commissioner Parks** said, “Could you speak to the amount of, and how you work it, with the groups, the fees...”

**Mr. Krehbiel** said, “There’s no fees for any group. We set up a tent; they have to furnish the tables. We provide snow mesh around the tent, cash registers and everything else, all they have to do is come up with \$100 or \$200 to put in the till for the money that you start out your fireworks with.

## Regular Meeting, March 24, 2010

They receive that money back. They get paid 15 percent, so if a tent does, like in Andover, if a tent does \$100,000, they get \$15,000. That's what they make."

**Commissioner Parks** said, "You pay the permit up front though?"

**Mr. Krehbiel** said, "We have to pay the permit up front..."

**Commissioner Parks** said, "That's what I was trying to get at."

**Mr. Krehbiel** said, "...the youth groups do not have to pay for anything, we have to. And if you want to, one of the small things right now, Andover is \$10,000. Derby was \$5,000, they just went up to \$7,500, and they've got 15 tents in Derby. They went up to \$7,500. Park City is at \$5,000, I think Maize is at \$2,500? Five grand? Kechi is at \$2,500, which I've postponed them at Kechi, and we went to a meeting like this, a board meeting, but it's a change. If you go to Wisconsin, Minnesota, you know what a permit is? It's \$25. It's no different, it's gotten so out of hand, it's no different than when somebody comes over and they want to sell sunglasses to people, they're going to charge them a \$25 permit."

"Why is it legal to charge a fireworks company \$10,000 when they are there for a week also? It is absurd, I mean it's really against the law, if you ask me. I mean they should put something in the statute that this is how it should be done. But if you're looking at all these permits that are coming up from \$7,500 for setting up for a week, and we make sure everything is cleaned up, because you do have paper wrappers, because you have little kids that are stocking the shelves, and we have little marking guns that they mark all their stuff with, and you're going to have trash. And that's one thing you put snow mesh around there, when the wind is blowing, guess what? All your trash gets caught up in the snow mesh and you have somebody go run and pick it up. So, I mean, there is good and bad. I mean, if you had a \$10,000 permit and then you had the youth groups, guess what, they get \$1,500 more out of that money that the city is getting. And the cities need to get money, I'm not saying that at all. I mean, the cities need money, because I guarantee we bought all the fire trucks in Andover with the fees that they've got out there. We bought the police cars, we bought everything out there. You know, that's what we've done for the past years, and Jake's has done that. They've been the owners for five years now or whatever, but it's really gotten out of hand.

"But, you know, cities do need to make money, especially the fire department. They get calls and they have to go out and do their stuff, try to put fires out, because people, I mean, you don't drink and use fireworks. That's when accidents happen, that's the only time you really have an accident,

## Regular Meeting, March 24, 2010

or if somebody tries to put something out or put it in a trash can. So all we're asking, if you put sales out in the county and stuff, if it doesn't pass this year, just look at it, because all these small towns out there have churches, too, and they would like to raise money also, and it would kind of keep all the congestion away from Wichita and all of the little counties. Do you have any other questions?"

**Chairman Peterjohn** said, "I've got a question concerning, Commissioner Unruh raised the point about zoning, conditional use permits and that sort of thing. I've noticed that the tents are in a variety of locations. Is that part of, can you discuss that side of the equation, in terms of where you locate?"

**Mr. Krehbiel** said, "The fire department has a great deal. Before you set up a tent they come out and you have to do a drawing. You make your drawing wherever you want the tent, it's got to be located, they come out, they make sure everything is done. They make sure it is right there where it was, how many feet it is, how high it is and how close you are to a building. They do a great job. You've got to make sure you have all your fire exits out, make sure you have two entryways if your tent is really big."

**Mr. Krehbiel** continued, "Yeah, it is a moneymaking deal for everybody, it really is. Especially for sales tax. People are not buying cars right now, but they will be buying fireworks, I guarantee you. This year it falls on a Sunday and it will be a great year for fireworks. Then you have Monday for another holiday. There's a lot of these small towns, I know Kechi, and a lot of these other small towns don't have very much money sitting in their bank account right now, and I don't think anybody has really looked at all the snow that we've had. I mean, I know Wichita, you probably didn't realize we would have that much snow, but this is a way to make your money back, to put it back in the kitty."

**Chairman Peterjohn** said, "Commissioner Parks."

**Commissioner Parks** said, "When you were operating Wholesale Fireworks, I know in the Valley Center area you employed about ten people regularly and then police officers and other things, Mr. Krehbiel?"

**Mr. Krehbiel** said, "Yes."

**Commissioner Parks** said, "You employ quite a few people at your tent locations, don't you?"

## Regular Meeting, March 24, 2010

**Mr. Krehbiel** said, "Yes we do. A lot of people, a lot of church groups, what happens is the adults will come out, the kids will all come out, everybody will come out and all the kids will mark and everything else. We have, you know, they'll set up and we'll have them mark all the product and put it back in the cases or put it underneath. And your bigger locations, you're going to have 100 people.

There will be a 100 people out there."

**Commissioner Parks** said, "Actually I was talking about the non-church groups and your employment of the people that would be on the tax roll and be on the payroll for you guys."

**Mr. Krehbiel** said, "There's zero. Wholesale Fireworks, I mean, they have their own deal, that's Wholesale Fireworks, I'm Frank's Fireworks and we did own, that was my dad's deal."

**Commissioner Parks** said, "Okay, well I have the wrong family then, or I have the wrong generation?"

**Mr. Krehbiel** said, said, "No, you have the right, I'm his son."

**Commissioner Parks** said, "Okay."

**Mr. Krehbiel** said, "So yeah, they had payroll out there with the buildings and everything else, there was probably 30 to 50. But open up the tents, you have, you know, in between 20 to 50 to 100 people trying to set up the tent after the tents are set up."

**Commissioner Parks** said, "Okay, well I apologize for mixing up the generations there."

**Mr. Krehbiel** said, "That's okay."

**Commissioner Parks** said, "If any of the Commissioners have questions for anyone else who testified in the public hearing, I've got a question for Mr. Barrett, if he would come up to the podium."

**Mr. Barrett** said, "Yes, Commissioner."

**Chairman Peterjohn** said, "Can you tell me what the charge for having a tent in Goddard is at the moment?"

**Mr. Barrett** said, "In Goddard it depends on the size of the tent. It starts out at \$2,500, and then I believe right now The Church of the Holy Spirit, and Farha Fireworks who has the big one, is

## Regular Meeting, March 24, 2010

sponsored by the Goddard Booster Club I believe, it goes up from there. I'm not going to swear to it, but I believe those are \$5,000 for the larger tents."

**Chairman Peterjohn** said, "So it's actually the charge is based on the amount of square feet for the..."

**Mr. Barrett** said, "Right, up to a certain amount is \$2,500, and then above that, you figure that you're making a whole lot more sales, and so they do increase that considerably."

**Chairman Peterjohn** said, "Thank you."

**Mr. Barrett** said, "If I could address one thing, you were talking about the fireworks around New Year's Eve."

**Chairman Peterjohn** said, "Yes."

**Mr. Barrett** said, "State law did make an exception for the millennium. Other than that, normally it is illegal in the state to sell, possess, shoot off, whatever except for that June 27th through July 5th, unless you have the appropriate licenses for commercial fireworks, of course."

**Chairman Peterjohn** said, "Mr. Barrett, I appreciate the clarification, thank you. I would hasten to add that the resolution that's before us would legalize it from the 1st of July through the 4th of July, and also on the 5th providing that the 5th is a federal holiday like it is in 2010. Commissioner Parks."

**Commissioner Parks** said, "I believe you have you have one other person, then I have a question for Mr. Millspaugh."

**Chairman Peterjohn** said, "I was going to say, if there are questions from the bench here to go out in addition to the public hearing..."

**Commissioner Parks** said, "Yes. Chief Millspaugh, there's no provision in this for if its extraordinarily dry in agricultural areas, for the wheat fields, or the brome fields, or anything else that the fire department can say we're going to stop this?"

**Mr. Millspaugh** said, "Yes, we do have the authority that if we have an exceptionally dry year, or what we consider unsafe, that we can say fireworks are not allowed. It probably would be a closer to last minute kind of issue, but things would have to be pretty extreme to come to that."

## Regular Meeting, March 24, 2010

**Commissioner Parks** said, "Okay, thank you. Chief, if I could follow up on that question, because that raises a good point. Do you know if any of the municipalities here in Sedgwick County have ever exercised that type of an option in your recollection? I mean, I am not asking for, you know, cast in concrete, sworn oath type of thing, but just to the best of your knowledge."

**Mr. Millspaugh** said, "To my knowledge they have never put fireworks ban in place during the Independence [Day] Holiday."

**Chairman Peterjohn** said, "Okay, thank you very much."

**Mr. Millspaugh** said, "You are welcome."

**Chairman Peterjohn** said, "Seeing no further questions, what is..."

**Commissioner Norton** said, "I think Greg Dunnegan wanted to speak again."

**Chairman Peterjohn** said, "Okay."

**Mr. Dunnegan** said, "The situation I have with the permit deal such as Goddard, and I think Park City just passed their ordinance, and it's dollar a square foot. To me that is not legal based on the fact that it limits what I am able to go to my clients and say, look, 'I am going to give you a 20,000 square foot tent for \$5,000. What a deal, because I am going to help you get the sales. I'm going to help you guys generate the business.' But then they can't afford to do that because now all of a sudden it is going to cost them \$20,000 to set up this tent, in addition to my rental, and the lease and everything else. So it has to be reasonable, because it limits what I'm able to do, and to my client base, because I rent to everybody, I rent to Jakes, I rent to you name it. I've been across the country, even Louisiana doing Christmas sales, been all over the place and this is the only place that I've ever seen this that the permit fees are this high. And when it gets to where it is by the square foot, then it starts dictating what I'm able to do, and to me, that's not free enterprise. So that's all I have to say about that, and I just hope that if this does pass, that it is something reasonable, and it is good for everybody, and I know it will be for the people to be able for work. It is just going to create a lot of work for everybody. Thank you."

**Chairman Peterjohn** said, "Thank you."

### MOTION

Commissioner Welshimer moved adopt the Resolution and instruct the County Clerk to

**Regular Meeting, March 24, 2010**

publish the same according to law.

Chairman Peterjohn seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	No
Commissioner Welshimer	Aye
Chairman Peterjohn	Aye

**NEW BUSINESS**

**E. AGREEMENT WITH THE HAYSVILLE PUBLIC LIBRARY FOR AN OFFICE FOR A COMCARE CHILDREN'S CASE MANAGER.**

**Ms. Marilyn Cook**, Executive Director, COMCARE, greeted the Commissioners and said, "This is an agreement that we are entering into with the Haysville Community Library who has agreed to provide a room in their community library for one of our case managers. At a minimum, they would provide this room, which would be a place where our case manager can document what they are doing with clients, secure their files there and have use of the internet and the phone lines so they can access our electronic medical record. And in addition to that, like the other places in town where we have these similar agreements, they agree to distribute mail to the case manager that would be housed there and give us access to the building. The reason these agreements are so important to us is when we have our case managers situated and having space throughout our community, they spend a lot more time in direct contact with kids and families and a lot less time behind their steering wheels, so we are going to ask that you approve this agreement and authorize the Chairman to sign."

**MOTION**

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

**Regular Meeting, March 24, 2010**

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 Peterjohn	Aye

**F. KANSAS JUVENILE JUSTICE AUTHORITY (JJA) SFY11 JUVENILE ACCOUNTABILITY BLOCK GRANT (JABG) AWARD.**

**Ms. Chris Morales**, Project Manager, Department of Corrections, greeted the Commissioners and said, “This morning I am here to present for your approval a Juvenile Block Grant application to the State of Kansas Juvenile Justice Authority. The block grant is a federally funded initiative designed to provide assistance to local units of government to develop programs that will promote greater accountability within our local justice system. In February, JJA (Juvenile Justice Authority) announced that Sedgwick County was eligible to receive a grant award in the amount of \$52,000. This is to continue Juvenile Court Services use of a standardized risk assessment tool which is called the YLS/CMI, and that stands for Youthful Level of Service/Case Management Inventory. This is an evidence based assessment tool used in Sedgwick County since 2008. It’s a way to identify risk and needs of youth involved in our court system. The desired outcome is enhanced public safety and this is achieved by providing appropriate supervision levels and programming to juveniles who score at a moderate to high risk to re-offend, and less supervision and programming to low risk use that do not benefit or need system intervention. It is estimated that Court Services will complete 200 initial assessments in state fiscal year 2011.

“The grant funds will be used to continue covering salary and benefit costs for two staff positions to assist with the assessment and supervision of juveniles assigned to standard probation. The total grant award is \$104,000. This includes the \$52,000 from the Juvenile Justice Authority plus a \$52,000 cash match planned for in the department’s budget. The match requirement for this grant is the same as we currently have with the state. The Juvenile Justice Authority just wants to make the

## Regular Meeting, March 24, 2010

shift for their share to the federal funds due to the instability of the state budget. The Juvenile Corrections Advisory Board and the Sedgwick County Grants Coordinating Committee have approved this application. We request that you authorize the Chairman to sign the application and all related documents including the grant award agreement. I'd be happy to answer any questions."

**Chairman Peterjohn** said, "Thank you. Any questions for Ms. Morales? What is the will of the Commission?"

### MOTION

Commissioner Welshimer moved to accept grant award and authorize the Chairman or designee to sign all related documents, including the grant award agreement, and approve establishment of budget authority at the time the grant award documents are executed.

Chairman Peterjohn 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 Peterjohn	Aye

### **G. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON MARCH 18, 2010.**

**Ms. Iris Baker**, Director, Purchasing, greeted the Commissioners and said, "The meeting of March 18th results in 10 items for consideration. First item;

#### **1. CHANGE ORDER #5 – FORENSIC SCIENCE CENTER EXPANSION – FACILITIES DEPARTMENT FUNDING – CONSTRUCTION OF REGIONAL FORENSIC SCIENCE CENTER ANNEX & CONTROL**

"Recommendation is to accept the change order with Conco, Inc. in the amount of \$21,300 and add 53 additional days to the contract time. Item 2;

**Regular Meeting, March 24, 2010**

**2. ROAD IMPROVEMENTS – PUBLIC WORKS  
FUNDING – R320 SIGNALIZE MAPLE AND 167<sup>TH</sup>**

“Recommendation is to accept the low bid from Cornejo and Sons in the amount of \$485,122.35. Item 3;

**3. SEDGWICK COUNTY MUNGER BUILDING SIDEWALK UPGRADES –  
FACILITIES DEPARTMENT  
FUNDING – REPLACE COUNTY PARKING LOTS – 2006**

“Recommendation is to accept the overall low bid from Barkley Construction for an estimated cost of \$30,600 and establish unit pricing for concrete. Item 4;

**4. CLASSROOM CHAIRS for NCAT – FACILITIES DEPARTMENT  
FUNDING – NCAT FURNITURE FIXTURES & EQUIPMENT**

“Recommendation is to accept the quote from John A. Marshall for a cost of \$123,869.06. Item 5;

**5. INFLUENZA VACCINE – HEALTH DEPARTMENT  
FUNDING SOURCE – HEALTH SCREENINGS**

“Recommendation is to accept the quote from Sanofi Pasteur, Inc. for an initial purchase of \$80,129.56. Item 6;

**6. ALKALINE BATTERIES – EMERGENCY MEDICAL SERVICES and  
VARIOUS DEPARTMENTS  
FUNDING – EMERGENCY MEDICAL SERVICES**

“Recommendation is to accept the low bid meeting specifications from Grainger and establish contract pricing for one year with two one-year options to renew. Item 7;

**7. FIRE ARMS – SHERIFF’S OFFICE  
FUNDING – ASSET FORFEITURE/RECOVERY JAG ’09 – EQUIPMENT  
UPGRADE/FEDERAL**

“Recommendation is to accept the bid from OMB Guns in the amount of \$94,634. Item 8;

**Regular Meeting, March 24, 2010**

**8. ASBESTOS ABATEMENT for FRIENDLY GABLES BUILDING –  
FACILITIES DEPARTMENT  
FUNDING – FACILITIES DEPARTMENT**

“Recommendation is to accept the low bid meeting specifications from Enviro Remediation, Inc. in the amount of \$19,450. Item 9;

**9. VARIOUS FOUR DOOR PICKUP TRUCKS – FLEET MANAGEMENT  
FUNDING – FLEET MANAGEMENT**

“Recommendation is to accept the low bid from Don Hattan Chevrolet for items 1 and 2a in the amount of \$94,470, from Shawnee Mission Ford for item 2b in the amount of \$21,317, and from Rusty Eck Ford for items 3a and 4 in the amount of \$70,353. And item 10;

**10. VARIOUS FULL SIZE VANS – FLEET MANAGEMENT  
FUNDING – FLEET MANAGEMENT**

“Recommendation is to accept the low bid from Rusty Eck Ford for the 12-passenger full size van and the 8-passenger full size van for the amount of \$41,700 and low bid from Shawnee Mission Ford for the full size cargo van for the amount of \$16,342. Be happy to answer any questions and I recommend approval of these items.”

**MOTION**

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

Commissioner Norton seconded the motion.

**Chairman Peterjohn** said, “Commissioner Parks.”

**Commissioner Parks** said, “Well, on number one, I was just wondering where our architect was in the original plan. I guess I am going to be consistent in my voting on some of these change orders, and this was kind of a major item. And I see a staff member coming to our podium, so if we can answer that question, where the architect was and why they’re not paying for this mistake.”

**Chairman Peterjohn** said, “I’m going to recognize Ms. Downs.”

## Regular Meeting, March 24, 2010

**Ms. Paula Downs**, Project Manager, Project Services, greeted the Commissioners and said, "It's never intentional that we miss anything during a design phase. There are times where interpretation of code varies. There are oftentimes some mistakes made, and in response to your question related to why isn't the architect paying, you will notice that there are several items involved outside of the doors or the two-hour doors were needing to add according to code. So there are some other mixed items in this change order, but as far as the architect being responsible there will be, to some degree, a credit under their contract for any work, and in this instance there is some minor work that has to be undone to make this modification. So we will reduce their contract amount by those dollars, they just have not been finalized yet. We're trying to untangle a little bit of the electrical work, but there are a couple of items within there that have to be undone and they will be charged back to the architect, absolutely."

**Commissioner Parks** said, "I'm pleased for that explanation. Thank you."

**Ms. Downs** said, "You're welcome."

**Chairman Peterjohn** said, "I have several questions on several of the different items myself from going through this. Let me begin with the item number 5, it talks about an influenza vaccine. I noticed yesterday there was a recall for some vaccines and I wanted to make sure that if we approve this, this doesn't have the same contamination problem that was mentioned in the news reports earlier this week."

**Ms. JVonnah Maryman**, Immunization Program Manager, Health Department, greeted the Commissioners and said, "The vaccine recalled was a different vaccine. It was roto virus vaccine manufactured by a different company. The flu vaccine we order is from Sanofi and, as of now, there's no issues related to its production."

**Chairman Peterjohn** said, "Thank you very much for that clarification. I noticed that item number 7 for the Sheriff's Office includes purchase of shorter barreled carbines. I was curious if those were the same caliber as the ones that they are replacing as a trade in."

**Mr. Michael McGee**, Range Master, Sheriff's Office, greeted the Commissioners and said, "It is the exact same caliber."

**Chairman Peterjohn** said, "And that is?"

**Mr. McGee** said, "The .223."

**Chairman Peterjohn** said, "Okay, that's all I had. Thank you."

**Regular Meeting, March 24, 2010**

**Mr. McGee** said, “Thank you.”

**Chairman Peterjohn** said, “Seeing no further comments or questions, please call the vote.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Peterjohn	Aye

**H. CONSENT AGENDA**

- 1. General Bill Check Register of March 10, 2010 – March 16, 2010.**
- 2. Order to correct tax roll for change of assessment dated March 10, 2010.**

**Mr. Buchanan** said, “You have the consent agenda before you and I would recommend you approve it.”

**MOTION**

Commissioner Norton moved to approve the Consent Agenda.

Chairman Peterjohn 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 Peterjohn	Aye

**I. OTHER**

## Regular Meeting, March 24, 2010

**Chairman Peterjohn** said, “Commissioner Welshimer.”

**Commissioner Welshimer** said, “Well, I would like to remind everyone that our jail population dropped down into the low 1,400s this past week. Think it was down to 1,420 if I remember right, then 1,440. I know when we were up to 1,740 we had headlines, and I don’t think there’s been anything about this, but I think it shows that some of the work we’ve done is working. We have 270 people in Pretrial Services, and that was about 250 back when we had 1,740 in the jail, so we’re making other progress and we’ll just keep working on it until we get that jail population down.”

**Chairman Peterjohn** said, “Commissioner Parks.”

**Commissioner Parks** said, “I wanted to, for the record, say that I was 11 minutes late today, but it was due to a subpoena that I was a witness in that has been set aside over in Small Claims Court. That’s why I was tardy today. I did not want to be held in contempt of court.”

**Chairman Peterjohn** said, “I thoroughly agree with that sentiment. I have several items that I want to mention. This Saturday Register of Deeds Bill Meek is going to be making an opportunity available to the citizens here in Sedgwick County, and I believe possibly even a little farther afield than that, that they can come down and get passports. And if folks are interested in either renewing or acquiring a passport, they can fill out the paperwork down here on Saturday. I believe they’re going to be open from roughly 9:00 a.m. to 3:00 p.m., and if I’m incorrect on that I’m willing to stand to be corrected on that point. The federal government requires checks, not cash, not credit cards, checks. So if you have an interest in either renewing or getting a passport, you’ve got a great opportunity this weekend down here at Sedgwick County at the courthouse and I want to make that known to folks.

“I also wanted to make known we have Easter coming up and Sedgwick County Zoo is going to be holding an Easter event out at the Zoo, and now that we’re getting Zoo weather with a little global warming occurring, finally this week. Saturday wasn’t the best day for going out to the Zoo with the snow on the ground for the first day of spring but we sure have a much better environment at the moment, and there’s going to be an Easter egg hunt early next month. I believe April 3rd is Easter this year and I wanted to make sure that parents out there and fellow Zoo members, like the Peterjohn family, will have the opportunity to take go out to the Zoo. I hope mother nature is more accommodating on that day than first day of spring.

“The other item I’m going to mention is a segue off Commissioner Welshimer’s comments. There was a blip in the jail population this morning, but we had much larger number of people arrested last night than we have in a while. I know there have been sweeps ongoing, but we still had

**Regular Meeting, March 24, 2010**

approximately 60 vacant beds in the Sedgwick County jail, so those numbers are interesting and there's some interesting trends going on with that. I think the folks who are working on Pretrial Services, that's a much lower cost, and I think we're getting better value for keeping this community safe at a reasonable price. Seeing no further comments under 'other,' I am willing to entertain a motion to adjourn."

**MOTION**

Commissioner Welshimer moved to adjourn.

Chairman Peterjohn 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 Peterjohn	Aye

**J. ADJOURNMENT**

There being no other business to come before the Board, the Meeting was adjourned at 10:15 a.m.

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

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**KARL PETERJOHN**, Chairman  
Third District

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**DAVID M. UNRUH**, Commissioner  
First District

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

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**KELLY PARKS**, Commissioner  
Fourth District

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**GWEN WELSHIMER**, Commissioner  
Fifth District

ATTEST:

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**Kelly B. Arnold**, County Clerk

APPROVED:

April 21, 2010