

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
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Meeting Minutes

Wednesday, December 19, 2018

8:30 AM

SPECIAL MEETING

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 8:36 a.m. on December 19, 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. Thomas Stolz, Interim County Manager; Mr. Michael D. Pepoon, Interim County Counselor; Mr. Justin Wagoner, Assistant County Counselor; Mr. Jim Weber, Deputy Director, Public Works; Mr. Joe Thomas, Director, Purchasing Department; Ms. Kate Flavin, Public Information Officer; Ms. Heddie Page, Deputy County Clerk.

INVOCATION: Pastor Sherdeill Breathett Sr., ROCK Christian Fellowship

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, "Public agenda. I have not had anyone that's signed up yet to speak on the public agenda. If there is anyone in the audience today that would like to speak on the public agenda, now is the opportunity to do so. Seeing no one, next item, please."

CONSIDERATION OF MINUTES

A [18-1066](#) REGULAR MEETING MINUTES OF NOVEMBER 28, 2018.

All Commissioners were Present.

Chairman Dennis said, "Thank you. Commissioners, everyone's had a chance to review the minutes from the regular meeting on November 28th and the special meeting on November 30th."

MOTION

Commissioner Dennis moved to approve the meeting minutes of November 28, 2018 and November 30, 2018.

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

Approved

- B** [18-1068](#) SPECIAL MEETING MINUTES OF NOVEMBER 30, 2018.
All Commissioners were Present.
Action for this item was taken with item A.

APPOINTMENTS

- C** [18-1070](#) ACCEPT THE RESIGNATION OF WILFRED H. GOEVERT (ELECTED POSITION) FROM THE OFFICE OF TOWNSHIP TREASURER FOR SEDGWICK COUNTY GYPSUM TOWNSHIP DIST 5.
Presented by: Mike Pepoon, Interim County Counselor.

RECOMMENDED ACTION: Accept the resignation.

Mr. Mike Pepoon, Interim County Counselor, greeted to Commissioners and said, "You have before you a resignation letter addressed to Commissioner Howell from Mr. Goevert, requesting to resign from the office of Gypsum Township Treasurer, as of December 31st of this year. We'd ask you to accept his resignation."

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

Commissioner Howell thanked the Chairman and said, "Just wanted to thank Willy Goevert for his many, many years of service to the Gypsum Township. He's been a tremendous leader, and I think everybody knows him. I think Gypsum [Township] has probably the best township roads anywhere in Sedgwick County, and they've done a great job. The mill levy is down around four mills. I just wanted to show that he has done a tremendous job managing the township there. I want to thank him for his service. He also has a Christmas tree farm, the 4C [Choose and Cut] Christmas Tree Farm. So if you're out there buying Christmas trees, that's his farm. Anyway, I would just like to thank him for his service and accept his choice to resign from the Township Treasurer for the Gypsum Township."

MOTION

Commissioner Howell moved to accept the resignation of Wilfred H. Goevert from the office of Township Treasurer for Sedgwick County Gypsum Township.

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."

Approved

NEW BUSINESS

- D [18-1004](#) SET A PUBLIC HEARING FOR THE PROPOSED ADOPTION OF THE SAFETY STANDARD FOR PLATFORM LIFTS AND STAIRWAY CHAIRLIFTS (ASME A18.1), 2017 EDITION.
Presented by: Chris Labrum, Director, Metropolitan Area Building and Construction Department.

RECOMMENDED ACTION: Set the public hearing date and direct the County Clerk to publish the notice of hearing once in the official County newspaper.

Mr. Justin Waggoner, Assistant County Counselor, greeted the Commissioners and said, "What's in front of you on this item is to set a public hearing for the adoption of the safety standard for platform lifts and stairway chairlifts, also known as ASME (American Society of Mechanical Engineers) A18.1, 2017 edition. The public hearing would be set for your January 16th meeting, and the recommended action is to set the public hearing for your regular meeting scheduled for that date and also to publish a notice of that public hearing. I'd be happy to stand for any questions."

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

Commissioner Ranzau thanked the Chairman and said, "Would the intent be to approve those changes on the 16th?"

Mr. Waggoner said, "That's, I believe that's the way it would be, Commissioner Ranzau, is that there would be a resolution proposed for adoption at that same time after the public hearing and comments could be received."

Commissioner Ranzau said, "So my only comments are, I mean, that's about the third day of the new Commissioners getting there, you know, whether or not you want to do it that soon or wait a week later, and do it. It would be something to consider. But I mean, I'm sure it will be approved but I mean..."

Mr. Waggoner said, "An option could be to move it back to a certain date, I mean, you could certainly have it on January 23rd if you wanted to move it back one week. There's no reason it has to be on the 16th."

Commissioner Ranzau said, "Okay. That's the only comment I have. Thank you."

Chairman Dennis said, "Very good. But to address Commissioner Ranzau's concern we can still hold the public hearing on the 16th, and if they don't feel comfortable approving it or making changes we can always defer it."

Mr. Waggoner said, "Certainly, that's an option."

Chairman Dennis said, "Okay."

MOTION

Commissioner Dennis moved to set the public hearing for January 16th and direct the County Clerk to publish the notice of hearing in the official county newspaper.

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>

Mr. Waggoner said, "Thank you, Commissioners."

Chairman Dennis said, "Next item, please."

Approved

E [18-923](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON DECEMBER 13, 2018.

Presented by: Joe Thomas, Director, Purchasing.

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

Mr. Joe Thomas, Director of Purchasing Department, greeted the Commissioners and said, "The meeting that was conducted on December 13th, we considered two items that we are bringing for your recommendation."

1. STORM DEBRIS REMOVAL, TREE REMOVAL AND TREE TRIMMING SERVICES IN RESERVE A, DEER LAKES ESTATES ADDITION IN SEDGWICK COUNTY -- PUBLIC WORKS FUNDING -- PUBLIC WORKS

"This recommendation is to accept the proposal from Shawnee Mission Tree Services, [Inc.] dba Arbor Masters Tree Service at the rates listed for one (1) year with three (3) one (1) year options to renew.

2. 2019 RECOMMENDED INSURANCE RENEWALS -- RISK MANAGEMENT FUNDING -- RISK MANAGEMENT

"This recommendation is to accept the insurance premium renewals as listed for an estimated total cost of \$810,176.

Mr. Thomas said, "I'll be happy to try and answer any questions you may have, and I recommend its approval of these items."

Chairman Dennis said, "Thank you. Does we have questions for Mr. Thomas? I have a quick question on the tree removal. What's the total cost of that? It talks about cost per ton, but I didn't really pick up the total cost."

Mr. Jim Weber, Deputy Director, Public Works, greeted the Commissioners and said, "There's a \$250,000 allocated for debris removal. So in any given year, it's capped at the [\$]250,000."

Chairman Dennis said, "No, it's [\$]250,000. Is this public property that we're looking at?"

Mr. Weber, "It's a private reserve in a subdivision its, well you're going out to Spirit [AeroSystems]. So the creek that drains Spirit comes through 47th Street and it comes down into the back side of Oaklawn. So it's a major drainage way that happens to be in a private property. The topography down there is very difficult, so it's not really practical for the neighborhood to try to do anything with it. It wasn't practical at the time of the tornado for us to try to do anything with it, and so we're kind of catching up. "In the tornado, the situation is, if you can get the debris out to the public right-of-way, then we would haul it off, and we were reimbursed by FEMA (Federal Emergency Management Agency) and KDEM (Kansas Division of Emergency Management) for I don't know, 75 [percent] or 85 percent of the cost. This is something that wasn't practical to get to at the time.

"If they could've gotten it to the street, we would have hauled it off at the time, so it's delayed, funding is available in this debris removal thing out of the solid waste fee. So we are just trying to get it cleaned up before all that debris in there, downed trees and everything creates some kind of a problem that we don't want to manage later at a much higher cost."

Chairman Dennis said, "So can we go back to FEMA at this time now and say that this is tornado damage?"

Mr. Weber said, "No, no because they won't cover it on private property. It has to get to the public property and..."

Chairman Dennis said, "It will end up at public property when we haul it off."

Mr. Weber said, "Well the debris will, yes."

Chairman Dennis said, "Okay. It's a lot of money on a private piece of property. My only concern. Okay. Commissioner Howell."

Commissioner Howell said, "Thank you, Mr. Chairman. Just a comment on that. I think with it inside the cities, please correct me if I'm wrong, Mr. Weber, but inside cities, typically the cities will take responsibility for doing stream maintenance in their cities. If it gets done, we don't generally go inside the cities to do that, but any place

unincorporated, where we had been stream maintenance, really across the county in lots of places, in fact, I would say, the majority of places, it is private property. That's our typical thing we do, we coordinate with landowners to get access to those areas, and we remove deadwood and reslope banks and plant proper grasses, whatever, to reduce erosion.

"But a lot of this is done on private property across the entire county, which makes us different than other counties. I think Johnson County doesn't do this at all. But we have a stream maintenance crew that's been doing this for a very long time. This is the same type of work they've been doing. We just were able, we discovered through the discussion that the ice storm damage, those trees have been down, I don't remember when the ice storm was, it was a very long time ago, about 20 years ago now, but that was qualified for solid waste fee funding. So we increased the solid waste fee specifically for this purpose. This was a decision we made about a year and a half ago. So with that, I think we, I think it's, in fact, I think this is less than the estimate we had at the time."

MOTION

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

Commissioner Ranzau seconded the motion.

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

VOTE

<i>Commissioner O'Donnell II</i>	<i>No</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, "Next item, please."

Approved

F [18-1085](#)

RECONSIDERATION OF ITEM 3 OF THE MINUTES OF THE
DECEMBER 6, 2018 MEETING OF THE BOARD OF BIDS AND
CONTRACTS: STORAGE MEDIA AND STORAGE DEVICES -
VARIOUS DEPARTMENTS.

Presented by Joe Thomas, Director, Purchasing.

This item was deferred at the December 12, 2018 Commission Meeting.

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

Chairman Dennis said, "Mr. Stolz."

Mr. Thomas Stolz, Interim County Manager, greeted the Commissioners and said, "We

request that you defer item F from today and reschedule it for the January 9th meeting to give staff a little bit more research and analysis time."

MOTION

Commissioner Dennis moved to defer item three from the Board of Bids and Contracts meeting of December 6, 2018 to January 9th.

Commissioner Howell 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>

Mr. Thomas said, "Thank you, Commissioners."

Chairman Dennis said, "Thank you. Next item, please."

Deferred

CONSENT

Mr. Stolz said, "Good morning again, Commissioners. Recommend you approve consent agenda items G through Y."

MOTION

Commissioner Dennis moved to approve consent agenda items G through Y.

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>

Chairman Dennis said, "Next item, please."

Approved on the Consent Agenda

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|----------|--------------------------------|--|
| G | <u>18-1049</u> | One (1) Easement for Right-of-Way and One (1) Temporary Construction Easement for Sedgwick County Bridge 642-27-519; Project on 215th Street West between 13th & 21st Streets North. CIP# B-488. District 3. |
| H | <u>18-1080</u> | Lease Amendment between USD 259 and Sedgwick County Health Department WIC (Women, Infant, and Children) program for leased property at Colvin Elementary School. |
| I | <u>18-1005</u> | Five 2019 Aging mill levy contracts for physical disability program services. |
| J | <u>18-1006</u> | Ten 2019 Aging mill levy contracts for In-Home and Community Services. |
| K | <u>18-1007</u> | Sixteen 2019 Aging mill levy agreements for Senior Centers. |
| L | <u>18-1023</u> | Intergovernmental Services Agreement between Sedgwick County and the City of Wichita for Operation of the Wichita-Sedgwick County Flood Control System. |
| M | <u>18-1056</u> | Renew affiliation agreement between Hutchinson Community College and Sedgwick County Emergency Medical Services. |
| N | <u>18-1055</u> | Renew affiliation agreement between Cowley College and Sedgwick County Emergency Medical Services. |
| O | <u>18-1057</u> | Renew affiliation agreement between Butler County Community College and Sedgwick County Emergency Medical Services. |
| P | <u>18-1001</u> | Resolution authorizing the Chief Financial Officer (CFO) to transfer funds from the Highway Fund to the Special Highway Improvement and/or the Special Road, Bridge, and Equipment Fund. |
| Q | <u>18-1059</u> | Retail Dealer's Cereal Malt Beverage License Application for Kwik Shop #706 located at 3601 E 47TH ST S, Wichita, KS 67210. |
| R | <u>18-1060</u> | Retail Dealer's Cereal Malt Beverage License Application for Viola Groceries located at 26320 W K42 HWY, Viola, KS 67149. |
| S | <u>18-1061</u> | Retail Dealer's Cereal Malt Beverage License Application for Tee Time Golf & Café, LLC located at 14100 W 95th St S, Clearwater, KS 67026. |
| T | <u>18-1062</u> | Retail Dealer's Cereal Malt Beverage License Application for Bomber Burger located at 4860 S Clifton Wichita, KS 67216 |
| U | <u>18-1064</u> | Fourth Quarter 2018 Range Reallocations |
| V | <u>18-1079</u> | Hire Substance Use Disorder Community Collaborator, Sheriff's Office, |
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above Grade Minimum.

W [18-1069](#)

Plat.

Approved by Public Works. The County Treasurer has certified that taxes in 2018 and all prior years have been paid for the following plat:

BRIDGEPORT BAPTIST CHURCH ADDITION

X [18-1014](#)

General Bill Check Register for December 5, 2018 - December 11, 2018.

Y [18-1016](#)

Payroll Check Register for the December 8, 2018 payroll certification.

LEGISLATIVE ISSUES

Chairman Dennis said, "Do we have anything for legislative issues this morning?"

Mr. Pepoon said, "No, sir."

Chairman Dennis said, "Okay. Next item, please."

OTHER

Chairman Dennis said, "Do any Commissioners, Commissioner Ranzau."

Commissioner Ranzau said, "I just want to wish everybody a very Merry Christmas and Happy New Year and encourage everybody to be safe during this time when we celebrate the birth of Christ and celebrate the New Year. A lot of people will be on the road, moving back and forth, and we want everyone to get home safe and sound, so everybody be safe and enjoy the holidays."

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

Commissioner Unruh thanked the Chairman and said, "Well, along with holiday greetings and hope everyone has a Merry Christmas, I'd like to just also recognize the Bel Aire City Council. Last night I had the opportunity to attend their council meeting, and I was privileged to receive the Mayor's Star Award from Mayor David Austin. So I just want to recognize what I think is a very active and strong City Council in Bel Aire, [Kansas] and thank them for that award."

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

Commissioner Howell said, "Well thank you, Mr. Chairman. I just wanted to also say Merry Christmas to everyone, and I hope everyone has a safe time with their family, and has a tremendous Christmas holiday."

"I wanted to take a point of personal privilege this morning to just say I am a proud grandfather once again as of yesterday afternoon. Real quickly, I'll just show you the picture. There it is. That's Walter. Yesterday at 1:48 p.m., I became a grandpa times two, so pretty happy about that. Anyway, Mom and Dad are, the parents are doing fantastic, and Walter is very healthy and has good lungs. He can cry a little bit. So anyway, very proud of that. I am blessed. Just want to say thank you to you all and

Merry Christmas. Thank you."

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

Commissioner O'Donnell thanked the Chairman and said, "Yeah. I'm not going to be the only one not saying it, so Merry Christmas. Thank you to all of our staff, the emergency workers, public safety, so many people in the county are doing so many things while the rest of us can enjoy Christmas with our families, so just thank you to all of our incredible staff."

Chairman Dennis said, "Thank you. I just have a couple items real quickly this morning. First thing is that at the last meeting, I discussed the fact that I had gone over and listened to the meeting in Reno County on wind issues. As a result of that, we had a quick meeting with all of the heads of almost every department in Sedgwick County, because it cuts across every department one way or the other, this issue. What we decided at that meeting was to come back with a staff meeting on January the 22nd, it's a regularly scheduled staff meeting. January 22nd, correct? On January 22nd, and at that time we'll discuss all of the issues and make sure that all of the Commissioners, including the two new Commissioners are brought up to speed on what's going on with the wind issues, no decisions whatsoever were made. But we have a lot more information now that we've gathered all the way across the board from the Appraiser to the [Sedgwick County] Health Department, Public Works, you name it, it touches just about every department in Sedgwick County. So wanted everyone to know that we are still looking at that issue."

"The next thing, is that January 9th is our next meeting that we will be holding here, and at that time we are going to say goodbye to Commissioner Ranzau and Commissioner Unruh, and wish them well. So I want to ask, invite everyone to come to the January 9th meeting, because as soon as the meeting is over, we'll hold a quick reception and thank them very much for their service. One of them eight years on our Commission, one of them sixteen years on our Commission."

"Finally, just as the each of the other four Commissioners have mentioned, we want to wish the entire Sedgwick County, all of our staff, everyone involved, a very Merry Christmas and a Happy New Year. Be safe during the holidays, because we need our staff back here to start the New Year. We'll start with a new Commission."

"We appreciate all the work that everyone has done for Sedgwick County over the past year, and for the 500,000 residents in Sedgwick County, we want to thank them and wish them a very joyous Christmas and Happy New Year. Thank you. With that, I don't have anything else. We have no executive session today scheduled."

Mr. Stolz said, "Fire agenda."

EXECUTIVE SESSION

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 8:52 a.m.