

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
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Meeting Minutes

Wednesday, October 10, 2018

9:00 AM

BOCC Meeting Room

Board of Sedgwick County Commissioners

Pursuant to Resolution #007-2016, adopted by the Board of County Commissioners on January 20, 2016, members of the public are allowed to address the County Commission for a period of time limited to not more than five minutes or such time limits as may become necessary.

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 Crissy Magee, Sedgwick County ADA Coordinator, 510 N. Main, Suite 306, Wichita, Kansas 67203. Phone: 316-660-7056, TDD: Kansas Relay at 711 or 800-766-3777

Email: Crissy.Magee@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 9:09 a.m. on October 10, 2018 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman David T. Dennis, with the following present: Chair Pro-Tem Commissioner David M. Unruh; Commissioner Michael B. O'Donnell II; Commissioner Richard Ranzau; Commissioner James M. Howell; Mr. Michael Scholes, County Manager; Mr. Thomas Stolz, Deputy County Manager; Ms. Karen Powell, Deputy County Counselor; Mr. David Spears, Assistant County Manager of Public Works, Facilities Maintenance, Project Services and County Engineer; Mr. Joe Thomas, Director, Purchasing Department; Ms. Kate Flavin, Public Information Officer; Ms. Heddie Page, Deputy County Clerk.

GUESTS

*Ms. Sharon Ailslieger, appointee
Mr. Bill Neselroad, USS Wichita Commissioning Committee*

INVOCATION: Father David Lies, Catholic Diocese of Wichita.

FLAG SALUTE

ROLL CALL

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

Chairman Dennis said, "Next item, please."

PUBLIC AGENDA

Chairman Dennis said, "Thank you. I don't have anyone that signed up to speak on public agenda, but at this time, if anyone in the audience would like to speak, please approach the podium. Seeing none, Madam Clerk, next item."

APPOINTMENTS

- A** [18-791](#) RESOLUTION APPOINTING SHARON AILSLIEGER (BOARD OF COUNTY COMMISSION APPOINTMENT) TO THE SEDGWICK COUNTY THIRD DISTRICT CITIZENS ADVISORY BOARD AS RECOMMENDED BY THIRD DISTRICT COMMISSIONER DAVID DENNIS.
Presented by: Eric Yost, County Counselor.

RECOMMENDED ACTION: Adopt the resolution.

Ms. Karen Powell, Deputy County Counselor, greeted the Commissioners and said, "This resolution is to appoint Ms. Ailslieger to the board of the [Sedgwick County

District Three] Citizen's Advisory Board, which is in Chairman Dennis' third district. The resolution is in order. Ms. Ailslieger is qualified, and I recommend that you approve."

Chairman Dennis said, "Thank you. Commissioners, as you all know, I do have a Citizen's Advisory Board for District Three, and we have 11 members on it, right now we're short one of our members."

MOTION

Commissioner Dennis moved to adopt the resolution.

Commissioner O'Donnell seconded the motion.

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

VOTE

<i>Commissioner O'Donnell II</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Dennis</i>	<i>Aye</i>

County Clerk has assigned Resolution #139-2018

Chairman Dennis said, "If you'd please approach the podium, we're going to swear you in today, and next month we look forward to having you at our meeting."

Mr. Kelly Arnold, County Clerk, thanked the Commissioners and said, "Please raise your right hand. I do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Kansas and faithfully discharge the duties of the office of District Three Citizen's Advisory Board, so help me God."

Ms. Ailslieger, appointee, greeted the Commissioners and said, "I do."

Mr. Arnold said, "Congratulations."

Ms. Ailslieger said, "Thank you."

Chairman Dennis said, "Thank you. Good morning."

Ms. Ailslieger said, "I just want to say thank you for the appointment, and I will try to do my very best. Thank you."

Chairman Dennis said, "Very good. Well thank you, and again, we meet the first Monday of every single month out at district, at the Goddard School District's Conference Center that they've got out there, 7 p.m., in the evening, and everyone is invited to attend.

"The main thing is that it gives the citizens an opportunity where that they can interface with the Commission so they can make sure that they provide their wants and needs to the Commission. I thank you very much for serving. It's not paid, so we definitely appreciate you serving us. Thank you."

Ms. Ailsieger said, "Thank you."

Chairman Dennis said, "You'll need to sign the paperwork"

Ms. Ailsieger said, "Alrighty, I can do that."

Chairman Dennis said, "Okay, while she's signing that, Madam Clerk, next item."

Approved

B [18-864](#)

RESOLUTION APPOINTING CODY CORBETT (BOARD OF COUNTY COMMISSION APPOINTMENT) TO THE SEDGWICK COUNTY GRIEVANCE BOARD IN THE ALTERNATE CLASSIFIED EMPLOYEE POSITION.

Presented by: Eric Yost, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution

Chairman Dennis said, "Commissioners, we have an agenda to appoint Cody Corbett."

MOTION

Commissioner Dennis moved to adopt the resolution.

Commissioner O'Donnell seconded the motion.

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

VOTE

<i>Commissioner O'Donnell II</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Dennis</i>	<i>Aye</i>

County Clerk has assigned Resolution #140-2018

Chairman Dennis said, "Next item, please."

Approved

NEW BUSINESS

C [18-866](#)

FUNDING AGREEMENT WITH THE USS WICHITA COMMISSIONING COMMITTEE FOR \$25,000.

Presented by: Brent Shelton, Economic Development & Tax System Director.

RECOMMENDED ACTION: Approve the funding agreement.

VISUAL PRESENTATION

Chairman Dennis said, "Good morning."

Mr. Brent Shelton, Economic Development and Tax Systems Director, Division of Finance, greeted the Commissioners and said, "The soon to be commissioned USS (United States Ship) Wichita is a littoral combat ship. It's one of the fastest, lightest and most technologically advanced ships in the United States Navy, and these ships are designed to operate in shallow coastal waters across the globe and perform many types of tasks, from humanitarian and rescue, piracy and drug trafficking defense, anti-submarine warfare, and they can even launch helicopters. This USS Wichita would be the third Navy ship to bear the city of Wichita's name."

"The USS Wichita crest, there is a red, white, blue and gold logo. The seal incorporates the Wichita flag, a buffalo skull to commemorate the Wichita Indians, there are stalks of wheat that represent Kansas main agricultural crop, and feathers which represent this area's Native American heritage. The ship's full name is the USS Wichita, Keeper of the Seas, which refers to the Keeper of the Plains Statue, which is part of Sedgwick County's logo. Now the specific item before you this morning is a funding agreement with the USS Wichita Commissioning Committee, and they are requesting funding of \$25,000 to support both the ship's commissioning, and more importantly, provide support for the crew."

"The commissioning of this vessel is tentatively set for early 2019. It can be as early as January, and this funding would provide support for that as well as support for the crew. In essence, the community adopts the crew for the life of the ship's commissioning, provides them with necessities that aren't provided for when the Navy outfits a ship for its specific missions. The Wichita City Council unanimously approved financial support at this same level yesterday, and at this time, I would recommend that you approve the funding agreement and authorize the Chairman to sign."

Chairman Dennis said, "Thank you. Commissioners, does anyone have any questions? Commission Howell."

Commissioner Howell thanked the Chairman and said, "I do have a couple of questions. I'm just curious. Is this a one-time consideration or is this going to be something we'll reconsider as things that we provide begin to wear out down the road? What's the, long-term obligation for us starting this today?"

Mr. Shelton said, "This is a stand-alone request. There isn't a continuing obligation. But I don't think there's anything to preclude them from coming before you again, but this is a stand-alone request."

Commissioner Howell said, "Okay. This is economic development money? That's where we're getting the funds from is out of our budget, its economic development money?"

Mr. Shelton said, "Yes."

Commissioner Howell said, "Okay. I'll just state up front. I think I'll support this. I've been asking people to help me determine what to do here, and I'm struggling with this one for a number of reasons. I think ultimately I'll vote for it and I'll support it if there is

a motion to do so, but I am concerned. I don't know that there's a return on the investment (ROI) to the community necessarily. Can you speak to that? Is there any type of ROI (return on investment) type of analysis that's been done on this?"

Mr. Shelton said, "We didn't do a return on investment (ROI)."

Commissioner Howell said, "I think it's kind of obvious. There probably isn't a point there, but there's not really an ROI, which is typically what we do when we consider spending money out of this fund. Then, I'm curious. I understand there's 32 of these ships being built. I believe there's 15, as of this year, there will be 15 ships I think that are going to be active. Do we know of any other counties that have funded these ships in any way? Do we have that data?"

Mr. Shelton said, "I don't have any data about other specific governments. I know that the USS Omaha was commissioned earlier. It's the same type of ship, and there was support, I think, from the local government there as well as the business community, which is typically where the funding for these come from. I've heard that Sioux City has also provided some financial support from public funds for the USS Sioux City ship. So there is some precedence."

Commissioner Howell said, "I tried to find articles on that. I couldn't find anything. But you know, again, I certainly understand the namesake of the ship potentially wanting to provide some funding, especially if that was their decision early on to do that. Of course, this is Sedgwick County government, not City of Wichita, so I understand maybe it's different potentially for them. But we want to be good partners with our friends across the street as well, but I was just wondering if there are any counties that have funded these ships, because I think these are all named after cities. So that is my question is about whether county governments have ever been involved in that."
Mr. Shelton said, "I can't speak to any that have."

Commissioner Howell said, "I'll just state also, again, I'm a military veteran. I think three of us on this bench are. I love the military. I, the personnel, certainly, we have to take care of them wherever they happen to serve in this world. If we can provide amenities to make their quality of life better, we should do that. That's my primary reason for supporting this. It's relatively a small amount, but I would just like to make the point that, you know, during our budget cycle, we made decisions to not fund senior programs because of finances, and this bothers me that we continue to find money for things like this in light of the fact that we, it seems like we're picking and choosing the things we want to fund. I'm not sure we're very consistent. So with that, I'm very concerned. Nevertheless, I think I'll support this if there is a motion to do so. Thank you, Mr. Chairman."

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

Commissioner Ranzau thanked the Chairman and said, "Just to clarify, you said economic development. Now the documentation says it's going from the [Sedgwick County] BoCC (Board of County Commissioners) reserve and going to cultural and recreational community program."

Mr. Shelton said, "We can, I think that we precedent that we could use either of those two funds. If the funding agreement is set up that way, it can clearly come out of that."

Commissioner Ranzau said, "I'm just trying to clarify."

Mr. Shelton said, "Okay."

Commissioner Ranzau said, "I mean..."

Mr. Shelton said, "Let's go with the agreement."

Mr. Mike Scholes, County Manager, greeted the Commissioners and said, "It'll come out of BoCC reserve and go into..."

Commissioner Ranzau said, "Culture and recreation..."

Mr. Scholes said, "Correct."

Commissioner Ranzau said, "...instead of economic development."

Mr. Scholes said, "Yeah."

Commissioner Ranzau said, "Okay, thank you."

Chairman Dennis said, "Thank you. Any other comments or questions from Brent? Does anyone in the audience wish to speak on this agenda item? Please approach the podium and state your name for the record, and you have three minutes."

Mr. Bill Neselroad, USS Wichita Commissioning Committee, greeted the Commissioners and said, "To address Mr. Howell, part of that money is to go to help set up scholarships for the sailors of USS Wichita, which hopefully will bring them to Wichita and Sedgwick County. So, you know, it may not pay us back immediately, but at some point in time, we could maybe see an advantage of having people come to Wichita and Sedgwick County to live and go to school and buy our groceries and whatnot.

"Also, the money is also going to, as they said, amenities, which includes, one of the biggest items that they really wanted was a barber chair, because they have to provide their own amenities, so they would like to have a couple TV's (televisions) and some Kindles and some nice amenities that we take for granted here at home. So I hope you'll take that into consideration. You know, these gentlemen are sailing around the world with our name on it. We're very proud of that, and they're protecting us. As veterans, we know what it's like to be away from home without any kind of amenities. So I hope you'll vote favorably for us. Thank you very much."

Chairman Dennis said, "Thank you, sir. Anyone else in the audience wish to speak on this item? I'd like to make a couple statements. First of all, full disclosure, I also serve on the USS Wichita Commissioning Committee and have since it was first formed, and have a pretty good understanding of what goes in to commissioning a ship in the United States Navy. The main thing that we're looking at is supporting that crew that's on there that's going in harm's way for us. The men and women that will serve on that ship do so as volunteers, and we as Americans ask them to go into harm's way to protect us.

"But what they're asking for, as Bill said, some amenities to be added to that ship so as they go into harm's way that they have some of the things that we enjoy every day back here. Even things like a barber's chair, as he mentioned, they're out for long periods of time and the military does remain well groomed. So we appreciate the fact

that they have a need for something like that. If anyone would like to donate one, that would be wonderful, so I'll make my pitch right now for that so that we don't have to take it out of some of this other funding. A number of organizations have contributed for different things. As Bill mentioned, scholarships is an important thing that we're looking at. How can we help those men and women that are serving obtain advanced degrees, if they want that, or further their education or help their families do that?

"So one of the things last week, Spirit [AeroSystems], for example, indicated that they were going to contribute some funding for the USS Wichita for scholarships in particular.

"We've been talking to WSU (Wichita State University) about that also, and seeing if we can't get some kind of special rates for the men and women that serve on this ship and their families to be able to use WSU. But some of the other things that we're looking at helping with that crew are, they will have periods of time when they're not on duty even though they're still on board that ship. So they would like to watch a movie once in a while. The Navy doesn't provide them TV's or any type of entertainment like that or games and so forth, and we're looking at purchasing some TV's that they can watch movies so that they can have a little entertainment.

"We're looking at purchasing some laptop computers for the crew for a couple reasons. One is, that is one way that they can communicate with their families back home while they're deployed. Another thing that they can use it for is to use to attend college classes to advance their education. So the things that the committee is trying to do is for that ship and for those men and women that are serving our country in remote parts of the world.

"That ship, on the fantail of it has USS Wichita written on the aft end of that ship, and I hope I'm using the right term for the Navy. But it says Wichita. That name is going around the world for the next 25 to 30 years, it will be represented. One of the things that mentioned that there are three buffalo heads on that crest. The reason that there are three on there is this is the third ship that's ever been named USS Wichita in the history of the Navy. Those other two buffalo heads on there represent those other two ships that went into harm's way carrying the name of Wichita. So I have to admit, I've been serving on this committee since it was formed, and so I do care very deeply that we support from Sedgwick County in some way the men and women that are going to be serving us, our nation, and representing the city of Wichita throughout the world. So, I don't see anyone else that would like to comment."

MOTION

Commissioner Dennis moved to approve the funding agreement.

Commissioner O'Donnell seconded the motion.

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

VOTE

<i>Commissioner O'Donnell II</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>

Chairman Dennis Aye

Chairman Dennis said, "I want to thank my fellow Commissioners, and I know three of them on this bench are military, and we have other military, our Manager and other folks in the audience, and I know that they understand what those men and women are doing for our country. Thank you. Next item, please."

Approved

CONSENT

Chairman Dennis said, "Mr. Manager."

Mr. Scholes said, "Alright. Commissioners, recommend you approve consent agenda items Delta (D) through Oscar (O)."

MOTION

Commissioner Dennis moved to approve consent agenda items Delta (D) through Oscar (O).

Commissioner O'Donnell seconded the motion.

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

VOTE

Commissioner O'Donnell II Aye
Commissioner Ranzau Aye
Commissioner Howell Aye
Commissioner Unruh Aye
Chairman Dennis Aye

Chairman Dennis said, "Next item, please."

- D** [18-786](#) One (1) Temporary Construction Easement for Sedgwick County Bridge Project 793-N-2480; Bridge on 215th St. West between 13th St. North and 21st St. North. District 3.
Approved on the Consent Agenda

- E** [18-784](#) Resolution establishing parking restrictions along the 215th Street West right-of-way from US54 to one-half mile south of US54, and providing for the enforcement thereof. District 3.
Approved on the Consent Agenda

- F** [18-872](#) Amendment to Antenna Site Agreement, Cheney by and between Sedgwick County and SBA Towers II, LLC.
Approved on the Consent Agenda

- G** [18-870](#) Amendment to Antenna Site Agreement, Goddard by and between Sedgwick County and SBA Towers II, LLC.

Approved on the Consent Agenda

- H [18-871](#) Resolution to set a Hearing for Dangerous or Unsafe Structure.
Approved on the Consent Agenda
- I [18-796](#) Set a public hearing for the proposed adoption of the International
Mechanical Code, 2018 Edition with amendments.
Approved on the Consent Agenda
- J [18-797](#) Resolution to Delete Section 4.3.030 of the Wichita-Sedgwick County
Unified Building and Trade Code Regarding Conductor Requirements.
Approved on the Consent Agenda
- K [18-787](#) A Resolution regarding the redemption of certain bonds.
Approved on the Consent Agenda
- L [18-873](#) Third Quarter 2018 Range Reallocations
Approved on the Consent Agenda
- M [18-874](#) Position changes and hiring actions for Human Resources.
Approved on the Consent Agenda
- N [18-868](#) Revise Sedgwick County Personnel Policies.
Approved on the Consent Agenda
- O [18-750](#) General Bill Check Register for October 3rd, 2018 - October 9th, 2018.
Approved on the Consent Agenda

LEGISLATIVE ISSUES

[18-886](#) DISCUSSION OF TASK FORCE LETTER TO STATE OF KANSAS.
Presented by: Commissioner Jim Howell, District 5.

RECOMMENDED ACTION: Take action as the Board deems fit.

Chairman Dennis said, "Commissioner Howell."

Commissioner Howell said, "Well Mr. Chairman, I have an off-agenda item I'd like to present at some point, so is this an appropriate time?"

Chairman Dennis said, "This is an appropriate time. Do you want to make a motion?"

MOTION

Commissioner Howell moved to take up an off-agenda item to consider the task force letter to the State of Kansas.

Commissioner Dennis seconded the motion.

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

VOTE

<i>Commissioner O'Donnell II</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Dennis</i>	<i>Aye</i>

Chairman Dennis said, "Alright, Commissioner Howell."

Commissioner Howell said, "Alright Mr. Chairman, yesterday in our staff meeting, we had a discussion regarding the task force. What this is, is basically is every ten years roughly the State of Kansas, KDOT (Kansas Department of Transportation), requests local communities to submit to them Public Works type projects, larger projects that the State of Kansas may be interested in funding. It has regional significance, so of course we have a number of ways to communicate with the State. We do that through WAMPO (Wichita Area Metropolitan Planning Organization), and I think many of the cities and counties potentially also submit requests for them to consider. So that's what this is all about.

"So there's been a number of things we've talked about as a Commission, and they're certainly on this letter, and I support them all. But there was one item in the discussion yesterday in our staff meeting that I feel like there is a little bit of a disagreement between the Commissioners, and I would like to, in just a moment, I'll make a motion that we would follow the draft version of this letter that was presented to Commissioners through an e-mail a few days ago. In this draft version of this letter, it has all the same projects we discussed yesterday, and for the listening audience, it's basically the North Junction [Interchange], the Northwest Expressway, East and West Kellogg. Those are primary, the items on this list, but what I'd like to see added to this list, according to the draft, the e-mail said that this is a request of the City of Derby.

"Although cities may have differences of opinion, the City of Wichita doesn't support the Northwest Expressway on our list, and so this is our list. This is not the city's list. This is our list, the things that we feel are significant.

"Although we appreciate the City of Derby advocating for the ARC95 (Arkansas River Crossing-95th Street South) Project to be on there, we could either agree or disagree, but regardless where we end up, this is our list. So it was discussed yesterday, you know, this was added to the list at the request of the City of Derby, but there's other things that other cities would request. For example, Wichita would request rail service. It's not on this list, and so there's inconsistency, why would the thing for Derby be on here but not the thing for Wichita. So I'd like to just stress once again, this is our list. I think that right now the Commission may not want the passenger rail to be on this list.

"That's another discussion, but as a Commissioner, we need to advocate for the ARC95 Project, and let me tell you why. I'd like to read these two short paragraphs that are in this letter. I think it explains it fairly well. It says 'Sedgwick County joins with the City of Derby in support of a project to begin construction of a parkway system across southern Sedgwick County. The ARC95 Project would construct an interchange at

K-15 and 95th Street South with a new crossing over the Arkansas River and improve 95th Street South over to US 81 (United States). That route would also provide an opportunity for interchange with the Kansas Turnpike. The K-15 interchange would improve safety and alleviate conflicts between vehicular traffic and high traffic line operated by Burlington Northern Santa Fe (BNSF) Railroad. Studies have shown that development of the parkway would serve the transportation needs of the southern Sedgwick County for a long-term at a much lower cost than an interstate level freeway system.'

"Let me just say, and Director Spears, if you have the ability to just, you've been here, you know, long enough to probably know, when was this project initially discussed? It became part of the discussion here at least 10 years ago. Can you indicate about how long ago this started?"

Mr. David Spears, Assistant County Manager of Public Works, Facilities Maintenance, Project Services and County Engineer, greeted the Commissioners and said, "That's hard to say. It was over 10 years ago, and there was a study done, you know, for another loop around Wichita, and it was determined that in that area there's been so much development that it's, the cost of the right-of-way would be, well, almost insurmountable. That's why the parkway was considered the best way to go, and we agree with that. We've had public hearings on this. We've had support. There's some people opposed to it, but Derby supports it.

"They called us this past week and asked that we add that to our list. We didn't see any harm in doing so. I think the State wants to get a whole list of projects throughout the state that they want to do, and this project is not as far along a timeline as the other four are on our list, because there's been no design on it, just ideas and preliminary drawings, but I think it's important to put it in front of everybody. Derby does support it. We just thought it was not, it would not cause really any problem to add it to our list, but it's certainly worthy of discussion."

Commissioner Howell said, "Well let me just say that although we have not heard from the mayor of the City of Haysville or the City Council Members of Haysville, I have had discussions with them in the past, and they are very strong advocates for the ARC95 project. Of course the entire parkway system would probably be a multi-stage project if it happens ever. It may not be in my lifetime. Maybe it's a long term goal, but eventually we could connect East Kellogg back to West Kellogg on a south loop essentially called a parkway. Not like a freeway system like we see on K-96 (Kansas) on the northeast part of the city. It would be more of a straight sections of roads, basically Kellogg down Greenwich to 95th Street, 95th Street West, I think, out to, Mr. Spears, do you know which street it would end up on eventually?"

Mr. Spears said, "I think we're looking at around Greenwich Road, somewhere in that area."

Commissioner Howell said, "On the west side?"

Mr. Spears said, "On the west side up around 119 (th Street)."

Commissioner Howell said, "Okay, so 119th Street and then back over to Kellogg. So this would be a multi-stage project. We're talking about something that requires many

discussions and many different projects over the years, but eventually someday down the road that may happen. Here's what's going on from my perspective, and I don't think I'm alone on this. Anybody who comes from south Wichita, Derby, Mulvane, south Wichita, the congestion I feel on K-15 and Rock Road is concerning.

"If we're going to continue to have growth in this community, we need to have a way to relieve that pressure. That's what ARC95 is designed to do. Second of all, the only place you can actually get across the railroad tracks confidently would be in downtown Wichita, and some of these track crossings are four miles apart, and there is public safety. We have EMS (Emergency Medical Services) and the fire station on Oliver near 47th Street that cannot cross the railroad tracks and must wait for trains to go on by. I personally think an overpass at 47th and K-15 would be a reasonable good solution to that, but that's not a mature project. That's just an idea that's floating out there mostly in my head right now.

"But nevertheless, ARC95 is more mature. We have had studies on that. We had a study on this just a couple years ago, and the train traffic is continuing to increase. Public safety is a concern. Congestion is a concern. All I'm saying is this has a spot on this list. Rather than eliminate that, it's not going to displace funding for these other projects. That's not going to happen, but it certainly deserves a spot on the list. So I would ask my colleagues to support me in putting ARC95, not because of, although I support the City of Derby and I agree with them on this case, this is not because they asked for it. I'm not here to support Wichita's list or Derby's list necessarily. If we happen to agree with them on a project that's on their list and on our list like the North Junction is.

"The reason this deserves a spot on this list is, I as a Commissioner, understand the importance of this, and I'm asking you, my colleagues, to support me, keeping ARC95 on this list. So with that, I don't think there's any other changes need to be made to this draft letter.

MOTION

Commissioner Howell moved to accept the draft letter and turn it into a formal letter to the State of Kansas.

Commissioner Ranzau seconded the motion.

Chairman Dennis said, "We have a motion and a second. Commissioner Ranzau."

Commissioner Ranzau said, "I'm fine with this testimony. My only issue here is that we have it listed in order but it's not numbered. I don't know if we need to add numbers, but we need to make sure it's very clear when it goes forward that we have priorities. We want to go one, two, three, four, five and not skip over two and go to four or something. When you give the testimony, and it may be self-evident, but it's not, you know, when it gets up there and all mixed up in the pie and sausage making..."

Mr. Spears said, "You want to make..."

Commissioner Ranzau said, "...and everything going on."

Mr. Spears said, "...you simply put numbers on there? One, two, three, four..."

Commissioner Ranzau said, "Well and we..."

Mr. Spears said, "...five. We can do that."

Commissioner Ranzau said, "...make it clear when we have our testimony, this is a priority, please go, boom, boom, boom, boom, boom. That's my position."

Chairman Dennis said, "Okay. Any other comments? Commissioner O'Donnell."

Commissioner O'Donnell thanked the Chairman and said, "I did talk to you briefly about this yesterday, because obviously this is a long-term project. We're looking minimum 20-years or longer. Keeping on there, like I mentioned, I think is a good thing, but I didn't know if there was a different way to put it in a footnote."

"I know that we've talked to Council Member Meitzner and he's really pushing for the passenger rail service, and I know that's, I believe the city of Wichita's second largest priority, that if we do put some of these other projects that are particularly a high priority for our different cities, would that be prudent for us to add that as well in some type of a secondary draft? I mean, I'll follow your lead on it."

Chairman Dennis said, "Good. Any other comments on this? Well, I've got a couple things. First of all, David, what year would they start on ARC95, if we'd, knowing that we haven't even done design?"

Mr. Spears said, "Are you talking about construction? That's not on the radar. I mean, I don't know. There's a lot of things that are going to have to line up. It's going to take a tremendous amount of money. You have an interchange on both ends. A turnpike is going to be involved with an interchange there. So I don't have an answer to that, but it's down the line. I mean, I would say..."

Mr. Scholes said, "Be a lot of right-of-way."

Mr. Spears said, "...probably right-of-way to buy, utilities to move. I think you're looking at at least 20-years."

Chairman Dennis said, "Okay. Well, and I understand where Commissioner Howell is coming from. He's got an election coming up, and he wants to make sure that he's representing his district, and that's all well and good. I don't have a problem with that. That's what we do is represent our districts, but at the same time, we've got to remember ARC95 is not the only other thing that was requested by people in our community. We have projects up on [Highway] 254 that have been requested in our county. We have projects on K-96 that were requested in our county. We've got a passenger rail system that was requested in our county. We can't put all of these on here."

"If we get \$100 million and our number one priority is \$100 million. If we get [\$]100 million, it is our number one priority, it's going to solve all of our transportation problems going in that area for years to come, we need to be thankful. But we do still need to have other priorities on the list, because in case any additional funding comes down, we need to be ready. These other things that are on here have already been designed and engineered with the exception of ARC95. We have the problem of what do we say we're going to support."

"The first four priorities we have on here are very, very high priorities that are already

ready to go. Which communities do we say we support? Wichita's our biggest, and we're going to say no, we don't support you but we do support Derby. We don't support the folks that need something going up K-96. We don't support the folks going up 254. There are a lot of different things that are being asked for, and we had to sit down and as a Commission and make hard decisions on what we think that we can hopefully convince this legislative visioning task force on transportation.

Approved

Commissioner Ranzau said, "Yeah, I'll just say I'm not going to support this motion. I don't want people to think I don't support these other priorities, which I do. I will reiterate I was initially reluctant to include ARC95, but after listening to everything, I just think it should be part of the overall vision for Sedgwick County of how we're going to get traffic around everything, so that's why I think it would rise to the top. So that's where I'm at."

Chairman Dennis said, "Okay. Thank you. Commissioner O'Donnell."

Commissioner O'Donnell said, "Thank you, Mr. Chair. I will not be supportive of this because I want to make an alternate motion, if this one does fails. Thank you."

Chairman Dennis said, "Thank you. Alright. Does everyone understand that we have an alternate motion on the table? You have the alternate motion?"

Ms. Heddie Page, Deputy Clerk, greeted the Commissioners and said, "Yes, sir."

Chairman Dennis said, "Very good. Alright. Madam Clerk, call the roll."

VOTE

<i>Commissioner O'Donnell II</i>	<i>No</i>
<i>Commissioner Ranzau</i>	<i>No</i>
<i>Commissioner Howell</i>	<i>No</i>
<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Chairman Dennis</i>	<i>Aye</i>

Chairman Dennis said, "Okay. Commissioner Ranzau or Commissioner Howell, rather."

AMENDED MOTION

Commissioner Howell moved to accept the draft letter, adding priority numbers to the projects listed and turn it into a formal letter to the State of Kansas.

Commissioner Ranzau seconded the motion.

Chairman Dennis said, "Okay. You're making, are you amending your original motion?"

Commissioner Howell said, "Well, my original motion did not include the topic of priority numbers, so yes, I'm amending my original motion with an alternate to add the priority numbers in a statement, what that means, so the decision makers in Topeka understand that we're prioritizing these projects one through five."

Chairman Dennis said, "Okay."

Commissioner Howell said, "The letter other than that is well written."

Chairman Dennis said, "Very good. Who made the second?"

Commissioner Ranzau said, "I did."

Chairman Dennis said, "You did?"

Commissioner Ranzau said, "So you're actually, what you're really doing is you're amending your original motion..."

Commissioner Howell said, "That's correct."

Commissioner Ranzau said, "...as opposed to another substitute motion?"

Commissioner Howell said, "If that's alright?"

Chairman Dennis said, "Right."

Commissioner Ranzau said, "Would that be better?"

Commissioner Howell said, "Okay."

Commissioner Ranzau said, "Okay. So I'm okay with that second."

Chairman Dennis said, "Okay. Very good."

Commissioner Ranzau said, "Of that amendment. But if there's another motion, then I will listen to that too."

Chairman Dennis said, "Alright, thank you. Commissioner O'Donnell."

Commissioner O'Donnell said, "So we can make a substitute motion on the amended motion, correct, Mr. Chair?"

Chairman Dennis said, "We should be able to make a substitute motion to the amended..."

Commissioner O'Donnell said, "Okay."

SUBSTITUTE MOTION

Commissioner O'Donnell moved to prioritize the projects one through four and add a statement about ARC 95. Commissioner Howell and Chairman Dennis would work together with Mr. David Spears to create a statement about ARC95 after the top four priorities in regards to the letter to the State of Kansas for transportation needs.

Commissioner Unruh seconded the motion.

Chairman Dennis said, "We have a motion and a second. Discussion? Commissioner Howell."

Commissioner Howell said, "Okay. So once again, it's not that I wouldn't support that, I just think that it's unnecessary to separate that that way. So I would much rather vote on numbering these one through five and let that fail, and then we can come back with another motion and do exactly what Commissioner O'Donnell is recommending. I would support that. But once again, these motions are out of order, so my opinion is I would have to vote no on this motion, and I would support that motion once the base motion fails.

"So I want to make sure people are interpreting this correctly. I'm not against any of these projects. I just think they all should have a place on the list, and there's no reason to separate them out. So again, it's about process in our motions here. I'm very supportive of all of these. So let that be clear. If I vote no, that's my plan at the moment, it's not because I don't support them. It's that there is no reason to separate these projects. A final comment would be, as I said earlier, this is a fluid list. We're going to find other things that are regionally significant. The northwest, sorry the North Junction wasn't even on our last list. Now it's the most important thing on our list.

"So we're going to discover things that are more important, and we're going to discuss them and insert them in our processes when we find them. That doesn't mean we can't add things to our list. This is a list that's a snapshot right now to the State of Kansas, what we know today. So there's no reason why we would separate that one out. So with that, I'll be voting no on the substitute motion. Thank you, sir."

Chairman Dennis said, "Thank you. Commissioner O'Donnell."

Commissioner O'Donnell said, "Yes. Thank you, Mr. Chair. I believe that we are singling it out still, because there are so many other projects. I believe we're showing that this is important to the county, but when we are dealing with a project that is many decades in the future, we're dealing with a project that has no design and these other four do.

"I don't think it's fair to the other priorities that we have to list it in the exact same way even though it's an important project, so I think we are still singling it out even though we know there are at least a dozen other projects that some of the smaller cities in Sedgwick County want and some of the outlying communities and in other counties want. So I believe we are giving this a lot of attention, and I think it's important that we do this in this manner. So thank you, Mr. Chair."

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

Commissioner Ranzau said, "I think we need to include [ARC]95. I would ask Commissioner O'Donnell consider amending his motion and then let them work on the language because when we send this up there we don't need any wishy washiness. Okay. We need them to know we have five priorities and if there is enough money to go to all five then see that's one of the concerns I was looking at, talking about yesterday. How much money do we think we can get and trying to figure out how much could each of these projects cost? We don't want to end up at the end of the day and have an opportunity and kind of miss out because we were wishy washy and there was money available.

"If you want to work on the statement, et cetera, I mean, otherwise it's going to look like it's kind of the stepchild of the whole list there. I don't think we want to send that

message to the group up there, personally.”

Chairman Dennis said, “Okay. Commissioner Ranzau, you do serve on WAMPO, and you recognize that this is at least 20-years in the future, and even if money came down tomorrow, we aren’t ready for it?”

Commissioner Ranzau said, “Well...”

Chairman Dennis said, “We’d have to.”

Commissioner Ranzau said, “...if we got money to come down for, then it may not be 20-years in advance, but I know how long the Northwest Bypass is going to take. If it’s not, if the Northwest Bypass isn’t paid for by one of these things, it’s going to be 20-years down the road. Some of these other things, I mean, this is a potential for large amounts of money that could accelerate the pace of all of these projects is what I’m thinking, okay. I mean, you know the pace we’re at right now as far as buying right-of-way, we’re looking at accelerating all of these, and if we don’t have them on the list specifically and have that vision, I’m afraid we’ll miss out.”

SUBSTITUTE MOTION

Commissioner Ranzau moved to approve the transportation letter with numbers one through five and allow the Chairman, Public Works and Commissioner Howell to work on the language.

Commissioner Howell seconded the motion.

Commissioner Ranzau said, “I think it needs to be prioritized, and we need to be ready to take advantage of the dollar that may come our way and have the vision for the whole Sedgwick County.”

Chairman Dennis said, “Commissioner Unruh.”

Commissioner Unruh said, “I prefer the first substitute, so I’ll be voting no on the second substitute.”

Chairman Dennis said, “I don’t know that we can make a substitute to a substitute. Can we?”

Commissioner Ranzau said, “We have no rules, Mr. Chairman. So we can do whatever we want to do.”

Commissioner Unruh said, “We can do whatever we want to do. That’s right.”

Ms. Powell said, “There are no...”

Chairman Dennis said, “Very good. Madam Clerk, call the roll, substitute to the substitute.”

VOTE

Commissioner O'Donnell II	No
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner Unruh	No
Chairman Dennis	No

Chairman Dennis said, "Alright. Madam Clerk, call the substitute motion."

Commissioner Howell said, "Mr. Chairman, could you please have it read back so that we know what we're voting on again."

Chairman Dennis said, "Sure."

Ms. Page said, "We prioritize items one through four and a statement about ARC95 and that Commissioner Howell, Chairman Dennis and Mr. Spears to come up with a statement."

Chairman Dennis said, "Madam Clerk, call the roll."

VOTE

Commissioner O'Donnell II	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner Unruh	Aye
Chairman Dennis	Aye

Chairman Dennis said, "Thank you all. Very good. I'm sorry that was so painful, but I think we came up with a workable solution. Madam Clerk, next item."

Chairman Dennis said, "Okay. Did we do legislative?"

Ms. Page said, "We did. Yes, sir, we did, but Commissioner Howell asked for an off agenda item."

Chairman Dennis said, "Okay, but do we have anything for legislative?"

Ms. Powell said, "I don't have anything specifically. There is a session, I believe, the 30th for discussion of those issues."

Chairman Dennis said, "Okay. Very good. Next item, then."

OTHER

Chairman Dennis said, "'Other.' Does any of the Commissioners have anything to discuss on 'other'? Commissioner Unruh."

Chairman Dennis said, "Thank you, Mr. Chairman. I just want to let our public know that I participated in the Workforce Innovation and Opportunity Conference yesterday, at the Hyatt Regency [Hotel]."

“There were over 300 attendees there, all who have, most of the people that were there actually work in workforce development and trying to find jobs for people who are out of jobs and try to work with businesses who are seeking employees.

“It was a two day conference, and I got to participate on one panel, but I just wanted to let the public know that there is an emphasis on workforce development and that the folks at Wichita State University (WSU) managed the program for KANSASWORKS, the State Board. I guess I would just give kudos to Paula Downs, a former Sedgwick County employee who managed the whole program. It went very well. A lot of people there, and it was a timely conference, so just an FYI (for your information) item. That’s all I had, Mr. Chair.”

Chairman Dennis said, “Very good. Thank you. Commissioner O’Donnell.”

Commissioner O’Donnell said, “Did you want to mention it? I have it here.”

Chairman Dennis said, “Go ahead.”

Commissioner O’Donnell said, “Okay. Just good news for the county. Marc Bennett was named Prosecutor of the Year from the Kansas County and District Attorneys Association (KCDA). Kudos to Sedgwick County’s own Marc Bennett, and Chief Attorney Tom Weilert received the Lifetime Achievement Award from the same association. So it’s very good for two very distinguished gentlemen in our county that do great work on a daily basis. So we’re very lucky to have them representing the citizens of Sedgwick County and working alongside all of us.”

Chairman Dennis said, “Very good. Thank you for bringing that up for us. I appreciate it very much. Congratulations to Marc Bennett. Anyone else have anything for ‘other’? Seeing nothing, I’ve got a couple of things I’d like to talk about. The first one is we saw a little video about the zoo at the beginning. The [Sedgwick County] Zoo Board has been working for about six months to come up with that vision for the next 25-years. I think it’s a fantastic vision. They’re actually looking at some private companies that have hotels to be able to put a destination hotel there, something like Great Wolf Lodge up in Kansas City with an indoor water park and so forth. That would have an African theme. That’s further down line.

“The initial stage one, phase one is the entrance way and so forth. But first, I want to just congratulate the Zoological Board for working six months diligently to come up with a brand new strategic plan, master plan, for the next 25-years in the future. As it said in the video in the beginning, it is our number one tourist attraction, and it can be even better in the future.

“The second thing that I want to bring up is, at our last meeting, we had a motion to hire an independent outside agency to take a look at leadership within the county and to give an unbiased report back to our Commissioners so that we could review it. One of the things in the motion was to hire an outside independent individual. That action has taken place. On Monday, Commissioner Ranzau and I were going to go over and meet with that outside individual. Commissioner Ranzau declined to attend. I understand at the advice of some folks that he respects, and I understand. The problem is it kind of handicaps us on what we can do at this point.

“We were going to have an executive session today, and we’re not going to be calling for an executive session to be able to take a look at the scope of that outside independent agency, and I was hoping that we could be very open to the public and to

show to our staff that we care deeply about what they think. But Commissioner Ranzau also indicated to me that he would not attend an executive session today if we held one. I anticipate since he wasn't going to and Commissioner Howell voted against it last time, that he probably would not attend an executive session. If that's the case, we have to have our quorum is four people to hold any kind of a meeting, and we wouldn't be able to hold an executive session anyway. So therefore, we're not calling for an executive session today.

"I hope that they reconsider, because we need to be open and transparent to our citizens that we're doing everything that we can to make sure that we have good governance here within Sedgwick County and that we have leadership in place. So I would ask them to reconsider developing a scope. I did meet very, very briefly with the independent individual on Monday and provided him a copy of what I thought may be a scope, but unless we have all of our Commissioners that believe that we need an outside independent agency, I don't know that we can move forward with that. So that's where we're at right now. So I just wanted to bring everybody up to speed on where we're at right now. So with that, we're adjourned."

Commissioner Ranzau said, "Wait, I have something to say."

Commissioner Unruh said, "Fire District."

Commissioner Ranzau said, "I want to respond, Commissioner."

Chairman Dennis said, "Commissioner Ranzau, you're responding outside of the meeting. I have adjourned the Sedgwick County Board [of County Commissioners], but you are always welcome to speak."

OTHER

EXECUTIVE SESSION

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:20 a.m.

Commissioner Ranzau said, "Well first of all, your actions are inappropriate to not allow me to respond within the meeting, but since you brought some statements up, let me make this very clear.

"I told the Chairman that I will not participate in this scheme to hire outside counsel or any executive session associated with it, because I believe it is a cover-up or an attempt to cover up Commissioner misconduct, misconduct that very well could be determined to be criminal in nature. That's all I have to say on the matter."

Chairman Dennis said, "Thank you."