

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
working for you*

Meeting Minutes

Tuesday, February 24, 2015

9:00 AM

SPECIAL MEETING

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 Robbie 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: Robbie.Berry@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 Special Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:01 a.m. on February 24TH, 2015 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Richard Ranzau, with the following present: Chair Pro Tem Commissioner Karl Peterjohn; Commissioner David M. Unruh; Commissioner Tim R. Norton; Commissioner James M. Howell; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. Robert Parnacott, Assistant County Counselor; and Ms. Kim Do, Deputy County Clerk.

ROLL CALL

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

NEW BUSINESS

- A** [15-0132](#) SETTING OF HEARING DATE FOR DE-ANNEXATION HEARING CITY OF VALLEY CENTER.
Presented by: Robert W. Parnacott, Assistant County Counselor.

RECOMMENDED ACTION: Approve the notice of hearing.

"Mr. Robert W. Parnacott, Assistant County Counselor, greeted the Commissioners and said, "I've got a map up on the screen. This is a post annexation hearing matter that you heard back in June of 2012. At that time you made a finding that the City of Valley Center had not provided services in accordance with the service plan prepared for that annexation. That started a two and a half year period where the city had the opportunity to provide those services at the end of the two and a half years. If any landowner felt that they were still not getting those services, they could file a petition and request, you said, another hearing to determine whether the property should be de-annexed or excluded from the city boundaries. We have received a petition on February 18th, regarding that file, by three sets of landowners that own three properties. You can see that the outline of Valley Center mostly in blue and then more dense, and the center chord is too dense to see, really. The red outline is the areas that were annexed by the whole annexation ordinance. If you look to the far west and north corner of that, down here, I'll move my curser and maybe if we can get that over here, these three parcels here are the parcels that filed a petition for de-annexation. "State statute requires that upon receiving the petition, you set a hearing date within 10 days. You didn't have a meeting scheduled within 10 days of receiving the petition date so we ask that you set this Special Meeting solely for the purpose of scheduling a hearing date. The hearing notice in your backup has a typographical error. It says April 4th, that is a Sunday, I understand, we would rather have you meet on Wednesday, April 8th, so if you would approve the amended Notice of Hearing for April 8TH then we send that out. The state statute requires we get that notice out to people at least 21 days prior to the hearing. The notice has to be sent to the petitioners, sent to the City, and the Notice of Hearing is also sent to the township and to any other special districts

that are involved. I think that this is possibly part of Hillside Cemetery District, so we may need to send them Notice of Hearing as well. And finally, even though the other landowners in the annexation area are not petitioning for de-annexation, we will send them an informational letter to let them know that a petition has been filed and to let them know what is going on in case they have any questions. Unless you have any other questions for me, I would recommend that you approve the Notice of Hearing as amended to reflect the hearing date of April 8TH."

Chairman Ranzau said, "Okay Bob, if other landowners file a petition as well, how will we deal with that or how will we determine that?"

"Mr. Parnacott said, "The statute is silent on multiple petitions. It talks about a petition, but each landowner can file their own petition. I think we would have to look at the timing of it and see whether, first question would be whether it's intended to be a supplemental or ammended part of the first petition, what we would could relate back to the first petition. The second part is that if it is a separate petition, you would set it for hearing as well and consolidate the hearing. So we will figure out a way to work with that, if we get another petition.

Chairman Ranzau said, "Any other questions from Commissioners?"

MOTION

Chairman Ranzau moved to approve the Notice of Hearing with the amended date of April 8th , 2015.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Ranzau said, "Any other questions for business to come before the Board?"
Approved

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 9:05 a.m.

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

*RICHARD RANZAU, Chairman
Fourth District*

*KARL PETERJOHN, Chair Pro Tem
Third District*

*DAVID M. UNRUH, Commissioner
First District*

*TIM R. NORTON, Commissioner
Second District*

*JAMES M. HOWELL, Commissioner
Fifth District*

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED:
