

# Sedgwick County

525 North Main Street 3rd Floor  
Wichita, KS 67203



*Sedgwick County...  
working for you*

## Meeting Minutes - Final

Wednesday, May 15, 2013

9:00 AM

BOCC Meeting Room

### **Board of Sedgwick County Commissioners**

*Pursuant to Resolution #131-2010, adopted by the Board of County Commissioners on August 11, 2010, members of the public are allowed to address the County Commission for a period of time limited to not more than five minutes.*

*Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of Sedgwick County, should contact the office of Roberta Berry, Sedgwick County Interim ADA Coordinator, 510 N. Main, Suite 306, Wichita, Kansas 67203*

*Phone: (316) 660-7058, TDD: Kansas Relay at 711 or 800-766-3777*

*Email: [rberry@sedgwick.gov](mailto:rberry@sedgwick.gov), as soon as possible but no later than 48 hours before the scheduled event. Please include the name, location, date and time of the service or program, your contact information and the type of aid, service, or policy modification needed.*

## **ORDER OF BUSINESS**

### **CALL MEETING TO ORDER**

*The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:06 a.m. on Wednesday, May 15, 2013, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman James B. Skelton, with the following present: Chair Pro Tem Commissioner David M. Unruh; Commissioner Tim R. Norton; Commissioner Karl Peterjohn; Commissioner Richard Ranzau; Mr. William P. Buchanan, County Manager; Mr. Richard Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Ms. Claudia Blackburn, Director, Health Department; Ms. Adrienne Byrne-Lutz, Vice-Chair, Sedgwick County Suicide Prevention Coalition; Ms. Angela Lovelace, Deputy County Clerk; Mr. Ron Holt, Assistant County Manager; Mr. Tavis Leake, Fire Marshall, Fire District No. 1; Mr. Dallas Shaffer, Purchasing Buyer, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and Ms. Amanda Lee, Deputy County Clerk.*

### **GUESTS**

*Mr. Theron Black, Chair, CPAAA Advisory Council  
Ms. Tamara Huff-Johnson, President, Delta Sigma Theta Sorority, Inc.  
Mr. Don Landis, 6610 East 10th Street North, Wichita  
Dr. Dharma deSilva, Chair, World Trade Council of Wichita  
Mr. Bob Dix, Appointee, Sedgwick County Animal Care Advisory Board  
Dr. Jodie Beeson, Appointee, Sedgwick County Community Corrections Advisory Board  
Mr. Jim Grocholski, Appointee, Sedgwick County Mental Health Advisory Board  
Mr. John L. Schlegel, Planning Director, Metropolitan Area Planning Department  
Mr. A.J. Boleski, General Manager, Intrust Bank Arena  
Ms. Chris Kibler, Director of Finance, Intrust Bank Arena*

### **INVOCATION**

*Led by Pastor Rick Cline, RiverWalk Church of Christ.*

### **FLAG SALUTE**

### **ROLL CALL**

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

### **PROCLAMATIONS**

A [13-0337](#)

PROCLAMATION DECLARING OLDER AMERICANS MONTH.

Read by: Chairman James B. Skelton.

RECOMMENDED ACTION: Adopt the proclamation.

*Chairman Skelton said, "I asked Commissioner Peterjohn to read this proclamation."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. The proclamation states:*

*PROCLAMATION*

*WHEREAS, Sedgwick County, Kansas includes over 78,700 individuals age 60 and older (15.9 percent of the county's population); and*

*WHEREAS, the Central Plains Area Agency on Aging is committed to valuing all individuals and recognizing their ongoing significant contributions; and*

*WHEREAS, the older adults in Sedgwick County, Kansas play an important role by continuing to contribute experience, knowledge, wisdom, and accomplishments; and*

*WHEREAS, our older adults are active community members involved in volunteering, mentorship, arts and culture, and civic engagement; and*

*WHEREAS, our community can provide opportunities to allow older citizens to flourish by:*

- Emphasizing the importance of elders and their leadership by publicly recognizing their continued achievements,*
- Presenting opportunities for older Americans to share their wisdom, experience, and skills, and*
- Recognizing older adults as a valuable asset in strengthening our communities.*

*NOW, THEREFORE BE IT RESOLVED that James Skelton, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 2013 as*

*'OLDER AMERICANS MONTH'*

*"By the way, Mr. Chairman, just as an aside, I think we have a couple people here on the bench, including this Commissioner, who would qualify under this proclamation."*

*Chairman Skelton said, "One of them has got to be me. Okay."*

*Commissioner Norton said, "I don't know...I don't see anybody."*

*Chairman Skelton said, "And Richard is the other one. I know it. All right. Thank you, Commissioner Peterjohn. Who is here to receive this proclamation?"*

*MOTION*

*Commissioner Norton moved to adopt the proclamation.*

*Commissioner Peterjohn seconded the motion.*

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

VOTE

Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Ranzau	Aye
Commissioner Unruh	Aye
Chairman Skelton	Aye

Chairman Skelton said, "Thank you. And this is Mr. Thoren [sic] Black."

Mr. Theron Black, Chair, CPAAA Advisory Council, greeted the Commissioners and said, "Theron."

Chairman Skelton said, "Theron. How are you, sir? Good morning."

Mr. Black said, "This morning I am in good shape. You never know when you get to be, well, next month I'll hit my 94th birthday. You never know when you get up, what it's going to be. Anyway, Annette assigned me to come in here and accept this proclamation on behalf of the advisory council to you people on the aging situation. Particularly from the board members of the Commission that reports to you, I want to take that opportunity to speak to them to say we appreciate everything that you guys have done to assist us and help us to try to do a credible job. It is not exactly what we would like to do, but we don't get help everywhere like we get help from you guys.

"If we could get a little more help out in Topeka or Washington, D.C., it might relieve you of some of what you have to do, and it would help us. It would help the citizens of Sedgwick County, or I also am supposed to speak for the Central Plains Area Agency on Aging (CPAAA), which I am chair, which includes the central area of Kansas. So I want to thank you on our behalf. And the staff, including Annette, who is a big help to us in getting our work done. Again, I want to thank you for all you have done and I have been cautioned by one of the Commissioners that he is now in our group, and I better be taking care of him, so I'll try and watch for Dave and make sure he's taken care of. But in addition to that, I found out one thing today. I finally found something that Tim Norton is good at."

Chairman Skelton said, "Eating barbecue."

Mr. Black said, "I wondered about that for a long time. Number one, why did he appoint me to this? That was number one mistake he made. Anyway, glad to know you are really informed on that. How to handle ribs. I'll keep that in mind. Anyway, thank you guys for your help. We hope we're doing what you want us to do."

Chairman Skelton said, "You are very welcome, sir. Thank you. Okay, Madam Clerk, next item. I do apologize. Commissioner Norton."

Commissioner Norton said, "Well, Theron, there's nothing like a good friend, and you are nothing like a good friend. Annette, when is the appointment up? Tomorrow? Well, thanks, Theron, for being here today and accepting the proclamation. I often say how we treat our children and our senior citizens is how we define our self as a society. And it is our responsibility to make sure that older Americans are treated fairly and equitably and with honor for what they have done for our country, for our society, for our communities in raising kids, creating value in jobs and living their lives.

*"Theron has been active in the community for a lot of years and has been very loyal to older Americans and silver-haired legislators and Central Plains Area [Agency on] Aging, but many people don't know that he helped start KANSEL (Kansas School for Effective Learning), which is still moving through our community, is expanding and helps train a lot of people on English as a second language, computer skills, math skills, to get better jobs, and he started that many years ago, and it continues to flourish today. So thank you, Theron, for all you've done for our community. That's all I have."*

*Chairman Skelton said, "Great, thank you. Additional comments, please? Okay. Seeing none, Madam Clerk, call the next item."*

**B**      [13-0339](#)      PROCLAMATION DECLARING DELTA SIGMA THETA SORORITY DAY.

Read by: Chairman James B. Skelton.

RECOMMENDED ACTION: Adopt the proclamation.

*Chairman Skelton said, "Thank you. I have asked Commissioner Ranzau to read this proclamation."*

*Commissioner Ranzau said, "Thank you, Mr. Chairman."*

*Chairman Skelton said, "You are welcome."*

*Commissioner Ranzau said, "*

*PROCLAMATION*

*WHEREAS, Delta Sigma Theta Sorority, Inc. was founded in 1913 by twenty-two hopeful and vibrant young women who instructed all Sorors to pursue scholarship and service; and*

*WHEREAS, Delta Sigma Theta, Inc. is increasingly effective locally, nationally and internationally in such areas as Political Awareness & Involvement, Education & Scholarship, Voting Rights, Violence Against Women, Gun Violence in America; and*

*WHEREAS, they work effectively on a national and international level with a Grand Chapter membership of over 200,000; and will celebrate 100 years of dedicated service while in the Nation's Capital in the month of July, 2013; and*

*WHEREAS, Delta Sigma Theta, Inc. has earned recognition for outstanding accomplishments through Delta Day at the State Capital, Delta Days at the United States Capitol, Delta Day at the United Nations and collaborative initiatives, direct programming with youth and adults, and the membership volunteerism in Sedgwick County community organizations;*

*NOW, THEREFORE BE IT RESOLVED that James Skelton, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 15, 2013 as*

*'DELTA SIGMA THETA SORORITY DAY'*

*in Sedgwick County and in 2013 the 'Year of Delta' Centennial Celebration*

*Chairman Skelton said, "Okay, thank you, Commissioners. You've heard the proclamation. What is the will of the Board?"*

*MOTION*

*Commissioner Norton moved to adopt the proclamation.*

*Commissioner Unruh seconded the motion.*

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

VOTE

Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Ranzau	Aye
Commissioner Unruh	Aye
Chairman Skelton	Aye

Chairman Skelton said, "Good Morning, Bev. How are you? You are from..."

Ms. Tamara Huff-Johnson, President, Delta Sigma Theta Sorority, Inc., greeted the Commissioners and said, "Delta Sigma Theta [Sorority, Inc.]"

Chairman Skelton said, "Are you Bev?"

Ms. Huff-Johnson said, "No, I am Tamara Huff-Johnson."

Chairman Skelton said, "Hi, Tamara. How are you this morning?"

Ms. Huff-Johnson said, "Good. We would like to thank the County Commission for this proclamation. As was mentioned in the proclamation, we are celebrating 100 years of public service and sisterhood. There are 82 active members in Delta Sigma Theta here locally, and we appreciate the opportunity to come this morning and to receive the this proclamation. Thank you."

Chairman Skelton said, "You are welcome. Other comments by Commissioners? Okay, Madam Clerk, next item."

C [13-0338](#) PROCLAMATION DECLARING WORLD TRADE WEEK.  
Read by: Chairman James B. Skelton.

RECOMMENDED ACTION: Adopt the proclamation.

*Chairman Skelton said, "Thank you. I will read this proclamation:*

*PROCLAMATION*

*WHEREAS, for Sedgwick County and our nation to compete and win in the 21st century, we must rebuild our economy on a stronger, more balanced foundation. Part of that effort will require us to boost our exports, which are critical for long-term prosperity and which support jobs in our area. World Trade Week is an opportunity for us to reaffirm the importance of trade to our county's continued economic recovery and growth; and*

*WHEREAS, we are still emerging from an unprecedented economic crisis. Members of our community have lost their jobs and many more remain underemployed, limited to part-time work or odd jobs. To help them, we must do all we can to spur job creation and restore economic security. Producing and exporting more goods and services is essential to strengthening our ability to compete for customers outside our borders; and*

*WHEREAS, we must remember that we still have the most innovative and productive workers in the world. We have the most dynamic and competitive economy, and we remain one of the top exporters of goods and services in the country. As other counties and markets grow, our leadership will not be guaranteed. Yet our success has never been guaranteed. It has been forged through decades of hard work, ingenuity, optimism, and common purpose; and*

*WHEREAS, this week, let us renew the enduring principles that have driven our community to the forefront of human progress. With our planes, and agriculture, we will send our goods and services to every corner of the globe. Together, we will make this new century even better, and secure a bright future for generations to come;*

*NOW, THEREFORE BE IT RESOLVED that I, James Skelton, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 13-17, 2013 as*

*'WORLD TRADE WEEK'*

*in recognition of the Wichita World Trade Council's Thirty-Seventh annual World Trade Week, Honoring the North American Free Trade Agreement (NAFTA).*

*"Commissioners, you heard the proclamation. What is the will of the Board?"*

*MOTION*

*Commissioner Norton moved to Adopt the proclamation.*

*Commissioner Unruh seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "I would like to say Dr. deSilva was going to try to attend this morning to accept the proclamation. However, he has a final exam in one of his classes this morning, so I will be presenting that presentation at the Thursday evening World Trade Council banquet. I can't recall offhand, but there will be several trade ambassadors and foreign dignitaries there looking at our aircraft plant. So we have them coming to the banquet. It's Thursday at the Marriott at 6:00 p.m., and I would encourage people to come out to that banquet. It's supported by WSU (Wichita State University), it is a student function, World Trade Council [of Wichita] does hosts foreign dignitaries and we also have an educational component through the university, international business. So those are my comments on that proclamation. Madam Clerk, call the next item."*

D [13-0307](#) PROCLAMATION DECLARING EMPLOYEE HEALTH AND FITNESS WEEK.

Read by: Chairman James B. Skelton.

RECOMMENDED ACTION: Adopt the proclamation.

*Chairman Skelton said, "And I have asked Commissioner Norton to read this proclamation."*

*Commissioner Norton said, "I have the following proclamation to read into the record:*

*PROCLAMATION*

*WHEREAS, more than 60 percent of Sedgwick County residents are overweight or obese, and preventable lifestyle-related illnesses account for 70 to 90 percent of all healthcare costs; and*

*WHEREAS, physical activity can help Americans live longer, healthier lives, as well as provide many other benefits, including:*

- Building and maintaining healthy bones and joints*
- Controlling weight and reducing fat*
- Reducing symptoms of anxiety and depression; and*

*WHEREAS, healthy moments, such as walking at work can inspire long-term behavioral changes in physical activity and result in healthy lifestyles; and*

*WHEREAS, employers across the nation are promoting "worksites wellness" activities to help employees take charge of their health, practice healthier behaviors and reduce health care costs.*

*NOW, THEREFORE BE IT RESOLVED that James Skelton, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim May 13–17, 2013 as*

*'EMPLOYEE HEALTH AND FITNESS WEEK'*

*in Sedgwick County, and encourage employees throughout the county to begin a habit of living a healthier lifestyle by participating in a brisk walk every day to get the daily recommendation of 30 minutes of physical activity.*

*Chairman Skelton said, "Thank you, Commissioner. Commissioners, you've heard the proclamation. What is the will of the Board?"*

*MOTION*

*Commissioner Unruh moved to Adopt the proclamation.*

*Commissioner Ranzau seconded the motion.*

*Chairman Skelton said, "It's been moved and seconded to adopt the proclamation. Is there any discussion of the motion? Hearing none, Madam Clerk, call the vote."*

Ms. Amanda Lee, Deputy Clerk, greeted the Commissioners and said, "Commissioner Norton."

Commissioner Norton said, "Aye."

Ms. Lee said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Well, with a condition. I don't really believe that 60 percent of Sedgwick County residents are overweight. But, despite that I think somewhat exaggerated over statement, I'll vote for the resolution this morning. Aye."

Chairman Skelton said, "Okay."

VOTE

Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Ranzau	Aye
Commissioner Unruh	Aye
Chairman Skelton	Aye

Ms. Claudia Blackburn, Director, Health Department, greeted the Commissioners and said, "Thank you for supporting this proclamation this morning and indulging me in my comfortable walking shoes. I could get used to this. This is the eighth consecutive year that the Health Department has sponsored walk at work, and in the past, we have celebrated this on the third Wednesday of May. This year we've extended it to a full week, so that we could adjust for inclement weather, and give employers more opportunities to encourage their employees to work. It is part of global health and fitness month. In addition to the health benefits that were stated in the proclamation, the Sedgwick County Health Department encourages walking to help reduce stroke and prevent diabetes.

"Supervisors are really important when it comes to motivating employees to walk. They can be instrumental by encouraging walking during breaks, during lunch, and actually walking with their employees. And there are ways that they can do that. They can do that during their weekly meetings, if they are having a one-on-one meeting, they can encourage employees to walk to meetings. As I said, walk during breaks and lunch. If it's appropriate, maybe if the area that they work in is good for walking, to come to work early or stay late to walk. They can host mileage or stepper challenges or contests and, of course, encourage stair usage, which we do here in the courthouse.

Ms. Blackburn continued, "As of this morning, we have 98 work sites registered to participate in this year's walk at work week, and we're hopeful that many of the employees will participate and this will begin them on that habit of daily walking. In addition, we at Sedgwick County are, have planned a one, two, and three mile walk at lunch at noontime, if you're interested, this is for county employees or anybody from the community, you can join us in front of the courthouse, and it should be a lot of fun. So, again, thank you for allowing me to be here this morning to promote walk at work, and for all of your efforts to make our community healthier."

Chairman Skelton said, "Thank you, Claudia. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. As a Commissioner who is, I

*believe, participated in those one, two or three mile walks every year since I joined the Commission in 2009, I'm strongly supportive of that. Would you comment just for a moment, when the resolution said 60 percent of Sedgwick County residents were overweight, what's our, could we get a little bit of background, because I have some concerns about the number.*

*"Certainly obesity and overweight folks are a serious problem, but if we have a number that's so large that it, I think it could be problematical if we have a number that seems to be extra large and you are talking to the Commissioner who regularly, I try and walk the stairs here at the courthouse, so I've run into a lot of my fellow county employees doing it that way. But I sure appreciate some more insight on that percentage from the proclamation, please."*

*Ms. Blackburn said, "Unfortunately, that is the correct data. We take data from the Behavioral Risk Factor Surveillances [System] (BRFSS) survey, and it is a telephone survey that is a valid survey, and 60 percent are overweight or obese. That is pretty much the statistic around the nation. So, we are not alone in that, but it is something that we struggle with."*

*Chairman Skelton said, "Okay, thank you. Additional comments, questions? Claudia, thank you for coming out this morning, good to see you. Madam Clerk, next item."*

E      [13-0324](#)      PROCLAMATION DECLARING NATIONAL PUBLIC WORKS WEEK.  
Read by: Chairman James B. Skelton.

RECOMMENDED ACTION: Adopt the proclamation.

*Chairman Skelton said, "I have asked Commissioner Unruh to read this proclamation. Thank you, sir."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. Proclamation for your consideration:*

*PROCLAMATION*

*WHEREAS, public works services provided in our community are an integral part of our citizens' everyday lives; and*

*WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as streets and highways, bridges, drainage improvements, noxious weed control and household hazardous waste collection; and*

*WHEREAS, the health, safety and comfort of this community greatly depends on these facilities and services; and*

*WHEREAS, the quality and effectiveness of these facilities, as well as their planning, design, and construction, is virtually dependent upon the efforts and skill of public works officials; and*

*WHEREAS, the efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the people's attitude and understanding of the importance of the work they perform.*

*NOW, THEREFORE BE IT RESOLVED that James Skelton, Chairman of the Board of Sedgwick County Commissioners, does hereby proclaim May 19–25, 2013 as*

*'NATIONAL PUBLIC WORKS WEEK'*

*in Sedgwick County, and I call upon all citizens and civic organizations to acquaint themselves with the issues involved in public works and to recognize the contributions which public works officials make every day to our health, safety, comfort, and quality of life."*

*Chairman Skelton said, "Thank you, Commissioner. Commissioners, you have heard the proclamation, what is the will of the Board."*

*MOTION*

*Commissioner Unruh moved to adopt the proclamation.*

*Commissioner Norton seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Mr. David Spears, Director, Public Works, greeted the Commissioners and said, "Since 1960, APWA, which is American Public Works Association, has sponsored National Public Works Week. Across the nation, our 27,000 members use this week to energize and educate the public on the importance of the contribution of public works to their daily lives. Planning, building, managing and operating the core of our local communities, APWA has selected 'Because of Public Works' as its theme for the 2013 National Public Works Week. The theme is about the quality of life brought to communities around the world.*

*Mr. Spears continued, "We are able to have clean water, safe streets and neighborhoods, efficient traffic, and safe, clean communities because of public works, and this is the poster for this year. They have a different theme each year."*

*Chairman Skelton said, "David, did you make that in your office?"*

*Mr. Spears said, "No."*

*Chairman Skelton said, "I saw those crayons sitting on your desk. I was wondering what they were for."*

*Mr. Spears said, "The difference between an engineer and an architect is, architects started out as engineers, but traded their calculus books in on a set of coloring pencils. Okay, that's an old joke."*

*Chairman Skelton said, "I will do some polling and I'll let you know."*

*Mr. Spears said, "This was made at the national headquarters. We had nothing to do with it."*

*Chairman Skelton said, "I see. That's pretty nice. Well, congratulations, sir."*

*Mr. Spears said, "Thank you."*

*Chairman Skelton said, "You bet. Comments, questions by Commissioners? Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. Well David, we just want to make sure that you let all of the folks who work in public service, in Public Works department, your employees, our employees, we want them to know how much we appreciate their efforts to make our county a great livable place, and we do recognize the importance of public works, and just want that communicated both to you and to all your staff. Thank you."*

*Mr. Spears said, "Thank you."*

*Chairman Skelton said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Well, thank you, Mr. Chairman. I would be remiss if I didn't point out, although the way the weather has been, I'm not sure this is a safe comment to make or not. But I was going to congratulate Public Works department for successfully, for their successes in handling the annual seasonal 2012-2013 snow, ice and winter weather season here in Sedgwick County. I say this on a cautionary basis, because despite the fact yesterday that it felt like summer, seems like only a week ago, it kind of felt like January. So, in terms of, you know, I want to provide an attaboy and attagirl for the folks in Public Works. They end up having a lot of, the weather can put extraordinary strains on not only our equipment, obviously, and our resources, but also our people. Thank you."*

*Mr. Spears said, "You are welcome. And all the salt domes have been refilled and we're ready for the next round whenever that comes."*

*Commissioner Peterjohn said, "Thank you."*

*Chairman Skelton said, "Good job. Thank you. Additional comments? Questions? David, thank you very much. Congratulations. We appreciate your service to this community."*

*Mr. Spears said, "Thank you."*

*Chairman Skelton said, "Madam Clerk, next item."*

## **DONATIONS**

**F 13-0291** MEMORIAL DONATION TO THE SEDGWICK COUNTY SUICIDE PREVENTION COALITION.

Presented by: Adrienne Byrne-Lutz, Vice-Chair, Sedgwick County Suicide Prevention Coalition.

RECOMMENDED ACTION: Accept the donation and authorize the Chairman to sign a letter of appreciation.

*Commissioner Norton exited the meeting at 9:33 a.m.*

*Ms. Adrienne Byrne-Lutz, Vice-Chair, Sedgwick County Suicide Prevention Coalition, greeted the Commissioners and said, "The [Sedgwick County Suicide Prevention] Coalition received a donation from a memorial bowling tournament held earlier this year in honor of a young person who took their life last year. The total proceeds were \$690, and will be used by the coalition to further efforts in providing education and raising awareness in the community around suicide prevention. The recommended action is to accept the donation and authorize the Chair to sign the letter of appreciation."*

*Chairman Skelton said, "Okay, discussion?"*

**MOTION**

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

*Commissioner Unruh seconded the motion.*

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

**VOTE**

<i>Commissioner Norton</i>	<i>Absent</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Commissioner Unruh has a comment."*

*Commissioner Unruh said, "Thank you. Adrienne, I didn't want you to get away without hearing this. Make an expression of how serious we consider this gift, and how important it is from the donating family, and how important it is to us to receive this gift and to recognize the purpose to which it's given and trying to prevent suicide in Sedgwick County. So I know that as we sent a letter of appreciation from the Chairman, we'll express those sentiments. I just want to say that publicly."*

*Ms. Byrne-Lutz said, "Thank you."*

*Commissioner Norton returned to the meeting at 9:35 a.m.*

*Chairman Skelton said, "Thank you. Additional comments, questions, by Commissioners? Okay. Seeing none, Madam Clerk, call the next item."*

**CITIZEN INQUIRIES**

**G**      [13-0289](#)      REQUEST TO ADDRESS THE BOARD OF COUNTY  
COMMISSIONERS REGARDING THE CLOSURE OF SOUTHEAST  
HIGH SCHOOL.

Presented by: Don Landis, Wichita.

RECOMMEND ACTION: Receive and file.

*Mr. Don Landis, 6610 East 10th Street North, Wichita, greeted the Commissioners and said, "Chairman Skelton and the other Commissioners, before I get started I would like to say Commissioner Peterjohn, I feel some days I represent that 60 percent rather well. So, we are here. To set the record straight, I know the County Commission does not have any direct influence or responsibility for what the Wichita School Board decides to do regarding Southeast High School.*

*"My remarks today are on a subject that does require your attention in my humble opinion. The Wichita School Board is deciding on a plan to close Lincoln and Edgemoor campus and move students to a new school at 127th [Street] East in Pawnee. Approximately 1,600 students now attend the Lincoln and Edgemoor site, many within walking distance. Every student at the new school is eligible to be bussed, because there are no sidewalks in that area. Getting to and from school each day, either by bussing or private vehicle, will generate a tremendous amount of increased traffic upwards, as upwards of 2,000 students, faculty and staff travel to and from the new location.*

*"As Commissioner Skelton knows, this area in Sedgwick County District 5 currently has two lane roads, no traffic lights, no turn lanes, and 127th Street South at Pawnee is a gravel road. If this area of the county developed at a natural pace the roads would be improved as needed. Currently improvements in this section are not on the short-term or long-term Capital Improvement [Plan] programs (CIP), as verified by John Schlegel the other day. And Dave Spears probably also has information about this, because we've talked once before. Yet once the decision is made by the [Wichita] School Board in June to go forward, the plan is to be ready to begin construction within 12 months. The [Wichita] School District is responsible for some of the costs of the road improvements. The City of Wichita is responsible for some of the cost of road improvements, as you passed at a recent meeting, to clarify.*

*"Sedgwick County will also be responsible for some of the millions of dollars that will be required for construction of the new school to begin and for the safe passage of our children to and from the new school. The current roads are not capable of safely transporting our children to and from the new school. These roads will have to be built immediately. Where will the money come from? The CIP does not currently have money budgeted for the expense of millions of dollars in road improvements in this area. There are only two ways to pay, either increase taxes or shift money from other CIP programs. That means other neighborhoods will give up their road improvements that they have waited for and been promised. Which option would you choose, Commissioners? As County Commissioners I ask you to consider this question.*

*"Today the new county budget will be discussed, as you begin the long, hard process. The current location of Southeast High School can be improved to an equal standards of other Wichita high schools for about \$23 million according to information provided by the School District. The new location will cost about \$54 million. The move to a new*

*high school will force Sedgwick County taxpayers to spend multiple millions on road improvements to ensure the safety of our children as they travel on these roads. The current location of Southeast High School is the best location for the students, for the neighborhoods, and for the taxpayers of Sedgwick County. I ask that you join our cause to keep Southeast High School at its current location. Thank you."*

*Chairman Skelton said, "Thank you. Questions by Commissioners? Yes, sir? Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. Quick question. Because you mentioned the streets, and I've looked at and discussed with staff on it, and some of these streets are not county streets or roads, they are actually in the City of Wichita. Mr. Landis, have you had an opportunity to speak to the city council, Wichita City Council since some of your concerns, in terms of the roads and streets, I believe from the information I have received apply at least as much, maybe even more, a good deal more so to them than it does to the County Commission."*

*Mr. Landis said, "I would agree, Commissioner Peterjohn. I did address the city council. The mayor did direct me to talk to Mr. Schlegel, they made that available to me. He has cooperated at every instance, when I called and asked for information, or asked questions. And so I will be going back, there is a limit on how many times we can all speak, so I am scheduled for my next opportunity. I will be discussing this. Because you are correct, based on what was passed at a recent meeting, I received that information, I also looked at what the School District agreed to do back in 2008, when they set this land up to be a high school.*

*"So, yes, they do have, the School District has some responsibility as stated. Wichita has some responsibility. However, if you look at 127th [Street] South of the school, I believe that still belongs to the county. I believe that 127th [Street] North mostly belongs to the county. And I believe that Pawnee, large sections of Pawnee may still belong to the county."*

*Chairman Skelton said, "East of Webb [Road]."*

*Mr. Landis said, "Pardon me?"*

*Chairman Skelton said, "East of Webb, or east of Greenwich [Road]."*

*Mr. Landis said, "Yes. That is a section on Pawnee where it goes back from four lanes to two lanes."*

*Chairman Skelton said, "Correct."*

*Mr. Landis said, "On Harry, it goes from four lanes to two lanes a little further up. Now, I don't know which path the school buses will take, they've got something like 51 school buses that they are estimating that will be used to transport students. Again, every student at that school, 1,600 upwards, maybe 2,000 students, will be eligible to be bussed, because there are no sidewalks and probably will not be for some time. Plus there's not very many people that live within walking distance according to the School District, again."*

*Commissioner Peterjohn said, "Let me follow up."*

*Chairman Skelton said, "Yes, sir."*

*Commissioner Peterjohn said, "Follow up that question, because I'm glad to hear you talk with Mr. Schlegel, but in your presentation and the information you presented it sounds like the city director of public works and the city finance folks, in terms of what they have budgeted in their Capital Improvement Plan would be just as important and relevant to talk to as Mr. Schlegel. Have you had the opportunity to visit with other city staff?"*

*Mr. Landis said, "No, I haven't. Because what John told me, is that he looked over for the county and for the city long-term and short-term and the money was not in there. I will go back to the city absolutely and talk to those folks, because it is a county-wide problem. The city is involved, the county is involved in the problem. I am just asking that you as Commissioners, who have responsibility for doing this, and keeping the roads safe, to handle that amount of traffic, this it is something that needs to be discussed publicly. That's all I can say about that. But, yes, I will be glad to go back to the city, absolutely."*

*Commissioner Peterjohn said, "Because when I became a Commissioner, we had a challenging situation with the opening of the new high school, Eisenhower High School in Goddard, and it's located right on Colwich, that stretch of Colwich Road had been unincorporated, had not been annexed by the City of Wichita or Goddard. Both annexed right up to the road, and you had the school going in, and the state and the county and the school district and two cities were involved, and I would just, as a cautionary note, it makes for a challenging intergovernmental situation to get those issues resolved."*

*Mr. Landis said, "I completely agree. This is exactly what I've been ping-ponged back and forth between the city and county to get clarity, to get some light shined on this subject. I don't mean ping-ponged in a bad way, what I mean, as you mentioned, it is a cluster-whatever to get that many bodies cooperating. They want to start construction within 12 months. That's how long they anticipate the architect to draw up the plans, submit them, get them approved and start breaking ground, within 12 months."*

*"The roads right now, in my opinion, will not support construction vehicles. Now, you are going to have about two years worth of construction, so within three years they are going to want to open that school, and there will be at least 1,600 kids, because that's how many are going to Lincoln and Edgemoor campus right now, 1,600.*

*"They want to build a new school in a nice neighborhood, to attract kids who don't currently attend Lincoln and Edgemoor. So there may be more. Got to build it to house about 2,000, to 2,200. That number, that's a big school. Those roads, in my opinion, will not handle that. That's cost somebody has to bear. Now, whether it's the city or whether it's the county, I can tell you which pocket it's going to come out of. Mine, yours, everybody's. So whose bucket it comes out of is really irrelevant. Because I'm putting into all those buckets. You are putting into all those buckets."*

*Chairman Skelton said, "Okay. Any other questions? The comment I would make today is simply that I do believe that as public entities we have a responsibility to reinvest in their facilities that are in the core of the cities, and not continue to build out into the fringe. I think that's better policy by far, okay. We don't abandon the inner core of our city."*

*Mr. Landis said, "That's correct."*

*Chairman Skelton said, "Especially if it's a government entity. We can talk more..."*

*Mr. Landis said, "Lincoln and Edgemoor is done."*

*Chairman Skelton said, "Okay."*

*Mr. Landis said, "Okay, thank you."*

*Chairman Skelton said, "All right, thank you, sir."*

**MOTION**

*Commissioner Peterjohn moved to receive and file.*

*Commissioner Ranzau seconded the motion.*

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

**VOTE**

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Thank you. Madam Clerk, next item."*

**APPOINTMENTS**

H [13-0288](#)

ACCEPT THE RESIGNATION FROM SHAWN FARNEY  
(COMMISSIONER TIM NORTON'S APPOINTMENT) FROM THE  
WICHITA/SEDGWICK COUNTY METROPOLITAN AREA PLANNING  
COMMISSION.

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Accept the resignation.

*Mr. Richard Euson, County Counselor, greeted the Commissioners said,  
"Commissioners, you received this resignation. It would be appropriate to accept it at  
this time."*

*Chairman Skelton said, "Okay. We have a motion."*

*Commissioner Norton said, "Well, comment first. Shawn has been my appointee for  
over three years. He served as the Chairman of the [Wichita/Sedgwick County  
Metropolitan Area] Planning Commission, has done a yeoman's work and done a really  
good job, and I have no reason not to reappoint him other than he's taken some  
employment that will be in conflict to him making the meetings."*

MOTION

*Commissioner Norton moved to accept the resignation.*

*Commissioner Unruh seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Next item."*

I      [13-0286](#)      RESOLUTION APPOINTING CAROL NEUGENT (COMMISSIONER TIM NORTON'S APPOINTMENT) TO THE WICHITA/SEDGWICK COUNTY METROPOLITAN AREA PLANNING COMMISSION.

Presented by: Richard Euson, County Counselor

RECOMMENDED ACTION: Adopt the resolution.

*Mr. Euson said, "Commissioners, we prepared this resolution of appointment to fill the vacancy just created, plus an additional four year term, all of which to expire in August of 2017, and I recommend you adopt the resolution."*

*Chairman Skelton said, "Okay. Can I have a motion, please?"*

*Commissioner Norton said, "Mr. Chairman, I will make that motion. I would like to comment on Carol Nugent. I worked with her as the City Administrator in Haysville for many years, and she has a master's degree in planning and administration, so she's got some really great background in metropolitan planning and civic planning. So, she will be my appointee."*

MOTION

*Commissioner Norton moved to adopt the resolution.*

*Commissioner Unruh seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Thank you. At this time we are going to move to Item J, but before we proceed on the agenda, Dr. deSilva has shown up. I appreciate his time in coming down this morning to accept the proclamation. If you could take the podium, and if you wanted to make a few comments on the importance of World Trade Week, and receive the proclamation, I think it would be appropriate, sir. Thank you for coming. Good morning."*

*Dr. Dharma deSilva, Chair, World Trade Council of Wichita, greeted the Commissioners and said, "Thank you. Good morning. Sorry, I had an exam to give, which is my main obligation. World Trade Council [of Wichita] is my hobby. Commissioners, ladies and gentlemen, the World Trade Week is announced every year in the third week [Inaudible]. Actually we have great pride in the announcement of the World Trade Week, because the first World Trade Week was announced by General Eisenhower, a Kansan. So it is befitting that the 37th is being held in World Trade Council in Wichita, Kansas, which is on record for 37 years. Since General Eisenhower declared the World Trade Week, during Senator Kennedy's time, or President's Kennedy's time, I call him Senator Kennedy because I was at Harvard*

*[Business School] when he was a senator. President Kennedy's time, it was really wise to bring in two presidential awards, an E-Award and an East High Award. And the World Trade Council of Wichita has won both E-Award during Reagan's time and Clinton's time the East High Award, so we are bi-partisan.*

*"It's major emphasis was to, given World Trade Week during President Reagan's reign and President Clinton's time, was the fact that we, from the World Trade Council of Wichita, we trained students from ISAAC (International Society for Augmentative and Alternative Communications) Organization and International Business Students. And it is unique in the country, and that's the only World Trade Council and association which is housed on the campus. So we started 37 years ago, with the foresight of the former dean, who was my colleague at Sanford, who brought me here to start the World Trade Council because we were the air capital of the world. And he, for some reason, thought that down road in 20-25 years, we will be not selling 75 percent of the planes in America, we will be selling 75 percent of the planes abroad in 20-25 years. And it is so true now, Commissioners.*

*Dr. deSilva continued, "So in retrospect, we should be proud of Wichita. Wichita ranks number one per capita in exports. Wichita ranks in the country, top, in the country for employment generation for export and supply chain related [inaudible] activities. So, Commissioners and ladies and gentlemen, we really have a long way to capitalize on it. We have many ambassadors and consulate generals who come to our programs, like the one tomorrow, we have the proclamation with. They say why do you keep this as a secret? And, Michael Porter, Dr. Porter from Harvard came to do a survey. I think, Commissioner Norton, I think you met him. He said you have the only cluster that's competitive in America, which is high tech, which is the most important, and along with that, he was very surprised that we didn't deal with high tech transfer technology university programs at the university.*

*"So these are things that we can look for the future. And these are things we should seriously look at the future, because the young generation coming out of the universities, employment wise, is all technology-based. Whether you sell something or manufacture something, innovate something or create something, so I would very honestly request in your deliberations. Given the spirit of the World Trade Week, not only trade with other nations, but with other nations we can cooperate and collaborate and bring a richer society, this next generation has a brighter future than us. Thank you very much."*

*Chairman Skelton said, "Doctor, thank you. A question or comment by Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I was, more of a comment than a question, because I want to wish you well on your effort tomorrow, and unfortunately, this Commissioner, I've got a prior commitment, and I won't be able to participate, but I certainly want to wish all your efforts well, and the importance of trade, not only for Kansas, but for the entire United States cannot be overstated, because we are a, you mentioned the aircraft industry. That's certainly very, very important, particularly here, but agriculture in Sedgwick County, Sedgwick County is a major agricultural producer, and we also export a good deal of items that are outside those two industrial areas, but I would also add that when goods cross borders, armies don't. So historically that's also a good sign, and the fact that there is an effort ongoing*

*for people to exchange goods and services around the world, I think it is a real positive. And I commend you and your organization for your efforts this morning. And I was delighted to vote for this motion earlier. Thank you."*

*Dr. deSilva said, "Thank you. And I may also add that we also have a new president, coming from a very different experience, having been here 37 years ago, he brings the very concept of transfer technology and the very important public-private partnership. Commissioner Peterjohn, I think, not only agriculture, but we are also [Inaudible] small businesses who thrive on foreign trade today more than ever before, and they're about 80 percent. And Wichita, Kansas and Sedgwick County alone counts for almost 60 percent of all Kansas trade, both agriculture, spare parts, and we always talk about the aircraft industry, because that's the showcase. But there are many others, 80 percent others who really are very active participants. Thank you very much."*

*Chairman Skelton said, "Thank you, sir. Comments by Commissioner Norton."*

*Commissioner Norton said, "Dr. deSilva, thank you for being here today. I was available for Dr. Porter's time here in Wichita, and he talked about clusters of innovation, and we have an aviation aerospace cluster we should be proud of. "That helps start the conversations about how do we grow the intellectual capital in our community, and grow the high-tech part of the aviation cluster, and that led to some of the conversations that created the National Center for Aviation Training (NCAT), NIARs (National Institute for Aviation Research) inclusion, the thought that exports and having a world view of this was going to be important, but that we needed world-class workers to produce and manufacture those goods that are going to move outside of our borders, not only to neighboring states, but to the world.*

*"And bringing Dr. Porter here was very important to that conversation some years ago to make sure that we stayed on the cusp of innovation in our community. Because if we're not producing at the level that we need, and with the newest technology for the next 20, 30, 40 years, world trade will dry up. And I know you think about that all the time, because it is very important that your students understand that world trade is important in today's society. Exports are important, because goods out, money in creates wealth. Moving the goods around in our own community just circulates it and doesn't create the wealth, so thank you for being here today."*

*Dr. deSilva said, "Thank you."*

*Commissioner Norton said, "And lots of luck with your World Trade Council meetings."*

*Dr. deSilva said, "Thank you."*

*Commissioner Norton said, "That's all I have."*

*Chairman Skelton said, "Doctor, I know you can probably be at any university in the world if you chose, and I know you're here right where you belong, where we have the highest export per capita here in the United States. So I've taken your classes as a young man."*

*Dr. deSilva said, "You are a distinguished alumni of the program."*

*Commissioner Norton said, "I got to look up the word distinguished now."*

*Commissioner Peterjohn said, "I'll second that."*

*Chairman Skelton said, "Well, I appreciate you being one of my mentors. Thank you, sir. God bless you. And I'll see you tomorrow night."*

*Dr. deSilva said, "Thank you."*

*Chairman Skelton said, "I'll try to read the proclamation without stuttering."*

*Dr. deSilva said, "All the Commissioners are cordially invited to attend any part of the program, to shake hands with the delegation. Because these delegations are making a sacrifice. They pay their own way. We don't pay them to come, because importance of Wichita, Kansas to trade for their countries. And Mexico and Canada is the largest trading partnership for Wichita, Kansas. Thank you."*

*Chairman Skelton said, "Thank you. Okay. We were on Item J, Madam Clerk, could you call that item please."*

J [13-0329](#)

ACCEPT THE RESIGNATION FROM SANDY AVELLO (CHAIRMAN JAMES B. SKELTON'S APPOINTMENT) FROM THE SEDGWICK COUNTY ANIMAL CARE ADVISORY BOARD.

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Accept the resignation.

*Mr. Euson said, "Commissioners, it is requested you accept this resignation at this time."*

MOTION

*Commissioner Norton moved to accept the resignation.*

*Commissioner Unruh seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Thank you. Next item."*

K      [13-0328](#)      RESOLUTION APPOINTING BOB DIX (CHAIRMAN JAMES B. SKELTON'S APPOINTMENT) TO THE SEDGWICK COUNTY ANIMAL CARE ADVISORY BOARD DUE TO THE RESIGNATION OF SANDY AVELLO.

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the resolution.

*Mr. Euson said, "Commissioners, this will fill the vacancy just created to a term of March 2015, and I recommend you adopt the resolution."*

MOTION

*Commissioner Norton moved to adopt the resolution.*

*Commissioner Peterjohn seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Thank you. Do we have a representative from the Clerk's office here?"*

*Thank you. Mr. Dix, could you please take the podium and we will conduct the swearing in. Thank you."*

*Ms. Angela Lovelace, Deputy County Clerk, greeted the Commissioners and said, "I do solemnly swear or affirm that I will support the Constitution of the United States and the Constitution of the State of Kansas and faithfully discharge the duties of the office of Sedgwick County Animal Care Advisory Board, so help me God."*

*Mr. Bob Dix, Appointee, Sedgwick County Animal Care Advisory Board, greeted the Commissioners and said, "I do."*

*Chairman Skelton said, "Thank you."*

*Mr. Dix said, "Good morning."*

*Chairman Skelton said, "Good morning, Bob."*

*Mr. Dix said, "How are you, Jim?"*

*Chairman Skelton said, "Sir, I am having a great morning."*

*Mr. Dix said, "Well that's good."*

*Chairman Skelton said, "Yes, sir. How are you today?"*

*Mr. Dix said, "I am just peachy."*

*Chairman Skelton said, "Thank you."*

*Mr. Dix said, "I appreciate this."*

*Chairman Skelton said, "You bet. I just wanted to let you know that I appreciate your dedication. You've been, you know, you've impressed me, you know, when we had the disaster down in Oaklawn, you are from the Oaklawn area, I appreciate your work ethic and I know you'll do a good job here. So I appreciate your accepting this appointment."*

*Mr. Dix said, "You will get my best effort and we'll see what happens."*

*Chairman Skelton said, "We will do that. Are there any other comments by Commissioners? Have anything else you would like to say, Bob?"*

*Mr. Dix said, "No. That will do it."*

*Chairman Skelton said, "Thank you again."*

*Mr. Dix said, "Thank you."*

*Chairman Skelton said, "Thank you for accepting the appointment. Okay. Madam Clerk, next item."*

L [13-0326](#)

RESOLUTION APPOINTING DR. JODIE BEESON (BOARD OF COUNTY COMMISSION APPOINTMENT) TO THE SEDGWICK COUNTY COMMUNITY CORRECTIONS ADVISORY BOARD.  
Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the resolution.

*Mr. Euson said, "Commissioners, this resolution would fill an appointment for a vacancy that was created at a previous County Commission meeting, plus a two year term to expire August of 2015. I recommend you adopt the resolution."*

MOTION

*Commissioner Unruh moved to adopt the resolution.*

*Commissioner Norton seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Is Jodie Beeson here today?"*

*Ms. Lovelace said, "I do solemnly swear or affirm that I will support the Constitution of the United States and the Constitution of the State of Kansas and faithfully discharge the duties of the office of Sedgwick County Community Corrections Advisory Board, so help me God."*

*Dr. Jodie Beeson, Appointee, Sedgwick County Community Corrections Advisory Board, greeted the Commissioners and said, "I do. I want to thank you for this invitation to participate in a long standing collaboration between Wichita State [University] and the county in improving corrections and the whole criminal justice system."*

*Chairman Skelton said, "Appreciate that. Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. Well, Dr. Beeson, I just want to say we also appreciate the relationship between Wichita State University and the effective and very practical you input that we've received as we try to deal with the issue of overcrowding in the adult detention facility.*

*"The leadership that WSU has provided, and you have helped us with, has been invaluable. We've achieved many goals, but there's much left to do. So we are appreciative of your continued work with us to try to serve our public in this way. Thank you."*

*Dr. Beeson said, "Thank you."*

*Chairman Skelton said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I was just going to second Commissioner Unruh's remarks."*

*Dr. Beeson said, "Thank you."*

*Chairman Skelton said, "Thank you. Any other discussion? Thank you very much and congratulations. Madam Clerk, next item."*

M      [13-0330](#)      RESOLUTION APPOINTING JIM GROCHOLSKI (CHAIRMAN JAMES B. SKELTON'S APPOINTMENT) TO THE SEDGWICK COUNTY MENTAL HEALTH ADVISORY BOARD TO REPLACE TINA STEVENTON.

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the resolution.

*Commissioner Unruh said, "I move we adopt the resolution. I'm sorry, Mr. Counselor."*

*Mr. Euson said, "This is just for a term to expire in March of 2015. Recommend you adopt the resolution."*

*Chairman Skelton said, "The appropriate motion has been made. Is there a second?"*

MOTION

*Commissioner Unruh moved to adopt the resolution.*

*Commissioner Norton seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Jim here this morning?"*

*Ms. Lovelace said, "I do solemnly swear or affirm that I will support the Constitution of the United States and the Constitution of the State of Kansas and faithfully discharge the duties of the office of Sedgwick County Mental Health Advisory Board, so help me God."*

*Mr. Jim Grocholski, Appointee, Sedgwick County Mental Health Advisory Board, greeted the Commissioners and said, "I do. I want to thank you for the invitation to join the [Sedgwick County] Mental Health Advisory Board. I will commit to do my best. I pray my best will be good enough for this important board."*

*Chairman Skelton said, "Thank you. Questions, comments? Yes, Commissioner."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. Jim, I was pleased to meet you just a short time ago at Insight Wichita [Wichita Chamber of Commerce]. At that time you indicated your desire to be supportive of the community in some capacity and I think that your skills and experience match up very well with the Mental Health Advisory Board. It is an important advisory board for this Commission, and we take*

*that work seriously. So we're thankful that you're willing to invest your time and talent in that way. So, thank you."*

*Mr. Grocholski said, "You are welcome. Thank you."*

*Chairman Skelton said, "I would just like to echo the sentiments of my colleague, and congratulate you and thank you for taking time to serve your community."*

*Mr. Grocholski said, "Thank you very much."*

*Chairman Skelton said, "Any other questions, comments? Okay. Madam Clerk, next item."*

## **PLANNING DEPARTMENT**

N [13-0321](#)

CON2013-04 CONDITIONAL USE TO PERMIT A CHURCH OR PLACE OF WORSHIP AND A CEMETERY ON PROPERTY ZONED RR RURAL RESIDENTIAL ("RR") LOCATED 3/8THS MILE NORTH OF EAST 93RD STREET NORTH, EAST OF NORTH 47TH STREET EAST (OLIVER) (DISTRICT 4).

Presented by: John L. Schlegel, Planning Director.

RECOMMENDED ACTION: Approve the Conditional Use subject to platting within one year and the recommended conditions of approval; adopt the findings of the Metropolitan Area Planning Commission; direct staff to prepare an appropriate resolution after the plat has been approved and authorize the Chairman to sign the resolution.

*VISUAL PRESENTATION*

*Mr. John L. Schlegel, Planning Director, greeted the Commissioners and said, "Here to present this case to you this morning. As you can see on the zoning map, that I have just put up before you, the location of this 40 acre tract is just to the north of the intersection of 47th Street East, which is Oliver [Street], and 93rd Street North. The applicants are seeking this conditional use in order to be able to operate a church and a cemetery on this property. Going to the site plan that they submitted with the application, you can see on this graphic that their intent is to divide up the property into four, approximately 10 acre parcels about equal size. And then to use an existing structure, which is in the far northwest corner of the property for a temporary church until they can build a new church which is located just to the south of the existing structure, and then also to develop a cemetery in this location. The other three remaining tracts that are shown on the site plan would be used, are indicated on the site plan as future residential sites with no specific use identified at this time.*

*"They have submitted a plat for the property. That was approved by the MAPC (Metropolitan Area Planning Commission) on April 4th. Going back to the zoning map, you can see all the surrounding property is currently zoned rural residential, and going to the aerial photo, you can see the character of the neighborhood is large lot residential, and agricultural uses. City of Kechi's boundaries are the closest municipal boundaries approximately one mile or so to the west. Among the concerns that were brought up regarding this request for the cemetery use was the church's ability to provide for the long-term maintenance of the cemetery, the concern was if the church would ever go defunct that this maintenance responsibility would fall on the township. So one of the provisions of the approval recommended by the [Metropolitan Area] Planning Commission is that they file a covenant tying maintenance responsibility of the cemetery to the, whoever owns that particular portion of this property. And they have already filed that proposed covenant and it is attached to your agenda backup material.*

*"The Metropolitan Area Planning Commission heard this case on April 4th. There were two people present at that meeting to speak in opposition, with the cemetery being what drew most of their comments of the opposition. The speakers were of the opinion that since the cemetery is a term permanent use when compared to other types of land uses, they did not want to be, they did not want to view a cemetery from their homes. They also expressed the opinion that this was a predominantly rural area, residential and predominantly in character. They felt the church, and cemetery, and parking*

*associated with those uses did not fit in with the character of their neighborhood. And there was also a concern that these uses might impact their property taxes. Despite the opposition, the MAPC did vote to approve the request subject to the development standards that are listed out in your agenda backup report.*

*Mr. Schlegel continued, "They included the provision for registering the covenant, assigning perpetual maintenance responsibility to the property owner, whether it's the church or not, and then also a condition that requires that the cemetery be screened by landscaping from surrounding properties. We do have protests petitions from some of the neighbors, from the two protestors, the property that is shown in yellow was one of the protestors just to the north of the existing structure on the property. We were not able to count that as a valid protest because they did not sign it. In any event, you can see the percentage of protest area did not, will not affect the vote today. So the recommendation of the planning Commission is for you to approve this request for this conditional use, subject to the conditions that are outlined in your agenda backup report. And with that, I'll be glad to take any questions."*

*Chairman Skelton said, "Absolutely. Questions of staff, please? Commissioner Norton."*

*Commissioner Norton said, "It seems to me, John, that the biggest holdup would be the cemetery. Is the cemetery only available to church members, or will it be a public use cemetery?"*

*Mr. Schlegel said, "We don't know that. That wasn't indicated by the applicant. I think the presumption would be that it be church members since it is on church property, but there's no guarantee of that."*

*Commissioner Norton said, "Okay. It seems to me that what would be problematic later would be the church fails, it does go to another entity to own it, and now they've got a church only cemetery that they have to take care of and can't sell plots to the general public or keep it up in another manner. It seems like that would be something that needs to be thought about today. Hopefully the church won't fail, the cemetery would go on, but that would be an issue that could crop up later that you've got, you know, a cemetery that's being kept by a private individual for members of a church."*

*Mr. Schlegel said, "There is no restriction in the approval for this conditional use. It's being recommended to you by the Planning Commission that would limit the cemetery just to church members."*

*Chairman Skelton said, "Any other questions or comments by Commissioners? Okay. At this time, is there anybody here that wishes to speak on this issue? Again, anybody present that wants to make any comments? Any citizens? Okay. I'll bring discussion back to the bench. Any further discussion of the Commission? Okay."*

#### **MOTION**

*Commissioner Norton moved to approve the Conditional Use subject to platting within one year and the recommended conditions of approval; adopt the findings of the Metropolitan Area Planning Commission; direct staff to prepare an appropriate resolution after the plat has been approved and authorize the Chairman to sign the*

*resolution.*

*Commissioner Ranzau seconded the motion.*

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

**VOTE**

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Madam Clerk, next item."*

**NEW BUSINESS**

O [13-0273](#)

QUARTERLY INTRUST BANK ARENA REPORT.

Presented by: Ron Holt, Assistant County Manager.

RECOMMENDED ACTION: Receive and file.

VISUAL PRESENTATION

*Mr. Ron Holt, Assistant County Manager, greeted the Commissioners and said, "I'm here this morning to present the first quarter 2013 Intrust Bank Arena report. We cover three areas. The SMG agreement, the City of Wichita components of our plan over there and the arena sales tax reserves. Looking at the SMG agreement, we have ticket sales, community affairs and then the financial summary. You will see from this page, this page, this slide, and this slide, that we had 26 events, 46 performances in the first quarter of this year, of course, this is the second half of the thunder hockey season, and so a number of hockey games are included in that. Average attendance per performance, this quarter, 3,984, with a gross ticket sales of \$3,240,155. Looking at the first quarter 2013, over first quarter 2012, there were seven more performances this first quarter than last year, 216 more in attendance, 5,932 more in tickets sold. However, gross ticket sales were down \$454,871, and average cost per ticket was down \$3.54, and the reason for that, of course, is there were less concerts in this first quarter this year compared to last year.*

*"Net employee wages and benefits, \$682,179, 38 full-time employees, and between 328-358 part-time employees during the first quarter. Total number of groups volunteering in concession stands, 71. Just remind you that some of those groups are repeats. Amounts paid to these groups, \$165,825. Spending with Sedgwick County or Kansas companies, \$728,854, during the first quarter there were three arena presentations and/or tours, and five local events that the arena sponsored or hosted. During the first quarter you see the number of ticket donations and/or community involvement projects that the arena folks were involved in.*

*"Moving on to the financials. Getting straight to the bottom line, you see that the total gross building income for the first quarter was \$1,611,618. Building operating expenses, \$1,239,020. With a net building income of \$372,598. Comparing these numbers to last year, you will see that while we had seven more performances, the events were less, and all of the income items were less during this first quarter, compared to last year during the same period. Same with operating income, same with gross income, again, the operating expenses were less somewhat, were a bit more this year than last year. Net building income down for this year versus last year.*

*Mr. Holt continued, "Moving on to the arena event parking and transit services, we were in the black \$923 for parking, and so we still are not subject to any reimbursements to the city for parking based on our agreement. We had 3,076 Q-line riders the first quarter. And getting then to the arena sales tax reserves, there are the authorized uses for the first quarter. The end of the first quarter we had \$11,407,703 still in reserves. Expenditures and revenues during that quarter, \$230,066, and receipts, and then you see the expenditures there, mostly related to the finishing up the rotary in the Coleman [Company] parking lot with the walk-through that's been completed in the first quarter we always pay our annual request, as looked at the capital improvements budget requests that have been made by the arena, and then reimbursements to the arena for any amounts from the naming rights that we get that we pass back to them.*

*"Upcoming events, at least one of those concerts, I think Rascal Flatts on August 9th, was scheduled for the first quarter, and they rescheduled, moved that to August 9th. So that made some difference in that first quarter results. The Oklahoma City Thunder coming back to the arena in October, they will be playing the Chicago Bulls. And it's been announced that we'll have the wildcat classic, K[ansas]-State [University] against Gonzaga [University] December 21st. Shaping up to be a good year, and A.J. Boleski, the General Manager is here. I would be happy and I'm sure he would, too, answer any questions you might have about this first quarter report."*

*Chairman Skelton said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you. I do have some questions. I would like to preface it, though, by congratulating the Wichita Thunder [Hockey]. They had just an incredible outstanding season, and they made it to the seventh game of the finals. They actually made it into overtime in the seventh game, and they just had an incredible, very exciting, and I think memorable season for them, and obviously these numbers reflect some of that. Having said that, though, looking at the numbers, we are in a situation where our expenses are up, our revenues are down, and I was interested if there were comments from either yourself or A. J., in terms of, what's going on here, because as usual, and I'll just point this out, because I regularly do point this out, none of these figures for the financials include any depreciation costs, too. And, but I would like to get some information on, begin the question with that, if I could."*

*Mr. Holt said, "If A. J. has anything to add, I invite him to the podium to do that. I believe the slight increase in expenses has to do with timing relative to when you do yearly and annual maintenance kind of things that may fall in one quarter versus another. And I think the difference in the revenues for the first quarter are all tied to, and compared to last year, are all tied to the number of concerts that were in the first quarter last year to this year. When you have a concert, number one, the ticket prices, you saw that one slide where the average ticket price is down, and that drives, of course, part of the revenue. The other thing is when you have concerts, you have a high food and beverage income versus family shows that's not as high, because the driver for food and beverage, of course, is beer sales. So that makes a real difference."*

*Mr. A.J. Boleski, General Manager, Intrust Bank Arena, greeted the Commissioners and said, "Thanks, Ron. Just one note on the revenue side as Ron alluded to on the concert side. If you remember back last year, we say this a lot in our industry, but every year is a different year."*

*"So when we do a budget, we are kind of throwing darts at that wall to know exactly when a certain concert is going to be touring, where they are going to be touring, and when they might land on our calendar. So last year, just an example, third quarter last year, we had one concert, it was a half house, smaller concert called Hillsong United, it's a Christian show. This year third quarter, Ron mentioned, Rascal Flatts moved there, also Taylor Swift sold out and then Luke Bryan going on sale Friday for September show. So, and we expect that to be one of our biggest shows of the year this year, based on what he's doing in other markets. He's one of the hottest country acts out here right now. So, based on that, that's going to be a big difference in third quarter. So you will see the opposite of what you saw in first quarter, you'll see in third quarter this year."*

*Commissioner Peterjohn said, "I'm delighted to hear it. I know summer season has been kind of a, it's probably the most challenging time of the year in this industry, and I would be remiss if I didn't point out that you all moved up a little bit, in terms of venues. I saw a news release recently that you all had moved up on the venue list by one of the publications that tracks facilities like the Intrust Bank Arena around the country. If you want to comment on that, A. J., I would appreciate hearing your thoughts, in terms of that new rating."*

*Mr. Boleski said, "Yeah. We actually finished the year 2012 in the top 40 in the United States. Our goal is to be the top 25 building, and so that's something that we talk about all the time. First quarter this year, and these are the Pollstar rankings we pay attention to. Two magazines follow us, follow our industry, Pollstar and Venues Today. And this year through the first quarter we were ranked number 28 in the country and number 53 nationally. We're on pace to be where we want, which is top 25, and we're on that pace this year, and, again, some of those bigger concerts in third quarter versus last year's third quarter, which was slow, are going to help us a lot as well."*

*Commissioner Peterjohn said, "Let me ask this question. Slide 22 in your presentation, Ron, included withdraws from the arena sales tax reserves, or I should say, not withdraws, listed here as expenditures for capital services, \$250,000 SMG for 2013, and then, management services SMG for \$183,000. Is that a change at all from 2012?"*

*Mr. Holt said, "No. Those are the same. Those are contractual, spelled out in the contract that \$250,000 is the capital equipment improvement list that we normally look at each year, and of course the contract calls for that. And we take a look at that before the first of the year and give approval of that. Those others, that \$183,000 are things out of the naming rights that pass back to the arena. They pay to us and we pay them back to the arena."*

*Commissioner Peterjohn said, "\$250,000 in capital improvements planned on this facility for 2013 then?"*

*Mr. Holt said, "Yes. We did \$250[,000], you see we did \$230.06 less than \$250,000 in 2012. So, yes, each year we've done up to \$250,000. As we go out into the future, those numbers certain years are going to grow, because we will be doing renovations for the facility, try to keep it new and fresh."*

*Commissioner Peterjohn said, "In fact that's one of the reasons I was hoping kind of that the O&M (Operations and Maintenance) reserve in effect, because that's kind of our substitute for depreciation."*

*Commissioner Peterjohn continued, "At least that's how I view it, in terms of having a reserve basis, and if we're making capital expenditures at this point, with a still relatively new facility, I'm concerned about what will we be looking at in the out years. I raise that as a cautionary thing for anyone interested in following the finances here. Thank you, Mr. Chairman."*

*Mr. Holt said, "Thank you."*

*Chairman Skelton said, "Thank you. Additional comments, please? Okay, any other questions?"*

*MOTION*

*Commissioner Unruh moved to receive and file.*

*Commissioner Norton seconded the motion.*

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

*VOTE*

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Next item."*

P [13-0340](#) PRESENTATION OF REVENUE SHARE TO SEDGWICK COUNTY  
FOR 2012 FROM INTRUST BANK ARENA.

Presented by: Ron Holt, Assistant County Manager.

RECOMMENDED ACTION: Receive the check.

*Mr. Holt said, "I'm happy to introduce to you, A. J. Boleski the General Manager for the [Intrust Bank] Arena and Chris Kibler, CFO (Chief Financial Officer) for the Arena, they have a presentation they want to make, I believe."*

*Chairman Skelton said, "Hi."*

*Mr. Boleski said, "How are you? Good morning."*

*Chairman Skelton said, "Just fine. Good morning to you, sir."*

*Mr. Boleski said, "I want to include Chris Kibler, our Director of Finance as well, we would like to present this to Chairman Skelton and the entire Commission of Sedgwick County. This is a share of last year's operating, the county's portion of last year's net operating income, that would be 2012. And it's a check for \$253,260. It was a very successful year. In 2012, we are glad to have a great partner in the county, and pleased to be able to present this check today. Thank you."*

*Chairman Skelton said, "Thank you!"*

*Mr. Boleski said, "We did sign it. Both of us did, so you can process that today."*

*Chairman Skelton said, "Let me say a few things here. You know, A. J. and Chris, thank you very much for this check this morning. I think, you know, it is very pleasing to everybody here when somebody brings us money instead of asks for it, but it is part of what we do. You know, our partnership has been extremely positive. I think you have both done a great job at maintaining and operating our facilities, you've done a superior method of bringing people here, great names, great shows, everybody that I have talked to that's gone out there loves them."*

*"So what we're going to do with this check here is deposit that into the arena operating and maintenance fund. We continue to believe that working with your company, SMG, will provide us continued opportunities for great entertainment in the future. So, again, I want to tell you, thank you again for coming today, and I would entertain the Vice-Chair in making comments while I return to the bench. So, thank you."*

MOTION

*Commissioner Peterjohn moved to receive the check.*

*Commissioner Ranzau seconded the motion.*

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

VOTE

*Commissioner Norton*

*Aye*

Commissioner Peterjohn      Aye  
Commissioner Ranzau          Aye  
Commissioner Unruh           Aye  
Chairman Skelton              Aye

Commissioner Unruh said, "Well, I'll take the opportunity to speak. A. J., were you going to speak? I don't want to interrupt you."

Mr. Boleski said, "Well actually, I did want to speak. We are probably going to interrupt a little bit here. We have a very special guest today, and I wanted to introduce our friend, Piggy the Pig, who is here today to say 'Hi' to all the Commissioners and all our guests. We wanted to just, in a subtle, very subtle way, remind you we have Ribfest coming up this weekend. This is our mascot for Ribfest. This is our second annual event. It starts off Thursday and runs through Saturday. It is going to be a great event. It is in the city lot, parking lot D, catty-corner from our Arena. It is our chance once a year to get outside of the Arena walls and do something a little bit different.

"So we put this event on, we're very much looking forward to it. Our staff has been working extremely hard this week. We went from Jason Aldean last Thursday to a hockey game Friday and then Friends [University] commencement Saturday, took out ice on Sunday, WWE (World Wrestling Entertainment, Inc.) last night, and now we're setting up for the Ribfest today. Piggy, thank you for being here. Again, it is a great event, \$4 admission. Two big or national acts with Keith Sanderson and Phil Vassar. A lot of the radio stations locally involved in this event.

Mr. Boleski continued, "We bring in six national rib vendors, pretty impressive setup, if you haven't been to Ribfest before, get out there and see it.

"And then, again, on Thursday and Friday this week, we'll actually have a half-price admission over the lunch hour, just \$2. And then also, Thursday night, we kick it off, if you already bought your Riverfest button, you get in for free Thursday night if you bring your Riverfest button and you're wearing it. It is a fun event. The weather, knock on wood, but it's looking pretty decent. We'll take it, and it is going to be a lot of fun. Just wanted to remind you, sorry to interrupt, Commissioner."

Commissioner Unruh said, "I'm pleased that you introduced the mascot, and Mr. Piggy, the Chairman wants to know if you will wave at him."

Chairman Skelton said, "Oh, gosh. Come here, Mr. Piggy. Oh, yeah. Okay."

Commissioner Norton said, "Rock on, Mr. Piggy. Does Mr. Piggy happen to understand through the interview process where the ribs come from?"

Mr. Boleski said, "I think he's going to hightail it out of here."

Commissioner Peterjohn said, "I don't know, coming to a Commission meeting we have been known to ham it up from time to time."

Commissioner Norton said, "Okay. We've digressed now."

Chairman Skelton said, "Okay. Commissioner Norton, do you have any additional comments?"

*Commissioner Norton said, "No. Ribfest was very successful last year, and it looks like it is going to be even more successful this year. And we'd urge people to get out and enjoy downtown and enjoy good food and fellowship and fun with families, and enjoy the weekend."*

*Chairman Skelton said, "Very fine. Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chair. A. J., I just want to say thank you to you and Chris for being here, and, you know, it's great to promote this activity that we have this weekend. I wasn't able to attend last year, but I'm going this year and looking forward to it. But more than that, I would just say thanks for your partnership with Sedgwick County and managing this tremendous community asset that we have. It is a unique relationship in that our citizens stepped up and paid for that Arena in advance, and we have a unique agreement with SMG to provide benefit for both of us, and you're doing a great job in your capacity as manager. We're proud of the whole enterprise and what you do. So thank you very much."*

*Mr. Boleski said, "Thank you very much as well. We're three and a half years in. We're very proud to be able to operate the facility on your behalf. And our staff works extremely hard to make it a top 25 venue. That's what we want to do all the time."*

*Chairman Skelton said, "Yes, sir."*

*Mr. Boleski said, "So, thank you for the opportunity. Appreciate it."*

*Commissioner Unruh said, "Very good."*

*Chairman Skelton said, "Thank you, sir. Any other questions?"*

*Unknown Audience Member said, "I have one."*

*Chairman Skelton said, "Please. Ma'am, ma'am, questions by the Commission to the...to A. J. Any other questions by Commissioners? Okay. Thank you, A. J., Madam Clerk, next item."*

Q [13-0336](#)

A RESOLUTION BANNING THE SALE, IGNITION, AND USE OF AERIAL LUMINARIES; TO BE EFFECTIVE WITHIN THE UNINCORPORATED AREAS OF SEDGWICK COUNTY, KANSAS, INCLUDING THOSE AREAS INCLUDED WITHIN SEDGWICK COUNTY FIRE DISTRICT NUMBER ONE, INCLUDING THOSE CITIES LOCATED THEREIN WHICH HAVE BY ACTION OF THEIR GOVERNING BODIES ADOPTED THE CONTENT OF THIS RESOLUTION INTO AN ORDINANCE AND WHICH HAVE ENTERED INTO A SEPARATE AGREEMENT WITH SEDGWICK COUNTY AND SEDGWICK COUNTY FIRE DISTRICT NUMBER ONE PROVIDING FOR ENFORCEMENT WITHIN THEIR MUNICIPAL BOUNDARIES BY OFFICERS OF THE FIRE PREVENTION DIVISION AND CONFERRING JURISDICTION UPON SEDGWICK COUNTY FOR ALL PROSECUTORIAL FUNCTIONS RELATING THERETO; AND AMENDING CHAPTER 12, ARTICLE II, OF THE SEDGWICK COUNTY CODE.

Presented by: Tavis Leake, Fire Marshall

RECOMMENDED ACTION: Approve the resolution.

*Mr. Tavis Leake, Fire Marshall, Fire District No. 1, greeted the Commissioners and said, "Aerial luminaries, also known as sky lanterns, or sky candles, or fire balloons is a device that is constructed of thin wire or bamboo wood that has paper wrapped around it and it has a small fire cell at the base of that lantern which heats up and allows it to float away. The problem with that is when it floats away, we don't know where it's going. There are documented cases that these lanterns have landed on roofs and cause structure fires. They've landed in fields and also cause field fires. First and foremost for the fire department, the sky lanterns violate the International Fire Code (I.F.C.) 2003 section 308.2.1, which states basically any type of flaming object that could cause an unwanted fire is a violation of a fire code. So from a fire district standpoint, we want to be proactive and want to prevent any unwanted fires in the county. And I am open for any questions."*

*Commissioner Peterjohn said, "Questions please. Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. Mr. Fire Marshall, can you give us kind of an explanation as to why this is on our County Commission agenda as opposed to on our Fire District [No. 1] agenda and exactly what territory this is going to cover since we're on our County Commission agenda and not the Fire District agenda."*

*Mr. Leake said, "I'm not 100 percent sure why I'm on this agenda other than the Fire [District No. 1] agenda."*

*Chairman Skelton said, "Maybe our attorney could answer that."*

*Mr. Euson said, "Commissioners, this is on the regular agenda because the jurisdiction for this would include the entire unincorporated area of the county as opposed to just the Fire District. And that, of course, includes those cities that are cooperating with the Fire District, so that's why it's on the regular agenda."*

*Commissioner Peterjohn said, "So, Mr. County Counselor, so I understand exactly what*

*geographic area we're covering, so for instance, I've got, in my County Commission district, I've got some communities that have their own volunteer fire departments that are not part of the Fire District. Would this cover those areas, too?"*

*Mr. Euson said, "This would cover the areas that have, those cities that have cooperated with the Fire District, and I can't tell you exactly which ones those are."*

*Commissioner Peterjohn said, "So this would cover, would this also cover cities that are in the fire district? Like for instance, in my district, the City of Goddard is part of Fire District No. 1."*

*Mr. Euson said, "Not unless they have a cooperative agreement with the county. We can get you a listing of those cities that do."*

*Commissioner Peterjohn said, "Okay. Well, just for the record, so that we have an understanding on the area we're, the area we're covering, I just wanted to try and get that clarified for the record this morning. Thank you, Mr. Chairman."*

*Chairman Skelton said, "Thank you. Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. Tavis, the difference between this particular firework and any other aerial firework, I'm going to offer a suggestion, and you tell me if I'm right or not. Most of them go into the air, explode, and then they immediately start cooling, and they are extinguished in the air. These go up. They're lit, stay lit and can land while they're still ignited. Is that the reason why this is different than other aerial fireworks?"*

*Mr. Leake said, "Right. That is correct. They are not considered a firework because they don't contain any pyrotechnic, but they have a flame, which in theory they're supposed to float away, but if there are any rough winds or object that gets in their way, the whole object itself can catch on fire and then land on something, and it is still burning, so it is not like your typical firework exactly."*

*Commissioner Unruh said, "All right. Thank you."*

*Chairman Skelton said, "Sir, what are the instances that we had last 4th of July? Or how long have these things been available to consumers? Here in the last couple, three years maybe?"*

*Mr. Leake said, "The last couple years, we've seen an increase in sky lanterns. I don't have any documented cases in Sedgwick County of those."*

*"Sometimes when you get into the professional volunteer fire departments, they don't often have the resources to investigate those field fires, so sometimes we really don't know, but we don't have any documented cases right now."*

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

*Commissioner Peterjohn said, "Do you have any record in terms of how far these things can float away once they're ignited?"*

*Mr. Leake said, "We actually tested them about a year and a half ago, and they went approximately, I believe it was, two to three miles from where we actually lit it, and it*

*was a good windy day.”*

*Chairman Skelton said, “How high did it get?”*

*Mr. Leake said, “Wow. Very high.”*

*Chairman Skelton said, “Very high, pretty darn high.”*

*Mr. Leake said, “Yeah.”*

*Chairman Skelton said, “Okay, alright, I can relate to that.”*

*Commissioner Peterjohn said, “Is it possible they can get high enough that they're hard to basically, obviously if you've got a low cloud deck, they can disappear into the clouds, but if you're here on a relatively clear day and you've got unlimited vertical visibility, can they float up high enough that you can't see them from the ground?”*

*Mr. Leake said, “Yes. I think you can lose sight of them. Also, we were in vehicles, so we were able to jump in the vehicle and go chase it down, so it went pretty far away.”*

*Commissioner Peterjohn said, “Mr. Chairman, my concern is that you'd have the creation of an image, somebody sets one of these off and whether it ends up in a farm field or hits someone's building well outside the area. If there was a way to keep these things limited to the person who was igniting them, keeping them to their property, I might be willing to consider revising this, but if we've got a situation where this can create damage elsewhere, this does create a problem. I guess I'd ask the question for the counselor, is this considered part of, would become part of our fireworks ordinance, I'm sorry, not ordinance, resolution, or would it be separate from it, or would it be an amendment to the existing fireworks resolution that the county has?”*

*Mr. Euson said, “This would be a standalone resolution as part of the county code.”*

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

*Chairman Skelton said, “I appreciate that. Well, I know that any firework has the potential to be hazardous. You know I've seen Saturn Missiles tip on their side and go spraying into wood lines, for example. I've seen a mortar get knocked over and shot into somebody's garage. For example, I've seen a mortar get knocked over and hit somebody in the leg. I've seen aerial fireworks go up, blow up, and then the residual does impact the ground. Okay, so I know all fireworks are dangerous, and you're saying to me that this one is an exceptionally dangerous one?”*

*Mr. Leake said, “Yes, sir, and also the debris that it creates after it floats away. Most times with fireworks you will shoot them right where you're at, and you can clean up the mess. Well, with these sky lanterns, they take off and they land on someone else's property.”*

*Chairman Skelton said, “Yeah, well and that could be a fact, too, with other devices that have parachutes and so forth, but there's a few, you know, mitigating circumstances here where the thing could actually be blazing away three miles away or two miles, and that's substantial, because these things do act like a miniature hot air balloon.”*

*Mr. Leake said, "Yes."*

*Chairman Skelton said, "And that's how they work actually. I will support this morning, but I do support, you know, citizens celebrating the 4th of July with fireworks, real ones."*

*Mr. Leake said, "Sure."*

*Chairman Skelton said, "The ones that we have available in the county now. Those are my comments. Any other comments? All right. Is there a motion, please?"*

**MOTION**

*Commissioner Unruh moved to approve the resolution.*

*Commissioner Norton seconded the motion.*

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

**VOTE**

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Next item."*

R [13-0311](#)

2014 BUDGET UPDATE.

Presented by: William P. Buchanan, County Manager.

RECOMMENDED ACTION: Receive and file.

VISUAL PRESENTATION

*Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "Before I begin, I wanted to clarify something for the record regarding depreciation. In our Comprehensive Annual Financial Report, commonly referred to as the CAFR, there is a section on the enterprise fund, and the Arena fund is an enterprise fund, and in there is where the depreciation was captured and the public is notified of that on an annual basis.*

*"This budget process began clearly, the beginning of the public process, elected officials, division directors, senior staff, budget teams have all been working since January in preparation for today. I remind you that this is not a recommended budget.*

*"Later today, you'll hear department heads, later today and the rest of this week, you will hear from their requests. We are expecting that you will provide us some feedback. In July, you will compare the recommended budgets to what you've heard today so that you can decide what the priorities are for Sedgwick County. As last year, I will visit you individually and collectively to get your advice and ideas, and if necessary, we can have a special meeting on various topics, if that would suit you. I would simply remind you that our mission is to provide services for present and [future] well-being of the citizens of Sedgwick County and this process is about information and choices, options and decisions. It is a journey. It's about taking care of a short-term and creating a long-term plan for how we deliver services.*

*"We are in the middle of this process, the Commission budget discussions in the middle ring, the blue ring, and the next, we will continue these hearings this week and next and review with you, a public comment period, and then go through the adoption process. We've used community indicators for today's analysis. We looked at the assess evaluation. We looked at other revenue sources and fund balances and reserves. We understand and try to figure out what drives our expenditures, and we've made decisions, and we will continue to make them and make changes as we go through. One of the indicators, the first top, the top graph is about unemployment rate, both nationally and locally, and you can see that both those, all of those trends are trending down. One is the State of Kansas, the light blue, and the United States is the dark solid one, and the dotted one is Sedgwick County.*

*"You can see those are trending down. You can see the inflation rate, the rate of inflation at the bottom graph also trending downwards. The national indicators for commercial property values are increasing at a rate of about 10 percent, and residential is increasing around 6 percent, and you can see that the initial unemployment claims are back to prerecession levels. Looking on the Bloomberg site the other day, it indicated that 89 percent of SMA's (Solar Technology AG) were reported residential increases. So the trend is not just happening here. It's happening all over the country.*

*"On the local realtor site under the statistic section, it indicates that year-to-date, and this is only through March, April's numbers aren't up yet, but through March, real estate sales are up 6.4 percent. The median price for existing houses is up 8.5 percent. New*

*home sales are down a little bit in terms of the price, 3.2 percent, but that considering the amount in the inventory, one could assume that people are trying to get rid of inventory and that's why that reduction exists. But all the trends, I would suggest to you, are trending out.*

*"Now our assessed valuation really determines our revenues and 54 percent of our revenues come from this source. This is the fifth year of the less than one percent growth, and the flat or decreased mill levy rates since 2009. The precious slide indicated the housing market appears to be improving, yet you will note here that we've taken a very cautious approach, very limited growth in real estate valuation, as a matter of fact, zero in 2014, and that's a very cautious approach at this point in time.*

*"We have a number of other revenue services. This is not all of them, but these are the major ones. This is presented about 30 percent of the revenue sources. Mr. Buchanan continued, "And so you can see that the growth in sales tax and use is seeing some slow growth. And other revenues are still down, including the motor vehicle tax. Our expenditures, as we have projected, over the next several years is going to increase, but we have included, and you will hear from me later this morning in this presentation and from Chris Chronis later in the budget process that we have included what we've heard from you in the budget.*

*"I want to point out to you what the personnel and benefits, and we all know that's 52 percent of our expenditures, I want to give some historical perspective to that. You'll see that since 2010, those people who made more than \$75,000 in this organization did not receive a raise. Those who did received a 2 percent. [20]11, we had a 2 percent pool, last year we had, no increase. 2013, we have a 2.5 percent pool, we're projecting a 2 percent pool for [20]14. Notice also in the bottom part of the slide the health benefits, and you will note that the, every year, there has been an increase in out-of-pocket costs to our employees. we try to make sure that they are, we keep those as, try as minimal as possible, but because of rising health costs, this it is one way in which both the county and employees can share in that.*

*"Also, I'm going to come to see you later in this week and the beginning of next week. Some indicators about turnover and some anecdotes about turnover has led me to believe that we need to think hard about a wage and comp study. We haven't had one in several years. And to do that in a very thoughtful way to see where our employees come down in the market. Are we below? Above? Where are we in the whole process? You'll notice that the total expenditures in personnel cost on this graph. You'll notice that the total expenditures, the red line, is increasing, and you'll see that the personnel, and this is for property tax funded only, but for personnel cost are relatively flat as we progress through the next several years.*

*"Our operating income for 2014 is projected at this point for 5.7 percent, \$5.7 million, and I'll tell you why in a minute. To close that gap, to be on zero or in the black, there are choices that have to be made to eliminate the deficit. One is to raise revenues, taxes, that's one. We could do fewer things, less things, if you will, or we can decrease the level of service or a combination of all three. And that's what we're going to explore in this next several weeks. The fund balance, as we've taken this cautious view of growth, and what I would suggest is a, in what we've heard from you of what you want, what you're thinking about in the budget would lead us to believe that by the year 2017, we'll have an unfavorable county fund balance, less than what is desirable, and certainly a real problem at [20]18. We've made decisions in the past. We've lowered the mill levy in [20]9, [20]10, and [20]11. Across the board reductions in 2013, or 2012,*

3 percent for Public Safety and 6.6 percent in all other departments, that's a \$9 million reduction. We had another \$7.2 million reduction in [20]13, another 69 employees were eliminated, and so we have made hard decisions.

"Our goal continues to be to balance and maintain fiscal integrity, to focus government and continue looking for shared services and ways to maximize our service to the public and be clear and concise about what services it is we provide. As the legislature struggles to come up with a budget, we have no clue at this point how that may or may not affect us. And once the sunshine opens up on the budget process and we can see what's going to occur, then we'll know how those funds may affect us. But our job, it seems to me, to be really clear and really concise about the services that we provide and what services are we providing for the state. And so I think that's a issue.

"Now, you can't read this, and that's why we put it up here, but you'll notice almost to the bottom you'll see all of those red numbers, and we'll get into later this afternoon what they mean. Our job is to eliminate that row of red numbers, and I think there are ways in which we can do that.

"What this financial plan includes, it's not a financial plan, financial forecast. What our financial forecast includes, as you can see, some revenue projections, but then the EMS crew, defibrillators, Sheriff's mental health pod, increase in funding for the [Sedgwick County] Zoo, election machine maintenance, more workers for elections, additional postage for elections, tax system maintenance, County Clerk scanning project, Kronos, area flight, these are just some, forensic scientists, utility increase and some fixing up of JRBR (Judge Riddle Boys Ranch). The capital improvements totaling includes, and that would be the JRBR part, includes one-time cash projects, also heart Heartland [Preparedness] Center, administrative building and new tag office. We have \$20 million for eco devo (economic development).

"What's next begins today, the 15th. The drop dead day for you is June 21st...that's really for me. That's when Lindsey puts the budget together whether we're ready or not, right? The recommended budget goes to you on July 10th. First public hearing is the 17th. Second is the 31st, And we adopt the budget, scheduled to do it on August 7th. That's where we are, gentlemen. You can follow the process on our website, through the video, it's on demand. Recommended [budget] will be available as soon as it's developed, and the public hearings will be held after the recommended budget is presented.

"Your discussions this afternoon will be, this is not the recommended budget, but we're making decisions about how to use our resources, whether to delay some things, whether to reduce the level of service, where to provide the reduced number of people we can serve. Those are all on the table, that means a change in citizens expectations about service delivery. What we're going to work real hard to assure, that the level of service, whatever the level that is, we'll provide a quality customer service, and we'll continue to use that as a driver. So, we continue to focus on our fiscal integrity, we're going to create shared service, flatter and breakdown silos, we're going to focus on enterprise solutions, we're going to lean on technology and be clear and concise about what it is we do and what it is we provide. Thank you very much."

Chairman Skelton said, "Thank you, sir. Questions, please? Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. Mr. Manager, I appreciate

*your comments on a variety of different points here. I'd like to begin by thanking you for clarifying that the annual financial report includes the depreciation numbers, but the, budget figures at the county that we get do not include depreciation at this point in time. So for the public trying to understand and look for it, if they look at the budget document, they're looking at the wrong place, and I appreciate you helping clarify that this morning, and I don't know if you have any additional comments on that point."*

*Mr. Buchanan said, "No."*

*Commissioner Peterjohn said, "For people looking and trying to understand county finances, that's an important distinction, in my opinion. I don't know if you agree with me on that or not."*

*Mr. Buchanan said, "Yes."*

*Commissioner Peterjohn said, "Good. Second question I want to throw out to you. This is very much, you mentioned the state side of it, but on the property tax revenue end, aren't we still kind of in a work in progress mode? Because the utility assessment figures won't come in, I believe, until next month sometime. So we're kind of up in the air on that very important piece of the revenue picture, aren't we, Mr. Manager?"*

*Mr. Buchanan said, "Yes."*

*Commissioner Peterjohn said, "You're agreeing with me awfully a lot this morning. I appreciate that."*

*Mr. Buchanan said, "Yes."*

*Commissioner Peterjohn said, "Let me ask, obviously the state legislature is going to make some decisions that are going to be important for us going forward in the non-property tax portion of this. Can you kind of give me a time frame, in terms of, after they decide to go home, how many weeks? At what point we kind of have an idea of where we stand with the results of whatever they decide in Topeka and whether it's JRBR or any of the corrections-related or other departments that are dependent on state funding, at what point we'll have kind of a good idea, where we stand with our friends at the statehouse?"*

*Mr. Buchanan said, "I'm looking at the budget folks. What we have been, what we have been accustomed to, when the state budgets adopted that within certainly a week to 10 days that we have a really good handle on what's in it, because sometimes there are nuances that we don't know. We'll know about the big things. Corrections will know how much money they're getting, Aging will know, Health Department will know, we'll know about JRBR, we'll know about NCAT (National Center for Aviation Training) and we'll know about affordable airfares. So we'll know some of those big tickets. It's the nuances that we may not completely understand for a couple days."*

*Chairman Skelton said, "Further questions? Any other comments, or I'll entertain a motion to receive and file."*

**MOTION**

*Commissioner Ranzau moved to receive and file.*

*Commissioner Peterjohn seconded the motion.*

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

**VOTE**

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Next item, please. Thank you, Manager."*

*Commissioner Norton exited the Meeting at 10:57 a.m.*

S      [13-0305](#)      APPROVAL OF AN AGREEMENT BETWEEN THE UNION PACIFIC RAILROAD COMPANY, SEDGWICK COUNTY AND THE SECRETARY OF TRANSPORTATION OF THE STATE OF KANSAS REGARDING THE CONSTRUCTION AND MAINTENANCE OF HIGHWAY CROSSING SIGNALS AT THE INTERSECTION OF THE RAILROAD TRACKS AND 69TH STREET NORTH, WHICH IS APPROXIMATELY A 1/4 MILE WEST OF THE INTERSECTION OF WOODLAWN AND 69TH STREET NORTH. DISTRICT 1.

Presented by: David C. Spears, P.E., Director of Public Works/County Engineer.

RECOMMENDED ACTION: Approve the agreement and authorize the Chairman to sign.

*Mr. David C. Spears, Director, Public Works, greeted the Commissioners and said, "Item S is a three-party agreement between the Union Pacific Railroad Company, Sedgwick County and the Secretary of Transportation for the State of Kansas regarding the construction and maintenance of the crossing signals at the intersection of the railroad tracks and 69th Street North, which is approximately a quarter mile west of the intersection of Woodlawn and 69th Street. Sedgwick County will be responsible for the continued maintenance of the advanced warning signs and pavement markings. The railroad crossings in the state are prioritized by KDOT (Kansas Department of Transportation) and selected accordingly. The total cost of the project is estimated at \$216,587 to be paid 100 percent by federal funds. I recommend that you approve the agreement and authorize the Chairman to sign."*

*Chairman Skelton said, "Okay. Discussion? Any discussion?"*

MOTION

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

*Commissioner Peterjohn seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Absent</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Next item."*

T        [13-0306](#)        APPROVAL OF AN AGREEMENT BETWEEN THE UNION PACIFIC RAILROAD COMPANY, SEDGWICK COUNTY AND THE SECRETARY OF TRANSPORTATION OF THE STATE OF KANSAS REGARDING THE CONSTRUCTION AND MAINTENANCE OF HIGHWAY CROSSING SIGNALS AT THE INTERSECTION OF THE RAILROAD TRACKS AND 85TH STREET NORTH, WHICH IS APPROXIMATELY AT THE INTERSECTION OF ROCK ROAD AND 85TH STREET NORTH. DISTRICT 1.

Presented by: David C. Spears, P.E., Director of Public Works/County Engineer.

RECOMMENDED ACTION: Approve the agreement and authorize the Chairman to sign.

*Mr. Spears said, "Similar to the previous item, Item T is a three-party agreement between Union Pacific Railroad Company, Sedgwick County and KDOT regarding the construction and maintenance of the crossing signals at the intersection of the railroad tracks at 85th Street North, which is approximately at the intersection of Rock Road and 85th [Street]. Sedgwick County will be responsible for the continued maintenance of the advanced warning signs and pavement markings. The railroad crossings in the state are prioritized by KDOT and selected accordingly. The total cost of the project is estimated at \$225,973 to be paid 100 percent by federal funds. I recommend that you approve the agreement and authorize the Chairman to sign."*

*Chairman Skelton said, "Okay. Is there any discussion, please?"*

MOTION

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

*Commissioner Peterjohn seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Absent</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Thank you. Next item."*

U      [13-0316](#)      RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A SPEED ZONE ON 93RD STREET NORTH BETWEEN MERIDIAN EAST AND SENECA (596-25) IN SEDGWICK COUNTY, KANSAS, AND PROVIDING FOR THE ENFORCEMENT THEREOF. DISTRICT 4. Presented by: David C. Spears, P.E., Director of Public Works/County Engineer.

RECOMMENDED ACTION: Adopt the resolution.

*Mr. Spears said, "Item U is a resolution that authorizes the establishment of a 45 miles per hour speed limit on 93rd Street North between Meridian [Avenue] and Seneca [Street]. This has been requested by the Valley Center School District who contacted Commissioner Ranzau. I recommend that you adopt the resolution."*

*Chairman Skelton said, "Any discussion or a motion?"*

MOTION

*Commissioner Ranzau moved to adopt the resolution.*

*Commissioner Peterjohn seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Absent</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Next item, please."*

V [13-0295](#)

RESOLUTION DESIGNATING AND CLASSIFYING CERTAIN  
STREETS TO THE TOWNSHIP SYSTEM. DISTRICT 3.

Presented by: David C. Spears, P.E., Director of Public Works/County  
Engineer.

RECOMMENDED ACTION: Adopt the resolution.

*Mr. Spears said, "Is standard procedure that after a road is constructed within a platted area in accordance with county standards, that road is then assigned to the township road system. In this particular case, Saint Teresa will become the responsibility of the Attica Township. The Attica Township board was informed that this resolution would be on the County Commission agenda by letter dated April 1st. I recommend that you adopt the resolution."*

*Chairman Skelton said, "Is there any discussion and/or a motion?"*

MOTION

*Commissioner Peterjohn moved to adopt the resolution.*

*Commissioner Ranzau seconded the motion.*

*Chairman Skelton said, "It's been moved and seconded to take staff's recommended action."*

*Commissioner Peterjohn said, "Mr. Chairman, if I could, this road has been paved for quite a while. Is there anything new or different or unusual about this at all, Mr. Spears?"*

*Mr. Spears said, "No. Well, it's met county standard. It's by the hospital, that Via Christi Hospital out west, and not really in a residential area. There is also a bridge on the road that will be our spot. The bridges on township roads are ours and not the townships, but the road will be the responsibility of Attica Township."*

*Commissioner Peterjohn said, "That bridge covers the Dry Creek which is a significant Cow Skin tributary. I'm going to be supportive of this motion, obviously, Mr. Chairman."*

*Chairman Skelton said, "Okay, is there any further discussion? Madam Clerk, call the vote."*

VOTE

<i>Commissioner Norton</i>	<i>Absent</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Mr. Spears said, "Thank you."*

*Chairman Skelton said, "Next item, please."*

W [13-0347](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON May 09, 2013.

Presented by: Joe Thomas, Acting Director, Purchasing Department.

RECOMMENDED ACTION: Approve the recommendations of the Board of Bids and Contracts.

*Commissioner Norton returned to the Meeting at 11: 03 a.m.*

*Mr. Dallas Shaffer, Purchasing Buyer, Purchasing Department, greeted the Commissioners and said, "The meeting of the Board of Bids and Contract for May 9th resulted in two items. First one is;*

1. SUBSTANCE ABUSE TREATMENT PROGRAM-COMCARE and CITY OF DERBY  
FUNDING-CITY OF DERBY SPECIAL LIQUOR TAX FUND

*"Recommendation is to accept the proposal from Tiyospaye, Inc. (DBA Higher Ground) at the rates listed, and establish contract pricing for one year with four one year options to renew.*

2. 632-24-3962 - BRIDGE ON 55TH ST. S BETWEEN MERIDIAN AND WEST ST. (B447) - PUBLIC WORKS  
FUNDING - B447 2700 WEST 55TH ST S

*"Recommendation is to accept the low bid from Klaver Construction Co., Inc. in the amount of \$417,836.61."*

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

*Chairman Skelton said, "Okay, are there any questions, or discussion, or a motion?"*

MOTION

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

*Commissioner Norton seconded the motion.*

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

VOTE

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Next item."*

**CONSENT**

- X**     [13-0284](#)     Agreement between Butler Community College and Sedgwick County Juvenile Detention Center to provide clinical experience for nursing students.
- Y**     [13-0292](#)     One (1) Temporary Construction Easement for Sedgwick County Projects BM-58 & BM-59; Bridge maintenance on two bridges located on Webb Road between 117th Street North & 125th Street North. District 1.
- Z**     [13-0293](#)     One (1) Right of Way Easement for Sedgwick County Project 620-14,15; Reconstruction of Maple from 167th Street West to 199th Street West. CIP# R-333. District 3.
- AA**    [13-0294](#)     One (1) Temporary Construction Easement for Sedgwick County Project 606-33; Street Improvement Project on 53rd Street North between Webb Road and Greenwich Road. CIP# R-325. District 1.
- AB**    [13-0296](#)     A resolution to authorize the disposal by transfer of County Manager Records to Wichita State University Special Collections (DISP 2013-160 County Manager).
- AC**    [13-0303](#)     Approval of an agreement between The Board of County Commissioners and Newman University for use of a portion of Sedgwick County Park for the purpose of sponsoring and hosting the "Wichita Gladiator Dash" event.
- AD**    [13-0313](#)     Addendum to the Interlocal Service Agreement for Code Inspection and Enforcement of Building, Electrical, Mechanical and Plumbing Codes by Sedgwick County, Kansas for Other Local Governments.
- AE**    [13-0323](#)     Agreement between Sedgwick County and the City of Wichita for a Sponsorship of the 2013 Wichita Flight Festival.
- AF**    **13-0327**     Order dated 5/2/2013 to correct tax roll for change of assessment.
- AG**    **13-0332**     Order dated 4/25/2013 to correct tax roll for change of assessment.
- AH**    [12-1059](#)     Payroll Check Register.
- AI**    [12-1033](#)     General Bill Check Register.

AJ [12-1032](#)

General Bill Check Register.

*Mr. Buchanan said, "Commissioners, you have the Consent Agenda before you, and I would recommend you approve it."*

**MOTION**

*Commissioner Norton moved to approve the Consent Agenda.*

*Commissioner Unruh seconded the motion.*

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

**VOTE**

<i>Commissioner Norton</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Skelton</i>	<i>Aye</i>

*Chairman Skelton said, "Okay. We do have a Fire [District No. 1] agenda. Let me see here, how do I want to do this. Okay, let's do 'Other' at this time. So is there any other comments? Does anybody have anything to say before we move to the Fire agenda? Yes, sir."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I think I am recognized, aren't I?"*

*Chairman Skelton said, "Yes, sir."*

OTHER

*Commissioner Peterjohn said, "Okay. Just to point out that we had 1,417 people in the Sheriff's custody in the jail this morning. That number continues to fluctuate slightly higher than it's been in the last few weeks, but still well below where it's been historically. In terms of other, I'd also like to point out on the good news side of things, I notice that Butler County Community College women's softball team is going to be playing for the national championship tonight. I saw that there were some Sedgwick County players on that team and wanted to wish them well as they go forward out in Utah. I also wanted to point out, last week, the Kansas County Commissioners Association met here in Wichita, and despite lively discussions on a variety of issues, the sustainability grants, taxpayer funded lobbying, we had three formal presentations concerning the upcoming changes with ObamaCare (Patient Protection and Affordable Care Act), and I am increasingly concerned that this is what Senator Baucus of Montana, the democrat who chairs the senate finance committee that played a major role in putting this package together, is now describing this as a, '...train wreck...'*

*Commissioner Peterjohn continued, "And I think that this could be a train wreck not only in the private sector for people who are, employers who are trying to figure out how they're trying to get covered and the thousands and thousands of pages of regulations and rules that are being generated out of Washington, in terms of unfunded mandates both on the private sector, but this body and a lot of other local government bodies in Kansas, we've talked about unfunded mandates, whether they are state or federal, coming down on to local government. The unintended consequences and uncertainty that's been created in this area continues to be a major concern for me, and I wanted to get this information out, because the Kansas County Commissioners Association representing County Commissioners all across this state, we had an ongoing discussion on this, and I know it's a problem both in the private sector and public sector. And the public needs to know it, because it relates to the earlier topic area we had as this Commission goes forward to prepare our 2014 budget. That's going to be true for our other governmental bodies, too. So, I wanted to get that information out on to the record this morning, Mr. Chairman."*

*Chairman Skelton said, "Okay. Thank you. Is there any other 'Other'? At this time I'm going to recess the regular meeting and call to order the Governing Body of Fire District [No.] 1."*

*Mr. Euson said, "Mr. Chairman, I think you can go ahead and adjourn, because the Executive Session is in the Fire District."*

*Chairman Skelton said, "Okay. If that's the case, if there is no other business to come before the Board of County Commissioners at this time, this meeting will be adjourned."*

**ADJOURNMENT**

*There being no other business to come before the Board, the Meeting was adjourned at 11:08 a.m.*

BOARD OF COUNTY COMMISSIONERS OF  
SEDGWICK COUNTY, KANSAS

---

*JAMES B. SKELTON, Chairman  
Fifth District*

---

*DAVID M. UNRUH, Commissioner  
First District*

---

*TIM R. NORTON, Commissioner  
Second District*

---

*KARL PETERJOHN, Commissioner  
Third District*

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*RICHARD RANZAU, Commissioner*

*Fourth District*

ATTEST:

\_\_\_\_\_  
*Kelly B. Arnold, County Clerk*

APPROVED:

\_\_\_\_\_