

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
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Meeting Minutes

Wednesday, September 7, 2011

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 Lindsey Mahoney, Sedgwick County ADA Coordinator, 510 N. Main, Suite 306, Wichita, Kansas 67203

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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 9:05 a.m. on Wednesday, September 7, 2011, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman David M. Unruh, with the following present: Chair Pro Tem Tim R. Norton; Commissioner Karl Peterjohn; Commissioner Richard Ranzau; Commissioner Jim Skelton; Mr. Ron Holt, Assistant County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. Randy Duncan, Director, Emergency Management; Mr. Joe Thomas, Acting Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and Ms. Amanda Lee, Deputy County Clerk.

INVOCATION

Led by Commissioner Norton.

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES

- A [11-0891](#) REGULAR MEETING OF AUGUST 3, 2011.
All Commissioners were present.

Chairman Unruh said, "Commissioners, you've had the opportunity to review the minutes of August 3, 2011. Are there any additions or corrections? What's the will of the Board?"

MOTION

Commissioner Norton moved to approve the Regular Meeting minutes of August 3, 2011.

Commissioner Ranzau seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item."

Approved

B [11-0912](#)

REGULAR MEETING OF AUGUST 17, 2011.

Commissioner Norton was absent.

Chairman Unruh said, "Commissioners, you have had the opportunity to review the minutes of August 17th, are there any additions or corrections?"

MOTION

Commissioner Peterjohn moved to approve the Regular Meeting minutes of August 17, 2011.

Commissioner Skelton seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item, please."

Approved

PROCLAMATIONS

C [11-0943](#)

PROCLAMATION DECLARING PREPAREDNESS MONTH.

Read by Chairman Dave Unruh.

RECOMMENDED ACTION: Adopt the Proclamation.

Attachments: [Preparedness Month 090711.doc](#)

Chairman Unruh said, "Commissioners, I have a proclamation for your consideration;

PROCLAMATION

WHEREAS, the events of September 11, 2001, forever changed the landscape of a U.S. city, took the lives of nearly 3,000 Americans, and reshaped the manner in which we now defend our freedoms; and

WHEREAS, those events also proved that Americans will rally in the face of adversity and support those who are dedicated to ensuring our protection; and

WHEREAS, 10 years later, those events serve as reminders that we cannot allow fear to run our lives, but instead work to be prepared to live in our new reality; and

WHEREAS, September 2011 is a time to remember and a time to prepare; and

WHEREAS, agencies across the country work daily to inform, plan and prepare to reduce the possibility and impact of future attacks and disasters; and

WHEREAS, Sedgwick County residents also can take steps to be better prepared to reduce effects of an attack or disaster, beginning with an emergency kit and plan; and

NOW THEREFORE BE IT RESOLVED that I, Dave Unruh, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim September 2011 as

'PREPAREDNESS MONTH'

and encourage all citizens and agencies to participate in a national moment of remembrance at noon on September 11 by ringing bells, blowing whistles, sounding sirens and taking a moment to reflect on the events that took place 10 years ago. I also encourage residents to make a kit, make a plan, be informed and get involved in preparedness efforts.

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

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

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

Chairman Unruh said, "Receiving the proclamation is Randy Duncan, who is our Director of Emergency Management. Welcome."

Mr. Randy Duncan, Director, Emergency Management, greeted the Commissioners and said, "Thank you very much, Commissioners. And I do very much appreciate your action on this proclamation acknowledging this particular issue. It is important that we remember at all times that we need to be prepared regardless of the origin or cause of a disaster. They may be natural, they may be technological, they may be homeland security-related. We need to be ready to protect ourselves and our loved ones, regardless of where, how, or when a disaster or emergency occurs. I'm particularly thankful for you this morning because you have helped us communicate two very important points about our outreach campaign as far as preparedness month is concerned. And they are summed up in our phrase for this year, 'A time to remember, A time to prepare.'

"As it was indicated in the proclamation, Commissioner, we're going to have a moment of silence at noon across our country to recall the individuals who lost their lives in that terrible event. And we also want to remind those to prepare with the three steps that you outlined: make a plan, get a kit, understand what's going on. And when you're making that plan don't forget to include all members of your family. Including your pets, they're also members of your family so make sure they are included as well. Now, one of the key elements of this is getting a preparedness kit. And I've been given to understand that some of you are interested in sharing with us what your preparedness kits consist of. And to that end, Chairman Unruh, I'd ask if you would like to lead this part of the presentation."

Chairman Unruh said, "Well thank you, Randy. I brought a few things from our little area where we have a stash for preparedness. And we probably don't have to make quite as big a preparation as many families because we don't have any children at home and we also don't have a pet as you mentioned. But, and maybe we're not well prepared anyway, but I'll show you a couple of things we have. And part of it is things that I have learned recently as we considered this. So I brought a couple of things here. I'll show you what I have."

Mr. Duncan said, "Okay."

Chairman Unruh said, "Shoes. I've been told that shoes are really important to have. Because if something happens and you're in your stocking like you are in a household, well then shoes are important. So that's one item. And then as a representative of some food that we have down there in case something happens, well here's some crackers and jerky. You need that too, you're not going to have food if you have a disaster."

Mr. Duncan said, "And I noticed those are also nonperishable food items so they don't require refrigeration."

Chairman Unruh said, "Good point. Thank you. Now I also have a handy dandy emergency kit, and I think that you provided this for us a year or two ago. And it's got all kinds of stuff in it including batteries, a thermal blanket, and a poncho and a first aid kit. All that's included and I don't think I can improve much on this kit, but there's a lot of things in here. I didn't mention them all. Also we have several super duper flashlights. Ones that work, you know, a lot of times you have a flashlight, they don't work, so you need to check that regularly. And then an example, we do keep water down there. That's, we have more than this because that would be one swig for Commissioner Skelton. And then we have a battery. We also keep extra batteries, a radio. We keep extra batteries for our radio. So those are some of the things we have down there. And I don't know who else has, Commissioner Skelton, your light is on. Would you like to talk about some of the things?"

Commissioner Skelton said, "I think he just outdid me. So I can turn my light back off I reckon. So, well it is important, I think Dave did a good job bringing some things. I brought a little radio, a little FM radio and a weather radio, simple things that people can do. And I brought some water, representative bottle of water. This is a half a swig for the Commissioner there. I want to make it clear my duties are to the public in the case of a national emergency or local emergency. That's what's by far for me the priority. My goodies here are really, I want to consider them to me to be insignificant to my own duties here to the public in an emergency situation. That's really all I had. I was going to say a little more but Dave has outdone me."

Chairman Unruh said, "Thank you, Commissioner. Someone who has been through a disaster, Commissioner Norton."

Commissioner Norton said, "Well, I have. I'll dovetail on Commissioner Skelton was saying. One of our first obligations as elected officials is to understand what our responsibilities are when disasters occur. It is great to have a plan, but much of those plans can go asunder when you are in the middle of a disaster. The one thing I learned about preparedness and disaster is that if you have been through a disaster, you've been through one disaster. Every one of them is different. They may have similarities, but everyone manifest themselves in a different manner, different kinds of housing, different kind of people, it just really, you have to be on the ground to understand what you need to do. There are some tenets.

"Being trained on NIMS (National Incident Management System) and management during a disaster is very important for elected officials, and we have all done that over the years. You don't have to look at the news very far in the past to understand Joplin tornado, Hurricane Irene, and the east coast earthquake to understand that we have susceptibility obviously to natural disasters and this weekend we're observing a man-made disaster of Herculean proportions of our nation. So preparedness is important. I guess the only difference between my pack and Chairman Unruh's, mine is orange, so you're going to be able to see it. It glows in the dark. It has a lot of the same thing.

"It has water, it has MRE's (Meals Ready to Eat) that are easy to eat. It's got radio, extra batteries, all those kinds of things that you need. We keep several jugs of bottled water that we rotate downstairs because you are not going to have any kind of potable water to wash yourselves in or to drink, either one, so we keep bottled water. We have extra shoes. I always rotate my old golf shoes as my shoes that I'm going to throw in the disaster, because they are hard-soled number one, and they have grips on them, because you don't know what you're going to be walking in. So try to be prepared, talk to your family about it, because we are susceptible to, particularly natural disasters in our community. That's all I've got."

Chairman Unruh said, "Thank you. Commissioner Ranzau."

Commissioner Ranzau said, "Thank you, Mr. Chairman. I just brought a few items today. At our home, we do have water and variety of types of foods, we have canned goods, dehydrated and freeze-dried foods and backpacks. I just bought a few things here. I brought a candle here, 100 hour candle, in case you need that. I've got a good emergency water filtration system. So even though we have bottled water, this is something military's use. You can use any water and you put it in here, it works by osmosis. It takes care of bacteria and viruses, now it's not fast, so it doesn't, it takes a while, but this is for a true emergency. Mud puddle, a lake, whatever, this will work on. I think this is a good deal. And then I brought my emergency radio, and it can be run by batteries, a crank, and solar power as well. The only bad thing about this, I've had this for several months, it is still in the box. I suppose I should get it out and make sure it works. Those are the items I have. Thank you."

Chairman Unruh said, "All right. Thank you, Commissioner. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I'm going to second the comments of my colleagues here, I agree with all of them. My focus initially in terms of when this request came up was to, took me back a ways. I am going to go back a long ways in my personal case, being a fairly chronologically gifted person.

"The first attitude you have to have is be prepared, and I brought my Boy Scout Handbook. And as a starting point, just a starting point, you know, to be prepared, there's a wealth of great information here, and I also brought along, [American] Red Cross puts out a variety of excellent publications. I brought a first aid publication they put out if you don't have training. But I would like to take a little bit different approach than my colleagues have, and mention Sedgwick County has volunteer program that people can participate in, Medical Reserve Corps (MRC). I had a constituent remind me of that fact.

"I want thank Ms. Dillon for sharing that as a participant in the Medical Reserve Corps for Sedgwick County, tremendous help. Because not only do we need to be prepared for ourselves, but there's a fairly controversial person who has wisdom and insight talked about being prepared. His name is Glenn Beck, and Glenn's talked about not only be prepared for yourself and your family, but being prepared to help your neighbor down the street. That elderly person who is struggling or maybe somebody who's has a handicapped problem. I think of just the folks in my neighborhood at one time or another that have been involved in helping out, whether it's a little thing like mowing a lawn or shoveling out snow. Because the emergencies that we've talked about here, we have weather emergencies on a regular basis.

"But for people who want to go beyond this level, I will throw out an interesting book that gets into it in a detailed level, and that's called The Black Swan. Sorry it may sound like an ornithological book, but it's not. It's a book about the impact of low probability events. And sadly, whether a tsunami, or earthquake in Japan, or the atrocities committed 10 years ago on September 11th, the impact on these events and people need to be able to be prepared not only help themselves, to help their families, but to help their neighbors and their community. And I'm happy to be able to support this resolution today. I got a chance to talk about this, because we've all brought out, I think, a lot of good points for additional thoughts at this very important time of remembrance as we honor the 3,000 people who were killed in the atrocities committed on September 11th, 2001. Thank you, Mr. Chairman."

Chairman Unruh said, "Thank you, Commissioner. Well, Randy, I don't see anyone else asking to speak, but I didn't know now if you were going to present your emergency kit and show us how it should be done."

Mr. Duncan said, "Well, unfortunately, mine is still out in the vehicle where it's ready to go in case we have an emergency. However, I appreciate the efforts that you all have gone to and the great lengths you've gone to today to share I think some extremely important lessons with the folks in Sedgwick County. I'm thrilled that you all have emergency kits and I can't think of any higher praise than what you are doing by showing me that you actually have those kits and are ready to use them. So the only remark I have to say is thank you for your considerations this morning, Commissioners."

Chairman Unruh said, "Well, thank you, Randy. We're pleased to make this proclamation. Thank you. Madam Clerk, next item."

Adopted

NEW BUSINESS

- D** [11-0945](#) SELECTION OF A VOTING DELEGATE AND ALTERNATES FOR THE KANSAS ASSOCIATION OF COUNTIES 36TH ANNUAL CONFERENCE.
Presented by: David M. Unruh, Board of County Commission Chairman.

RECOMMENDED ACTION: Select voting delegate and alternates, and complete certification.

Attachments: [090711 Certification of KAC Voting Delegate](#)

Chairman Unruh said, "Commissioners, as you recall, each year we have to select voting delegates to the KAC (Kansas Association of Counties) conference, which is held each year in November just before Thanksgiving. And so we need to get these delegates selected so that this he can be recorded for voting purposes at that meeting. And we normally have someone who's active in KAC as our voting representative and Commissioner Norton sets on the board of that organization .So I would suggest that Commissioner Norton be our voting delegate and our first alternate probably we should select Commissioner Peterjohn since he's been involved in some of the legislative activities up there, if that's agreeable to the Board, I will make that motion."

MOTION

Chairman Unruh moved to select Commissioner Norton as voting delegate and Commissioner Peterjohn as first alternate and complete certification.

Commissioner Skelton seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item."

Passed

E [11-0911](#)

A RESOLUTION PROVIDING FOR THE ALTERATION OF COUNTY COMMISSIONER DISTRICT BOUNDARIES WITHIN SEDGWICK COUNTY, KANSAS.

Presented by: Richard A. Euson, County Counselor.

RECOMMENDED ACTION: Select One Redistricting Scenario and Approve a Resolution Incorporating the Map and Data.

Attachments: [Resolution.redistrict.draft.092111.doc](#)

Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "Pursuant to discussion at yesterday's staff meeting a couple of new scenarios have been created for redistricting. As of last night they were not on the website, but they should be if they are not already today, and I would recommend that this item be deferred to allow those to be on the website and accept public comment to September 21st, two weeks."

Chairman Unruh said, "All right, very good. Commissioners, any objection to deferral to September 21st? Mr. Counselor, should we take a vote to make this official?"

Mr. Euson said, "Please."

MOTION

Chairman Unruh moved to defer Item E until September 21, 2011.

Commissioner Skelton seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item."

Deferred

F **11-0946**

REQUEST FOR APPROVAL OF APPLICATION TO KDOT FOR FEDERAL FUNDING TO CONSTRUCT AN OFF-SYSTEM BRIDGE ON 87TH ST. SOUTH BETWEEN HOOVER ROAD AND RIDGE ROAD. DISTRICT 2.

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

RECOMMENDED ACTION: Approve the application and authorize the Chairman to sign the KDOT Form 1302.

Attachments: [KDOT Form 1302 - B365](#)
[B465 Off-System Bridge Application](#)
[B465 Project Estimate](#)
[B465 Project Location Map](#)

Mr. David Spears, Director, Public Works, greeted the Commissioners and said, "In Item F, we are requesting approval of an application to KDOT (Kansas Department of Transportation) for funding of an off-system bridge project with federal funds and federal fiscal year 2013. On August 5th, KDOT issued a call for projects soliciting applications for an \$8 million statewide pool of federal funds for construction of off-system bridges. We have looked for a potential projects and found a bridge that is in the 2012 to 2016 CIP (Capital Improvement Plan) that would qualify for these funds. We are requesting your approval of the application to KDOT for funding of the project. The applications are due by September 16th. The bridge is located approximately 1,400 feet east of Ridge Road on 87th Street South, listed in the 2012 to 2016 CIP as B-465. It is currently scheduled for construction in 2015. If the application is approved by KDOT, the cost to design, right-of-way acquisition, and any utility relocation would be paid by Sedgwick County. The cost of construction and construction inspection would be split between Sedgwick County and KDOT.

"Sedgwick County would pay 20 percent, and KDOT would pay 80 percent with federal funds. The project construction and inspection are expected to cost \$404,927. Sedgwick County's share would be \$80,985, and the federal funding would provide \$323,942.

Mr. Spears continued, "Design fees would be paid from CIP project B-464, in 2012, which is a set aside for off-system bridge design projects. The project is in the process of being added to the WAMPO (Wichita Area Metropolitan Planning Organization) Long Range Metropolitan Transportation Plan and the WAMPO 2012 Transportation Improvement Plan. Inclusion in both documents would be required before the project could be funded. If the project is selected by KDOT, the next CIP would need to be adjusted to move the construction from 2015 to 2013. We recommend that you approve the application and authorize the Chairman to sign."

Chairman Unruh said, "All right. Thank you, David. Is this item, are we competing with any other projects in this area, or this is the recommendation from WAMPO?"

Mr. Spears said, "This will go to WAMPO. There's not many in this area that can compete with us. These are off-system bridges. So it would be like bridges like on a township road, not one of your mainline roads. There may be a couple of small ones in Wichita we've heard about, but in general, the unincorporated area is an area that has these. And like I say, there's \$8 million statewide, so we are going to be competing with other counties in the state for the \$8 million."

Chairman Unruh said, "And this application that we're dealing with today is simply an application that now that we will forward on to WAMPO."

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

Chairman Unruh said, "Okay. So we have a couple of other comments. Commissioner Norton."

Commissioner Norton said, "Dave, this was a pretty small pool of bridges that would even qualify for this money. It happens to be in my district. As you look county wide, there was just a very small pool that would even qualify for this kind of funding, is that correct?"

Mr. Spears said, "That's right. Like I say, they are usually bridges not on your main roads. They used to be called, your main roads used to be called federal aid secondary routes. These are old routes not on the federal aid secondary routes. Usually on township road, not a lot of traffic, so it's a small pool, but we did find this one in our CIP that is an off-system bridge, and it will help us fund it."

Commissioner Norton said, "And as I remember, this is just south of Starwoods Girl Scout Camp. Is that correct, on 87th Street?"

Mr. Spears said, "Yes."

Commissioner Norton said, "Relatively highly traveled area back and forth with the Girl Scout camp there. So I think it is a good bridge to offer up. We still have to apply through WAMPO and get the other documents together."

Mr. Spears said, "And compete with everyone else in the state."

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

Chairman Unruh said, "Thank you. Commissioner Peterjohn."

Commissioner Peterjohn said, "Questions I would like to ask, how old is this bridge?"

Mr. Spears said, "That I do not know, Commissioner. I don't. I do not know how old it is."

Commissioner Peterjohn said, "Okay. If we go ahead and approve this, when we did this, how long would it take for the actual work to be done on the bridge. Is it like a one year, two year or shorter period of time?"

Mr. Spears said, "It would be one construction season. A type of deal like that. These usually aren't large bridges, like it's nothing like a bridge over the Arkansas River or over the floodway that would take an extended period."

Commissioner Peterjohn said, "Okay. If we didn't approve this application today, how would we end up, would we fund 100 percent of the cost in 2015?"

Mr. Spears said, "That's correct. That's the way it is in the CIP presently."

Commissioner Peterjohn said, "Well, I've recently received an email from the Secretary of KDOT concerning the federal funding program and renewal of federal transportation funds. How could, and apparently that's in some legislative limbo in Washington, how would that affect this request and application? And is this something that could be jeopardized by events that are outside of the control of anyone here in Kansas?"

Mr. Spears said, "What you're talking about seems to occur almost annually, and it has in the past always been approved eventually by the federal government. If they do not approve it, it is not only this bridge, but it's everything else that we have in the CIP that's receiving federal funds, none of it will get funded. But that has never happened before."

Commissioner Peterjohn said, "Okay. So I just wondered in terms of how much, what we may be doing here is actual, you know, maybe subject to events that are outside of Kansas."

Mr. Spears said, "If that happened, we would have to revamp the road and bridge program in the CIP."

Commissioner Peterjohn said, "Do you know off the top of your head how many projects and what sort of dollars?"

Mr. Spears said, "I do not recall. But it's significant."

Commissioner Peterjohn said, "Okay. Whether it's significant or substantial, I think that's important to get on the record. Thank you, Mr. Chairman."

Chairman Unruh said, "Thank you, Commissioner. Is there any further discussion? What is the will of the Board?"

MOTION

Commissioner Norton moved to approve the application and authorize the Chairman to sign the KDOT form 1302.

Commissioner Skelton seconded the motion.

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

VOTE

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

Mr. Spears said, "Thank you."

Chairman Unruh said, "Thank you, David. Next item, please."

Approved

G [11-0955](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON
SEPTEMBER 1, 2011.

Presented by Joe Thomas, Acting Director, Purchasing Department.

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

Attachments: [BMIN 0901 2011](#)

*Mr. Joe Thomas, Acting Director, Purchasing Department, greeted the
Commissioners and said, "The meeting of the Board and Bids of Contracts of
September 1st results in three items for your consideration this morning. Item 1;*

1. *LEGAL RESEARCH SERVICES-DISTRICT ATTORNEY
FUNDING-DISTRICT ATTORNEY ADMINISTRATION*

*"Recommended action is to accept the proposal from Westlaw for the amount of
\$32,268.00 for the first year and establish contract pricing for years 2 and 3 for a total
3 year cost of \$80,488.95. Item 2;*

2. *3M PRODUCTS & SUPPLIES for FLEET BODY SHOP -- FLEET
MANAGEMENT
FUNDING -- FLEET MANAGEMENT*

*"Recommended action is to accept the overall low bid from Sherwin Williams
Automotive Finishes on pricing listed above and establish contract pricing for one year
with two one year options to renew. Item 3;*

3. *WEED CHEMICALS - NOXIOUS WEEDS
FUNDING - NOXIOUS WEEDS*

*"Recommended action is to accept the low bids for item numbers 1 through 3, 6 and 7
from Alligare LLC for \$21,374.50, item numbers 4 and 5 from Red River Specialties for
\$13,866.00, and the low responsible bid for item number 8 from Alligare LLC for
\$2,299.00, for an initial total purchase of \$37,539.50 and establish contract pricing for
one year.*

"I'll be happy to answer questions, and I do recommend approval of these items."

Chairman Unruh said, "Thank you, Joe. Commissioners, any questions about the recommendation Board of Bids and Contracts?"

MOTION

Commissioner Norton moved to approve the recommendation of the Board of Bids and Contracts.

Commissioner Skelton seconded the motion.

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

VOTE

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

Mr. Thomas said, "Thank you."

Chairman Unruh said, "Thank you, Joe. Next item, please."

Approved

CONSENT

- H [11-0924](#) ZON2007-00023 Extension of Time to Complete Platting Requirement for a Zone Change from SF-20 Single-Family Residential ("SF-20") to LC Limited Commercial ("LC") on property generally located at the southwest corner of K-96 and Hoover Road (3955 N. Hoover Rd.) District 4.

Attachments: [ZON2007-23 PLAT EXTENSION REQUEST LTR.pdf](#)

- I [11-0925](#) ZON2007-38 (DP-306 Associated with CUP2007-39) - Extension of Time to complete Platting requirement for a zone change from SF 20 Single-Family Residential ("SF-20") and OW Office Warehouse ("OW") to LC Limited Commercial ("LC") and CUP DP-306 on property generally located north of 53rd Street North and West of Meridian. District 4.

Attachments: [ZON2007-38 and CUP2007-39 PLAT EXTENSION REQUEST LTR.pdf](#)

- J [11-0927](#) ZON2008-00025 Extension of Time to Complete Platting Requirement for a Zone Change from SF-20 Single-Family Residential ("SF-20") to LC Limited Commercial ("LC") on property generally located south of 21st Street North and west of 159th Street East (15621 East 21st Street North). District 1.

Attachments: [ZON2008-25 PLAT EXTENSION REQUEST LTR.pdf](#)

- K [11-0938](#) Two (2) Temporary Construction Easements for Sedgwick County Drainage Project on Ridge Road between 109th & 117th Streets North. District 4.

Attachments: [S50C-111082607510.pdf](#)
[S50C-111082607511.pdf](#)

L [11-0940](#) One (1) Utility Easement for Sedgwick County Project located Southeast of 77th Street North & Woodlawn; Carmelite Monastery Addition. District 1.

Attachments: [S50C-111082607512.pdf](#)

M [11-0906](#) Delete five part-time positions to create one full time position.

Attachments: [Pavilions New Position 081511 \(3\)](#)

N [11-0930](#) Order dated 08/24/2011 to correct tax roll for change of assessment.

O [11-0084](#) General Bill Check Register.

P [10-0660](#) Payroll Check Register.

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

MOTION

Commissioner Norton moved to approve the Consent Agenda.

Commissioner Skelton seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item."

Approved on the Consent Agenda

OTHER

Chairman Unruh said, "Commissioners, are there any other items you wish to discuss? Related to county business or any of your activities? Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. Just a quick update on population in the Sedgwick County Jail. As of this morning there were 1,520 people in the Sheriff's custody."

"And that included 1,091 in the main facility, we had 131 in Work Release, we had 302 out of county. And broken down by security classifications, we have maximum security, 493; medium security, 575; individuals in minimum security was 412. The rest were unclassified. On a slightly different note, to follow up just a little bit on our earlier discussion, this is the last County Commission meeting before the observances this weekend of September 11th, and I hope everyone in the county will join in memorializing and honoring the deaths of the 3,000 people who were murdered and the various atrocities that occurred September 11th, 2001.

"I think this event was truly one of those events like for my parents' generation was pearl harbor, for my generation, I think it was the assassination of President Kennedy, and while there have been significant events that have occurred along the way, they are significant in their own right. The landing of Neil Armstrong's first step of the moon, and a number of other events, both good and bad, I think it is important that, I plan to be flying a flag, Mr. Chairman, at my house this weekend. And I would like to put the atrocities that occurred on September 11th, 2001 into just a little bit of a context. Because I've heard it stated that there were more people killed on September 11th, 2001 on the attacks, than the attack December 7th 1941 at Pearl Harbor. Looking at a little research, it is not often appreciated the fact that there were more Americans killed on that date, and the members of the American armed forces who were killed during the war of 1812, or the Mexican War, and more recently, the Spanish- American War. In fact you could add the Spanish-American War and the Mexican War combined and still be more people killed on September 11th.

"The bulk of these people were civilians, just going to work, except for the folks who were in the pentagon when American [Airlines] Flight 77 hit it. This was an attempt to decapitate the government of the United States. But the bulk of the people who were murdered that terrible day were civilians, so I think it is important we honor them. I am glad members of the religious community will be helping complete observances here. It is unfortunate that the spiritual aspect of this is not getting the attention of some other places in this country, but I know this is an important event and I think it is important for us going forward, and hopefully over time the context of this, we can understand and appreciate. Thank you, Mr. Chairman."

Chairman Unruh said, "Thank you, Commissioner. Commissioner Norton."

Commissioner Norton said, "Just an update. Chairman Unruh and I were in a meeting last week talking about the wind energy cluster and how that's starting to form up in the four-five county area with Reno and Harvey and Butler and Sedgwick County kind of being the place where it is starting to form up. We're having some pretty interesting conversations about how we put that together, how we make sure that we're supportive of those industries that either are first tier or second tier suppliers, or produce the turbines, cells and everything for wind energy. So I think we have a pretty good conversation, there's going to be many more conversations to be had in the next several months as we try to understand do we have the power to create a new cluster in our community, and Mr. Chairman, you may have some thoughts on that, too. Wanted to let the public know, we're working on that. It does create jobs, it creates a cluster that is hopefully has a future to it, and we are trying to be as responsible and gather as much information about it as we possibly can. That's all I have."

Chairman Unruh said, "All right, thank you, Commissioner. I would just make a comment that as we consider economic development potential in our area, and diversifying the economic strength of our region, I think we need to be willing to at least have the conversations and see how we can help create an environment where business and industry can come here and prosper. And in doing that, if they are able to sell energy that's out of our region, well than that ends up bringing resources to the region, it has a multiplying effect that's positive for all of us. We'll continue to be sensitive to that issue and try to be supportive of it. Commissioner Ranzau."

Commissioner Ranzau said, "Thank you, Mr. Chairman. Just wanted to say a few comments about a couple of things. First of all last week we did approve the concealed carry amendment, and I want to appreciate all the citizens who contacted me in it regards to that. I know that brings up a lot of emotions, but to me the right to self-defense is one of the most basic rights we have. And while all of our seminal rights are important, it comes down to the ability of the citizens being able to defend themselves against other citizens and against an oppressive government. And I think that's the most important right that we have, because without that right, then all the others don't exist. So I get the sense there are a lot of people out there that supported this, but that just didn't bring it up because they didn't think there was a chance, didn't have hopes that elected officials would stand up for their rights.

"And they do appreciate it when we do. That being said, I know it's a controversial issue just like some of the other things I have spoken about. I do these things because my first and foremost concern is liberty. A few months ago when we talked about the 4th of July, I brought up the issue of TSA (Transportation Security Administration) and liberty and that got a lot of people riled up. Some didn't like the particular stance I took. Some thought I shouldn't speak about the federal law at this level of the county government, and having said much about at that since then, but I'll say that the reason I bring these things up is to challenge people to the think, because our first and foremost responsibility is to protect freedom and liberty of our citizens. I believe that's what separates us from the rest of the governments in the world, particularly our enemies that attack us, they attack us because we stand for things that they don't. And we protect those freedoms and those liberties, and it's and it is not just words, its actions. And even that said, we are not perfect. I think it is important that we continue to challenge ourselves and our government to find ways to make sure that we protect our liberties, and to protect our safety without infringing upon our liberties.

"That's why I think it's important to speak up on these issues. I've talked to a lot of people and considered a lot of things about the proper use of this, this 'other'. Some say as a County Commissioner, I shouldn't talk about other things. Well, I have to look at the Wichita Eagle. Does the Wichita Eagle only talk about Wichita things? No, they talk about state things, they talk about national things. Do our news stations only talk about local issues? No. They talk about things that happen in the state and the federal level. Why? Because all of these things have an impact on our lives, and our citizens and constituents, and it's important to be aware of those things. Now, granted, the vast majority of the time that we spend here on the county deals specifically with county issues, the budget, whatever it is, and I understand that.

"I think it is important, I think our constituents deserve elected officials to be aware of what's going on outside the county. And understand the impact those decisions that are made at the state and federal level. If we see an injustice, we have all sworn an oath to support and defend the Constitution of the United States.

"I think its well within our right and our obligation to take a stand and voice our opinions, because we're speaking on behalf of the citizens. I was surprised by the response I got from the TSA issue from people all around the state and all around the country. I don't know how a professor at the naval academy heard what I said.

"I got an email from him. I got an email from mothers and fathers and people who were victims of sexual crimes who feel victimized every time they go through the TSA. So I don't want to rehash that, but I want to say that we have an obligation to take a stand on some of these issues. I don't believe there's any harm in us taking a stand. There are people out there who want their elected officials to take a stand, and they appreciate it, and while you may not always agree with everything I have to say, I think it is certainly appropriate and I will continue from time to time to make comments on things that I think affect my constituents and take a stand and defend their liberties. Thank you."

Chairman Unruh said, "Thank you, Commissioner. One good thing about the United States of America and Sedgwick County is that citizens can disagree honestly about issues, and what is appropriate forum for discourse and what might be a better forum for some discourse and comments. So disagreement does not mean that we can't carry out good decisions for county government. So I just want to encourage our citizens that Zoobilee is this weekend, we would like for you to be supportive of Sedgwick County Zoo, and if you're like me and you have your granddaughter this weekend, well, then enjoy 'Toy Story' at the Intrust Bank Arena. It will be a big weekend for a lot of enjoyment and fun in Sedgwick County, Kansas. I would say next week because of the City to City Visioneering trip we will not be having a meeting. So, you folks who are faithful attendees of our meeting by way of television, we're not having a meeting next week, so just give you that advanced notice. Commissioners, I don't see anyone else asking to speak, so if there's nothing else before us, we will be adjourned."

EXECUTIVE SESSION

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 9:46 a.m.

BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS

DAVID M. UNRUH, Chairman
First District

TIM R. NORTON, Commissioner
Second District

KARL PETERJOHN, Commissioner
Third District

RICHARD RANZAU, Commissioner
Fourth District

JAMES B. SKELTON, Commissioner
Fifth District

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED:
