

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

December 8, 2004

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:00 A.M., on Wednesday, December 8, 2004 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters; with the following present: Chair Pro Tem David M. Unruh; Commissioner Tim R. Norton; Commissioner Carolyn McGinn; Commissioner Ben Sciortino; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. Mark Masterson, Director, Department of Corrections; Mr. John Schlegel, Director Metropolitan Area Planning Department; Mr. Michael D. Pepoon, Director, Government Relations; Ms. Deborah Donaldson, Director, Division of Human Services; Mr. Tim Kauffman, Director of Operations, COMCARE; Mr. Jerry Phipps, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Bethany Carpenetti, Deputy County Clerk.

INVOCATION

The Invocation was led by Pastor Douglas Luginbill of Hope Mennonite Church, Wichita.

FLAG SALUTE

ROLL CALL

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

Chairman Winters said, "Commissioners before we move forward, I would like to acknowledge this morning that Lucy Burtnett is in the audience and as we prepare for Commissioner McGinn to move on to Topeka in January, Lucy will be filling that fourth district spot, and so this is not a formal welcome Lucy, but we certainly appreciate your attendance at the meeting and congratulations. Lucy was selected by the precinct committee men and women in Commission District four and we look forward to working with you next year and there will be a much more formal recognition in January, swearing in and at the first meeting that Lucy attends, but we certainly wanted to acknowledge your presence here and you're certainly welcome at any and all of our meetings and if there's anything any of us can do to assist you in the transition please let us know."

Commissioner Sciortino said, "And after swearing in they start the swearing at."

Chairman Winters said, "Don't tell her that part. All right, Madam clerk call the next item."

Regular Meeting, December 8, 2004

DONATION

DIVISION OF HUMAN SERVICES – DEPARTMENT OF CORRECTIONS

A. DONATION BY DELORES E. CRAIG-MORELAND OF ONE PASO FINO GELDING HORSE, ONE SADDLE AND ONE BRIDLE, VALUED AT \$6,000, TO BE USED IN THE JUDGE RIDDEL BOYS RANCH EQUESTRIAN PROGRAM.

POWERPOINT PRESENTATION

Mr. Mark Masterson, Director, Department of Corrections, greeted the Commissioners and said, “As you know, Judge Riddell Boy’s Ranch is a residential program at Lake Afton that works with youth who have broken the law and have been placed outside their home to make changes. The staff work with about 185 boys a year and their parents. The boys live at the facility for an average of 140 days, 80% successfully complete the program, 20% don’t and go on to be more deeper in the system to usually the juvenile correctional facilities. The youth we work with present a wide range of skills and a wide range of problems. The staff provide a range of services and activities to try to reach each youth on an individual level. One activity that is extremely helpful is our equestrian program, the boys learn to care for, get to know, and ride horses. The horse program’s been in existence at the ranch for many years. Over the past few years, Delores Craig-Moreland has taken an active role by providing her expertise, resources and time to help keep the program strong. Today I’m here to ask you to accept the donation of a three-year-old Paso Fino Gelding Horse, one Australian saddle, and one bridle to the program. The horse is named Perpetual Motion, called Peppy and here’s a picture of Dr. Craig delivering the horse to the Boy’s Ranch. There’s a close up of the beautiful, beautiful animal that will provide years and years of service to the youth of Sedgwick County at the Ranch and here’s a picture of Dr. Craig presenting the Australian saddle to me. This donation fills out our stable of horses and I ask that you accept the donation.”

Chairman Winters said, “All right, thank you. Commissioner Sciortino.”

Commissioner Sciortino said, “When was this done?”

Mr. Masterson said, “When was it done?”

Commissioner Sciortino said, “Yeah, when was the donation made, cause you have a full beard on you and that one is clean shaven?”

Mr. Masterson said, “They delivered the horse to see if that horse would get along a couple of weeks ago, before Thanksgiving.”

Regular Meeting, December 8, 2004

Commissioner Sciortino said, “You were clean shaven two weeks ago?”

Mr. Masterson said, “Yeah.”

Commissioner Sciortino said, “Oh, Okay.”

Mr. Masterson said, “Yes I was.”

Chairman Winters said, “Mark, I may have missed this but how many horses are out there in the horse part of the program is important, I mean it works well the kids working with the horses, etcetera, can you talk a little about that?”

Mr. Masterson said, “Sure, we have eleven horses, ten full size horses and one pony that’s been with the program for 25 years anyway that smaller kids and the kids really enjoy, the program provides a lot of chores and responsibilities that kids can develop progressive responsibility in caring for the horses of course need care every day whether it’s raining, freezing, the boys learn how to care for the horses first, show responsibility, and then learn to ride the horses as well.”

Chairman Winters said, “All right, it’s great, terrific, we thank Dr. Craig a lot, so Commissioners what’s the will of the board?”

MOTION

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

Commissioner McGinn seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Regular Meeting, December 8, 2004

Chairman Winters said, "Thank you very much Mark. Next item."

PLANNING DEPARTMENT

B. METROPOLITAN AREA PLANNING DEPARTMENT (MAPD).

1. PRESENTATION OF THE UNIFIED PLANNING WORK PROGRAM FOR FISCAL YEAR 2005, AND AUTHORIZING RESOLUTION.

POWERPOINT PRESENTATION

Mr. John Schlegel, Director Metropolitan Area Planning Department, greeted the Commissioners and said, "What I'd like to do is present to you our unified planning work program, this is a document that the Metropolitan Area Planning Organization is required to submit to the U.S. Department of Transportation in order to assure that the Federal Transportation planning dollars that they make available to us are used in an effective way.

If I may, what I'd like to do is just highlight to you some of the major activities for which we plan to use the funds that they make available to us for transportation planning. On the list, we have to, as a result of the 2000 U.S. census we have to expand the NPO's boundaries in to Butler County and Sumner County and this requires adding some seats to the NPO Board so we have a major project in recrafting the bylaws and the interlocal agreements that the NPO is based on. We have also in the past neglected having a formal policy for citizen involvement in transportation planning, it's not that we've neglected this as a function it's just that we've never had a formal policy and the Federal agencies would like us to have the NPO adopt what's called a public involvement policy, so we're in the process of developing that and we use some of these funds with that purpose. We are also required in order to assure that Federal Transportation dollars continue to come into this metropolitan area we are required to have a congestion management system, again this is a policy framework that we have not had in the past but we are required to have and something we will get done in the up coming year.

That second bullet on this page is something that I know several of you are keenly interested in, it's a south area transportation study, it's to take a look at alternative corridors through the southern portion of the metropolitan area for a potential bypass, we have intended to get that started, we were funded to do that this year and had intended to get it started this year, but because of staff shortages and the time it took to get additional staff hired we have not been able to get that started, but we anticipate we that we'll have an RFP out on the street early in January to get that started. We have also in the past only used informal project selection criteria in developing the TIP and what the federal agencies are saying is that we need to develop more formal policy in that respect, it's never been a critical issue in the past because there's always been plenty of money but now with the expansion of the NPO boundaries were doing a better job of including the small cities and the NPO

Regular Meeting, December 8, 2004

activities there's more competition for funding and were having to get something more formal adopted by the NPO board.

These last two bullets are major projects that will take up a lot of time in 2005, we are required every five years to redo the long range transportation plan for this metropolitan area and that is an activity, a very intense activity, that we'll be undertaking very shortly, using the consultant to help us with that in order to get that done in 2005. Next year's TIP will depend on us getting that long-range transportation plan done. And the finally on intelligent transportation systems we have funding available through the UPWP for the regional architecture study that's going to be over our change structure for the intelligent transportation system and we have a consultant on board and we are getting started this month on that project.

That's a very quick overview of the highlights of how we use these transportation planning funds, funding does come through a cooperative effort of Federal government, KDOT, and the NPO and this spreadsheet summarizes the various funding sources for these transportation planning activities, first column with the yellow heading on it are the funds that we get from the FHWA and FTA which go directly to the NPO for our transportation planning functions, the column's that are under the blue heading there are columns are funds which we pass through to Wichita transit for transit planning operations and then finally the two columns which are headed by the orange color are the funds that we are getting for the south area transportation study that's a special NCPD grant for that purpose. And with that our recommendation is that you adopt the joint resolution authorizing our department to execute the NPO's fiscal year 2005 unified planning, and I'll be glad to take any questions."

Chairman Winters said, "All right thank you. Commissioners are there questions or comments? Commissioner Unruh, I'm sorry Commissioner Unruh, Commissioner McGinn's light was on."

Commissioner McGinn said, "Thank you Mr. Chairman. You know I'm just glad to see that we're continuing to move on with this, I think this is going to be a good process to help fine tune some of the traffic situations and I'm one last time going to share that I hope this helps I-35 and 13th street when you get off and you need to turn left at five till eleven on Sunday morning and you're sitting there for five minutes and there's nobody at any of the other intersections and so I'm hoping that intellectual part of that system will help some of the timing of our lights, sometimes you wonder."

Mr. Schlegel said, "That particular project is a traffic signal upgrade for the metropolitan traffic signal system and that's underway, that's being headed up by the City of Wichita's Public Works Department and they've got that study underway, so hopefully there's relief for that problem."

Commissioner McGinn said, "Well, I'm glad were moving forward and I think the County was one of the ones that kind of jumped on this early and I think this will help our whole greater community."

Regular Meeting, December 8, 2004

Chairman Winters said, "Thank You. Commissioner Unruh."

Commissioner Unruh said, "Thank you. John, since our boundaries have extended into two other counties does this whole process require their approval and blessing on this process also?"

Mr. Schlegel said, "At this point it requires the approval of the City of Wichita and Sedgwick County Board of Commissioners because you are two of the parties to the current agreement and then of course the current NPO board but we have in motion now to make those changes to expand those boundaries and to include representation from those two counties on the NPO board."

Commissioner Unruh said, "Okay, thank you."

Chairman Winters said, "John, I know this doesn't fall exactly along this line but as I visited with you earlier this week the K-96 corridor study consultant has completed their work and given us their report and the work of the committee that worked, which included folks from Sedgwick County, Reno County, Maize, Mount Hope, Haven and South Hutchinson and remind me again the comprehensive plan as we begin to look at the comprehensive plan, that's going to be a process that were going to review in the spring of next year is that correct?"

Mr. Schlegel said, "Yeah, we're getting geared up for public presentations on revised or updated comprehensive plan we've already had a number of meetings particularly with the small cities and with the City of Wichita on some revisions that we talked to them about but that effort will become more intensive as we go into the new year and hopefully we'll have those changes ready for your adoption sometime in the spring. Now that's an important component to I mentioned earlier about the long-range transportation plan because the projections that we do for that comprehensive plan update are an important input into what we project the future regional transportation system needs will be. I don't know if I answered your question."

Chairman Winters said, "No, I think you did but because, and one of the things I want to encourage us is as we talk with those communities along the K-96 corridor, Maize, Colwich, Mount Hope for sure, I would like to make sure that we're addressing some of those things that are talked about in that K-96 corridor study, which one of them is, is that the group said that it would be much better to develop that corridor with an nodule system or the development occurring around those cities that are capable of providing sewer and water and public services, so as we begin that process we need to make sure that we have feedback from those smaller communities is that what they're really thinking and so we can then hopefully plug that into the plan as we start addressing that and then I know that Commissioner Unruh is involved with this 254 corridor study over to Butler County which I think we need to be talking about it as we review the comprehensive plan."

Regular Meeting, December 8, 2004

Mr. Schlegel said, “And that K-96 study will become an important input then into the comprehensive plan update.”

Chairman Winters said, “All right. I would like to recognize Jamsheed Mehta is here in the room today, Jamsheed is transportation planner and does an excellent job on all of these transportation issues so Jamsheed we appreciate your attendance today also. Commissioners are there other questions or comments, if not what’s the will of the board?”

MOTION

Commissioner Unruh moved to adopt a Joint Resolution authorizing the MAPD to execute the Metropolitan Planning Organization’s fiscal year 2005 Unified Planning Work Program.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Chairman Winters said, “Next item.”

- 2. CASE NUMBER VAC2004-00039 – REQUEST TO VACATE STREET RIGHT-OF-WAY AND PLATTED SETBACKS, GENERALLY LOCATED NORTHWEST OF THE STATE HIGHWAY K-42 AND 55TH STREET SOUTH INTERSECTION. DISTRICT #3.**

POWERPOINT PRESENTATON

Mr. Schlegel said, “For this case, the applicants are asking that you allow them to vacate a portion of unimproved Winchester Drive and platted 50-foot sideyard setbacks that run parallel to the right-of-way for this portion on Winchester Drive. As you can see on this aerial photo, the subdivision within which this request is contained was platted back in 1969 and this stub of

Regular Meeting, December 8, 2004

Winchester Drive was included in the plat for that subdivision anticipating that, at that time, vacant parcels to the east might need the extension of Winchester Drive. It's those tracts to the east that were developed during the '80s and '90s, and those are unplatted lots you can see, that the need for this stub extension from this particular plat to the east became unnecessary. So the two property owners adjacent to it are requesting that you vacate that right-of-way. It would revert back to their properties and that the platted 50-foot setbacks on either side of that street would also be vacated so that they can have the normal rural residential setbacks that would otherwise be required if the setbacks weren't platted. So its pretty simple, straight forward vacation of a street stub that's no longer needed and the previously platted sideyard setbacks."

Chairman Winters said, "Okay, John. Is that all that you have?"

Mr. Schlegel said, "Yes."

Chairman Winters said, "All right. Commissioners, are there any questions for clarification that we need to ask for John's additional assistance. This seems to be a pretty clear cut case of...All right."

Commissioner Unruh said, "Would you like a motion?"

Chairman Winters said, "We need a motion."

MOTION

Commissioner Unruh moved to follow the recommendation of the Metropolitan Area Planning Commission (MAPC) and approve the Vacation Order, and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye

Regular Meeting, December 8, 2004

Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Chairman Winters said, "Next item."

- 3. CASE NUMBER VAC2004-00050 – REQUEST TO VACATE A PORTION OF A PLATTED FLOODWAY RESERVE, GENERALLY LOCATED SOUTHWEST OF THE 71ST STREET SOUTH AND 103RD STREET WEST INTERSECTION. DISTRICT #2.**

POWERPOINT PRESENTATION

Mr. Schlegel said, "This case is another fairly simple and straight forward vacation request. The applicant in this case is asking that a portion of the plat, which had been reserved for floodway, be vacated so that they can put a structure within that area. They have worked out with the Public Works Department that this portion of the platted floodway is not needed for that purpose and that a structure could be built in this area. And you can see their home, located adjacent to the vacated area, on the aerial photo in front of you. And what they want to do is put a garage within that area and, in working with the Public Works Department, determined it's really not needed for that purpose. There are no sewer, water lines in this floodway reserve and recommendation of the MAPC is that you allow this portion of the floodway reserve to be vacated."

Chairman Winters said, "All right, pretty straight forward. Commissioner Norton, I believe this is in your district. David Spears, I assume that John's correct in saying that you all have looked at it and assume that this is all right."

Mr. David Spears, Director Public Works, greeted the Commissioners and said, "Yes sir, we don't have a problem with it."

Chairman Winters said, "All right."

Commissioner Norton said, "I haven't heard any comments on it."

MOTION

Commissioner Norton moved to follow the recommendation of the MAPC and approve the Vacation Order, and authorize the Chairman to sign.

Regular Meeting, December 8, 2004

Commissioner Sciortino seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Chairman Winters said, “Thank you, John. John, we do not have a very long meeting this morning, would it be possible that you could stay until the end of the meeting? Thank you. Next item.”

NEW BUSINESS

C. PRESENTATION OF THE SEDGWICK COUNTY 2005 LEGISLATIVE PLATFORM.

POWERPOINT PRESENTATION

Mr. Michael D. Pepon, Director, Government Relations, greeted the Commissioners and said, “Each year, the Board of County Commissioners adopts a legislative platform for the upcoming legislative session. Our platform lists some of the County priorities we want the legislators to be aware of. Also lists some of our core principles and positions that we have each year dealing with other legislative issues and matters and just setting out some of the basic philosophies that the county has. I believe that the platform serves a number of very useful purposes, including being an asset for legislators in knowing how the County believes for what they believe on certain issues and being able to act accordingly. Our platform is broken down, as I said, into priority issues and then our core principles. I’ll talk a little about our priority issues or my recommended priority issues for 2005 legislative session.

The first one, and I don’t think this will come as a surprise to anybody, since it’s been such a topic since the November election, but that’s the downtown arena issue. On November 2nd of this year voters came out in record numbers and voted in favor of allowing a 1% sales tax for a fixed temporary time of 30 months to pay for a new downtown arena. We need to now go to the legislature and have them ratify the decision of the voters last November and that is our first

Regular Meeting, December 8, 2004

priority issue. And another interesting thing about this issue is that we're not the only entity that has this as a priority issue. We have a number of partners on this issue. This is a priority issue for the City of Wichita. It's a priority issue for the Greater Wichita Chamber of Commerce. It's an issue for the Regional Economic Area Partnership, REAP, WIBA, Wichita Independent Business Association, WABA, Wichita Area Builders, Wichita area Realtor's Association as well. So, this is a priority issue for not only Sedgwick County but for our region, and recommending that that be a priority issue.

Second issue that I've listed deals with eliminating out district tuition. Since about 1965, counties that do not have community colleges have been required to pay on a per credit hour basis for students attending community colleges in other counties. It started out for many years \$24 per credit hour until about 1999. Then legislation was adopted which would have phased this out district tuition out in a period of four years at a rate of \$6 per year. First two years of the phase out occurred and it got down to \$12 per credit hour but then because of fiscal limitations at the state, budget problems that the state was having it's been frozen for the last three years at \$12 per credit hour, so we will be asking that the Kansas Legislature eliminate out district tuition the last \$12 per hour which means about \$2,000,000 per year that Sedgwick County's been paying, paying out on this and were not just asking for this money but were also in our platform saying that we'll be willing to earmark this money for technical education and workforce development which we think is very important for this region especially during these times.

Third issue that I listed as a priority deals with jail overcrowding, seems like every year either administratively through the state or through legislation and whether it's intended or unintended, there's legislation that impacts the county jail and our jail population. Sometimes this occurs like in the last legislative session where there was a felony offense that was reduced in effect to a misdemeanor, which puts more people in our jail. Sometimes it comes about when misdemeanor offenses such as DUIs are strengthened and given stronger penalties and mandatory jail time and that impacts our jail, So we created, last spring, Criminal Justice Coordinating Council to look at jail crowding conditions. It's becoming a serious problem and we're now studying and looking at possibly the second addition to the new jail which would obviously have a tremendous impact on the citizens of our county. And this particular issue also dovetails very nicely, in some of our platform issues dealing with Mark Masterson's issues and Community Corrections and Juvenile Corrections, and the programs that he has that are intended to keep people out of our jail.

So those are the three priority issues I have listed in the proposed platform. Other issues that haven't come up in our platform before that I just point out we'll be asking, this is another issue that Mark Masterson has, asking the State to enter into a joint partnership with City of Wichita and the County for a pilot program dealing with the reentry of offenders from prisons into our community. We will be asking the state to repeal or update some antiquated statutes dealing

Regular Meeting, December 8, 2004

with infectious diseases and quarantines for the Health Department. We have a position statement preserving our county statewide homeownership program. We have a statement supporting the City's Fair Fares initiative and we have a position opposing restrictions by the state on eminent domain, especially for economic development purposes, which is legislation which came up in the last session. Then we have some of the usual position statements, giving very strong support for County home rule, and of course legislation or position statements asking the State to continue funding the many county programs that help the elderly, mentally disabled, developmentally disabled and people that can't afford proper health care. I'll be ready to answer any questions and that's the proposed legislative platform for 2005."

Chairman Winters said, "All right, thank you very much. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. Mike, on number 26 in the backup material, I don't have the old copy, but it appears this has changed or maybe I don't remember. I thought that we had supported that the orderly annexations could also occur, but cities needed to be encouraged to take the roads with them."

Mr. Pepoon said, "That was a position in our platform last year. I softened it up a bit and that's simply because we wanted cities, and of course you, those were very strong battles in the last legislative session, but I think we have to recognize too that cities, there's a great need for cities to have a right to expand and grow, but I thought our main focus in what we talked about was making sure that their expansion didn't interfere with maintenance of roads, not allowing cities to annex up to one side of the road and then annex on the other side, leaving the county road to either township or county to maintain."

Commissioner McGinn said, "Well, I thought the wording was better last time, because I thought it was very clear about that. This wasn't the issue last year in the legislature. The issue last year was allowing some panel to decide whether cities ought to be able to grow and I don't think that that's appropriate because then I think you could get into situations where cities could never grow. I think by having the fact that cities should take the road solves problems with the Election office because that's why we have precincts now number 29A,B, C and D it's because they're islands now because people aren't taking the road."

Also, I think that if people would take the road it would encourage orderly growth because people would have to put a pencil to the responsibility of that road. And then the third thing has to do with this emergency situation, when they don't take the road then we have the Sheriff involved. If there's two cities that butt up to each side of that road, now we have two other police officers from different cities along there. So, I'm in favor of keeping the wording we had in there last time, because I really feel all it talked about was encouraging cities to take the road

Regular Meeting, December 8, 2004

as they grow and it did not discourage cities from growing at the pace that they need to grow. Thank you, Mr. Chairman.”

Chairman Winters said, “Thank you, Commissioner. Commissioner Unruh.”

Commissioner Unruh said, “I don’t have a comment on annexation. Is there any more?”

Chairman Winters said, “Just go ahead.”

Commissioner Unruh said, “Just go ahead, all right. Well, I just wanted to say that my impression is of our three main planks and our priorities, three main planks and our platform, it looks like I mean these are very important to our community and I guess I’m hopeful that all of them can be successfully moved forward. It seems like the downtown arena, a huge economic development issue for our area, eliminating out district tuition has the same sort of effect and jail overcrowding is an issue that everybody in the state has got a problem with. So, it seems like our legislators somehow would be sympathetic to these positions, so that’s just a general statement. I mean, to me it seems like this is just a slam dunk position to take, that we ought to be successful, but I know that things get complicated when you move north towards Topeka.

A specific question I have though, Mike, is if we’re successful in changing the way the out district tuition is handled and if we can eliminate it altogether, how quickly can those monies be available to us? I mean, what’s the timeframe?”

Mr. Pepoon said, “Currently, what legislation provides is that out district tuition will go from the \$12 rate to the \$6 rate effective at the beginning of the State fiscal year 2006, which would begin July 1 of 2005. So, if nothing is done, then it should go down to \$6 effective July 1 and we would like to eliminate entirely by that date that’s possible, but that’s the way the legislation is right now. So July 1 of next year is the earliest we would start realizing money. We have to be very careful, if the legislation comes up trying to freeze it again, that we also oppose and be very adamant in opposing that legislation.”

Commissioner Unruh said, “So does affirmative action have to occur to leave the status quo? I mean, are there three choices: leave the status quo, put it back on track and eliminate half of it or eliminate all of the out district tuition? I mean, does action have to be taken to do any one of those or can the legislature just remain silent and we go ahead with no further reduction in out district tuition?”

Regular Meeting, December 8, 2004

Mr. Pepoon said, "If current law continues into effect, it will go down to \$6 effective July 1. But if the history of the past three years is any indication and if we don't continuously put this issue in the forefront, I guarantee you that they'll be another bill, the community colleges sponsor to freeze that at \$12 for another year. I mean, that's almost a certain, and so there will be action. If we do nothing it's supposed to go down to \$6 but we will have to at least vigorously defend freezing that another year. If we want it to go down to zero effective July 1, then there's going to have to be some kind of initiative that we partake in, because the current law would only lower it by another \$6 increment."

Commissioner Unruh said, "Okay and then the money would be available for, we'd have the relief, that monetary relief beginning January 1st of '05."

Mr. Pepoon said, "Right."

Commissioner Unruh said, "Okay, thank you."

Commissioner Sciortino said, "January 1st of '05?"

Mr. Pepoon said, "July 1st of '05."

Commissioner Unruh said, "That's what I meant. I'm sorry, didn't say what I meant. Thank you. That's all I had."

Chairman Winters said, "All right, are there questions or comments about other parts of the platform? It appears that Commissioner McGinn still does have some questions about the annexation in number 26. Commissioner McGinn, would you like for us to vote on this platform policy, on all items except item number 26, annexation and we bring that back next week for further discussion after review?"

Commissioner McGinn said, "I would support that, yes."

Chairman Winters said, "All right, are there other questions about any of the other parts of the platform? I would be ready for a motion to approve the platform, with the exception of paragraph 26, annexation."

MOTION

Regular Meeting, December 8, 2004

Chairman Winters moved to approve the 2005 Legislative Platform with the exception of number 26.

Commissioner McGinn seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Chairman Winters said, "Thank you very much, Mike. Next item."

DIVISION OF HUMAN SERVICES

D. RESOLUTION ADOPTING POLICY AND PROCEDURES FOR COUNTY DEPARTMENTS, DIVISIONS OR PROGRAMS WHEN SUBMITTING COMPETITIVE BID PROPOSALS.

Ms. Deborah Donaldson, Director, Division of Human Services, greeted the Commissioners and said, "What I'm presenting today would be a new county-wide policy dealing with a competitive bid. When that is submitted by a department this isn't something that happens routinely but it does at least several times a year. The policy allows that when a department will be submitting a competitive bid they will get the approval of the County Manager and the County Commissioners will be informed of that process and the nature of the proposal.

If that proposal is successful, then it will be brought back to the County Commission for approval, and like I said this is reasonably unusual. An example would be the liquor tax, the City liquor tax contract, the City of Wichita that COMCARE handles and they have to put in a proposal every year and it's a great example of functional consolidation, but it does require a proposal. And so it's very helpful, when the content and cost of that particular proposal does not have to be presented to the Commission prior to the process being completed, and also inadvertently releasing some of the information which would hurt the competitive nature of that

Regular Meeting, December 8, 2004

bid. I'd be glad to answer any questions and I would recommend your approval."

Chairman Winters said, "I guess I don't understand part of it. Is this only for COMCARE?"

Ms. Donaldson said, "No, this is countywide, although this is a pretty unusual situation, but COMCARE would be one example on the City liquor tax funds."

Chairman Winters said, "Mr. Buchanan."

Mr. William Buchanan, County Manager, greeted the Commissioners and said, "This policy allows Sedgwick County to bid on other governmental jobs, delivering services. The first contract that we got into, and there may be other opportunities, but the first contract we got into was with the City of Wichita's liquor tax and they require a request for proposal to be delivered to them. If we were to do this, deliver the request for proposal to them and bring it to the Board of County Commissioners at a public meeting, with the terms and conditions and the prices.

That's all public information, and other people who might want to compete with us to deliver that service has that information and would, if you or I were running the business, would structure our proposal accordingly. I think this allows us to continue to bid on those items and there have been others, some other programs with the state are starting to be, wants some proposals, what this allows us to do is set up a policy to look at our cost, understand the issue and submit the proposal, without revealing publicly, what our bid is until it's accepted."

Chairman Winters said, "So this is strictly..."

Mr. Buchanan said, "When we're selling."

Chairman Winters said, "When we're bidding on a project..."

Mr. Buchanan said, "When we're selling our service."

Chairman Winters said, "It is not when we are accepting requests for proposals."

Ms. Donaldson said, "Exactly."

Mr. Buchanan said, "We are selling our service."

Chairman Winters said, "Does it say that clearly?"

Commissioner Unruh said, "I think so."

Regular Meeting, December 8, 2004

Chairman Winters said, "Commissioner Sciortino."

Commissioner Sciortino said, "Well, I just want to ask a covering question to Mr. Euson. You're comfortable that we would still, if we adopted these, we would still be in compliance with the Kansas Open Records Act?"

Mr. Rich Euson County Counselor, greeted the Commissioners and said, "Yes sir, I am."

Commissioner Sciortino said, "So, I understand what we're trying to do and it does make sense. I mean, if we're bidding on something and we get to show our bid before anybody else bids, then we're never going to get anything. But I just want to make sure we're not skirting the open records act. You answered my question."

Mr. Euson said, "Yes, it falls within the exception having to do with bidding."

Chairman Winters said, "Okay. Commissioner Unruh."

Commissioner Unruh said, "Thank you and this confidentiality and the strategy, keeping this under wraps until the bids are open, does not in any way imply that the Commissioners won't know the details if we want to."

Ms. Donaldson said, "Exactly."

Mr. Buchanan said, "It's not going to serve this organization well, nor will it serve my tenure very well, with this organization, if we start bidding and start losing money."

Commissioner Unruh said, "Understand."

Mr. Buchanan said, "Or for it to occur without your knowledge."

Commissioner Unruh said, "That's the point I wanted. Thank you, sir."

Chairman Winters said, "Okay. Commissioners, are there other questions or comments? Seeing none, what's the will of the board?"

MOTION

Commissioner Sciortino moved to adopt the resolution.

Regular Meeting, December 8, 2004

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Chairman Winters said, "Thank you, Debbie. Next item."

DIVISION OF HUMAN SERVICES - COMCARE

D. AGREEMENT WITH BREAKTHROUGH CLUB OF SEDGWICK COUNTY TO PROVIDE A VIOLENCE PREVENTION PROGRAM.

Mr. Tim Kauffman, Director of Operations, COMCARE, greeted the Commissioners and said, "COMCARE of Sedgwick County partners with Breakthrough Club in a number of ways to provide services to adolescents and adults in need of mental health services. The contract before you strengthens that partnership and fills a gap in the community and helps build community capacity. Youth Engagement Service, YES project, would service adolescents and transitional age adults struggling to reintegrate into the community after an experience with the Juvenile Justice System.

The project would provide short-term intensive services with regards to education and employment support, social wellness and life skills activities for mentally ill adolescents and young adults. Many of these individuals are not known to the mental health system or have just recently been identified in need of services. The YES program will provide services and referrals to services to ease the transition back into the community, help these youth establish positive behavioral experiences and effectively break the cycle of delinquent behavior. The recommended action is to approve the contract and authorize the Chair to sign. I'd be happy to answer any questions you may have."

Regular Meeting, December 8, 2004

Chairman Winters said, “Okay Tim, thank you. Commissioners are there questions or comments about this? Commissioner Unruh.”

Commissioner Unruh said, “Thank you. I just would be very supportive of this. I think any effort that we can make to take folks who are disadvantaged with mental illness and we reintegrate them into society, where they can live productive, fulfilling lives, in spite of their handicap and their disability. I think it’s a good thing for us to do and I see that even as more primary than just trying to deal with their delinquent behavior. It’s a fact that we can take them progressively forward. I think it’s a very good opportunity to do something good.”

Chairman Winters said, “All right, thank you. Any other questions? Commissioner Unruh, looks like we’re ready for a motion then.”

MOTION

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

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Chairman Winters said, “Thank you, Tim. Next item.”

F. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING OF DECEMBER 2, 2004.

Mr. Jerry Phipps, Purchasing Agent, Purchasing Department, greeted the Commissioners and said, “You have the minutes of the December 2nd meeting of the Board of Bids and Contracts and there are two items for your consideration.

Regular Meeting, December 8, 2004

**1) COMPUTERS - DISTRICT COURT
FUNDING: COURT TECHNOLOGY**

Item one, Computers for the District Court. It was moved to accept the quote from Gateway for \$37,758.

**2) LASER JET PRINTERS – DISTRICT COURT
FUNDING: COURT TRUSTEE**

Item two, Laser jet printers for the District Court. It was moved to accept the low bid meeting specifications from Digitech Systems Consulting for \$10,754.00.

I'd be happy to take questions and recommend approval of the minutes Board of Bids and Contracts'.

Chairman Winters said, "All right thank you. Looks like we had some interest in selling those printers. Like, 30 people bid on that."

Mr. Phipps said, "Correct."

Commissioner Sciortino said, "That's great."

Chairman Winters said, "Commissioners you've heard the report. What's the will of the board?"

MOTION

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

Commissioner Unruh seconded the motion.

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

Regular Meeting, December 8, 2004

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Chairman Winters said, "Thank you, Jerry. Next item."

CONSENT AGENDA

G. CONSENT AGENDA.

1. Zone change Application for property located south of 73rd Street North and west of Meridian (amending CON2003-00032).

2. Applications for License to Retail Cereal Malt Beverages.

Applicant Name

Business Name

Christopher P. Rickard
James W. Peters

Bomber Burger
Jeymanco Inc., dba Schulte Country Store

3. Orders dated November 24 and December 1, 2004 to correct tax roll for change of assessment.

4. General Bills Check Register(s) for the week of December 1 – 7, 2004.

Mr. William Buchanan said, "Commissioners, you have the consent agenda and I recommend you approve it."

Chairman Winters said, "Commissioner McGinn."

Commissioner McGinn said, "Thank you. Commissioners item number one a zone change application for property located south of 73rd street north and west of Meridian. Just like to explain that. That is a case that went through the Metropolitan Planning Department Commission I believe in '03 and process began, I think, in late '02 and this was an application to have sand extraction in this area. At the time it was my understanding this was supposed to be a small mom and pop operation and so kind of continuing to clean out a lake for future development. It's my

Regular Meeting, December 8, 2004

understanding, from many constituent calls, that this has been subcontracted out and we have over 100 trucks on a township road and it's tearing up the road. The road cannot handle it. They were supposed to enter into an agreement with that township. Apparently, there has been some discussion and an agreement has been reached, but it's my understanding that, to this date, all the requirements are not being met of the conditional use, and so I would like to have this brought back to us for just review of the conditional use."

Chairman Winters said, "Commissioner Sciortino."

Commissioner Sciortino said, "I guess, Bill, I'm just concerned. Who is applying for the zone change? Is that the present owners or operators applying for the zone change application?"

Mr. Euson said, "Commissioners, if I could answer. The approval of the consent agenda would authorize the Chairman to sign an application to initiate rezoning on property, so the applicant would be the Board of County Commissioners."

Commissioner Sciortino said, "Okay, so we're applying for a zone change application."

Mr. Euson said, "Yes, sir."

Commissioner Sciortino said, "Okay. But we haven't decided yet what zone change it would be or anything."

Commissioner McGinn said, "And this is really just an opportunity just to open it up and re-look at the case, Board of County Commissioners."

Chairman Winters said, "Well, that's what I would . . . Rich or John Schlegel, if we don't, if we pull this off of our consent agenda for review, then what are we actually doing? If we pull this off of the consent agenda?"

Commissioner Sciortino said, "You want to pull it off?"

Chairman Winters said, "Yeah."

Commissioner Sciortino said, "No, she wants it to stay on, right? You want us to approve..."

Commissioner McGinn said, "It's my understanding from Rich is that this was the process we take to just go back and look at the conditional use."

Commissioner Sciortino said, "So she wants it to stay on?"

Regular Meeting, December 8, 2004

Commissioner McGinn said, "Why are you pulling it off?"

Chairman Winters said, "Because I don't understand it. I thought if we dumped it on this consent agenda that the present conditional use continues to stay in existence."

Mr. Buchanan said, "Mr. Chairman, there is another way to skin this cat and that would be to pass the consent agenda without this item on it, ask the staff to make an agenda item at a future meeting for discussion purposes about a review of whether the property conditions, whether the conditions have been met and what are the alternatives of land use that we might want to expect. That way, we're not starting any clocks ticking. We're not starting any process until you can discuss this issue fully, understand the consequences and ramifications and take the next step appropriate and that would be my recommendation."

Commissioner Sciortino said, "And that would be a public meeting, where maybe the present applicant could speak to, because does he know that there's something like this going on right now?"

Mr. Buchanan said, "We could create, in any manner that you would want, it would be a public meeting and if you wanted the applicants here, we certainly could invite them."

Commissioner Sciortino said, "Well, I mean we're the applicants."

Mr. Buchanan said, "We don't have to be."

Chairman Winters said, "I'm confused and what to ask a couple questions for clarification. What is the status of what's taking place at the sand extraction operation now, is he's operating under a conditional use that's been issued and is in effect and he is proceeding, as he believes correct? I mean, the conditional use is already in place, correct?"

Mr. Euson said, "Yes, that's correct."

Chairman Winters said, "There is some that believe that part of the conditions are not being adhered to. Is that correct?"

Mr. Euson said, "Correct."

Chairman Winters said, "Would not a normal manner would be to have Code Enforcement to review that case. I mean and determine if the conditions are not being adhered to? Would that be the normal procedure or a procedure?"

Regular Meeting, December 8, 2004

Mr. Euson said, "That is one way, yes, that is one way to do it."

Chairman Winters said, "All right, so what was the intention of having this on this agenda, would it be then to have the Board of County Commissioners review that?"

Mr. Euson said, "The intent was to have the Commissioners initiate a zone change application to open up these issues and get them in front of the Metropolitan Area Planning Commission."

Chairman Winters said, "Would it not be an avenue to begin by having instead of opening it back up to them, to just have Code Enforcement investigate from their aspect what's happening at this operation?"

Mr. Euson said, "You could do that but I think if I understand from Commissioner McGinn, the concern is the amount of truck traffic that's on 73rd street and if you have Code Enforcement go out, Code Enforcement's going to read the condition that was approved and the condition merely says that the applicant and Park Township will enter into an agreement for maintenance of 73rd Street and in fact they've already entered into that agreement, the question is whether they're running too many trucks to be able to keep up with the maintenance."

Commissioner Unruh said, "Well, Mr. Chairman I would be in favor of taking the action recommended by the Manager so that we can have all these facts out on the table in discussion, if we approve this right now, I think there are just very clear implications that the Board of County Commissioners is going to proceed on changing the zoning and essentially taking a guy out of business, I mean that's the implication to me anyway and I don't want to take this step until we've all had a good opportunity to discuss what the issues are and then what the ramifications of this action would be because taking the step right now is clearly saying we want to proceed with the zone change and I don't think that I'm comfortable doing that to a person who's who'd already got a current zoning that has got some other conditions that we need to discuss first. It'll get us to the same place I think."

Commissioner McGinn said, "I don't disagree with you and I agree with you absolutely and I had asked Rich to just start the process of beginning to have the opportunity to look at the conditional use and whether it's being met and whether the original intent of this operation is what's being fulfilled today, which it is not. And so I agree with you whole heartedly if this is not the way to go I am fine with that I don't want to get into zone changes, my only intent was to look at the conditional use and make sure it's being met and the original intent of the sand pit and it's extraction is being met as well. And so if John, if you have some comments, if that's the way we need to go as the Manager has suggested that is fine with me."

Regular Meeting, December 8, 2004

Mr. Schlegel said, “Yeah I think just talking with Bill briefly now, it’s probably the best thing you could do is just direct the Manager to ask the Code Enforcement officer to prepare a report for you on how well this applicant has met the conditions of his approval for that conditional use and then bring that back if you want to review that in a public forum you could always do that, maybe what you ought to do is just have that report in front of you first before you decide on your next course of action. I don’t know if what you’re trying to do is get a venue for the neighbors to be able to voice their complaints in a public way but I think were already aware of their concerns.”

Commissioner McGinn said, “My only goal was to rereview the conditional use and to look at the original intent of that sand extraction and that has changed. I don’t think the Metropolitan Planning Commission nor would we allow over 200 trucks or whatever it is, close to 200 even if it’s over 100 on a Township road, because we know that Township roads can not handle that kind of traffic and so I think the intent of this sand extraction on 73rd and that Ridge area is different from what was approved two years ago and so that’s, I’m not sure of the process, the correct way to go, my only intent was to reevaluate that conditional use and see to it that we have things in place that the individuals who live and drive on that road can get down that road after it rains, you can’t even get down the road now because the road is torn apart. So I will take which ever direction it is but that is my intent is just to reevaluate the conditional use and the intent.”

Chairman Winters said, “Commissioner Sciortino. Was that it?”

Commissioner McGinn said, “That’s it.”

Chairman Winters said, “Commissioner Sciortino.”

Commissioner Sciortino said, “Thank you, Mr. Chairman. I agree with, and I understand exactly where Commissioner McGinn is going and I think she has a legitimate complaint and I think it’s good that we would review what’s going on, are they in compliance, what was the original intent.

Commissioner Unruh makes a tremendous case, zone change application indicates that we’re ready, we already have a new zone that we want to apply for and we don’t, so I think the proper way is the way the Manger has suggested we just delete item G-1 from the consent agenda and start the review process and put some pressure on these people to honor the intent of the conditional use and then we can take more punitive action later, if they’re not honoring the intent, but I think this is scary, the way it is right here. So, I don’t know if we’re ready for that.”

Commissioner McGinn said, “Again and my preference is not the zone change at all, just to take a

Regular Meeting, December 8, 2004

look at the conditional use.”

Commissioner Sciortino said, “So would you be comfortable just...?”

Commissioner McGinn said, “That’d be fine.”

MOTION

Commissioner Sciortino moved to approve the consent agenda with the exception of item G1.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Chairman Winters said, “And Mr. Buchanan?”

Mr. Buchanan said, “Mr. Chairman, when would the Commission like to discuss that? Would you want to do that at the next meeting? Would you like to do it at the next staff meeting?”

Chairman Winters said, “I think probably, well, not the next meeting because that’s going to be a long meeting anyway. I would just suggest that you contact Code Enforcement and see what their time schedule was and we’ll decide whether we want this on a regular meeting or at a staff meeting, but it think we’re probably going to want it at a regular meeting.”

Commissioner Unruh said, “I would suggest our first discussion be at a staff meeting, so that we can gather the facts and have that before we start taking a position and talking about that, just like the information stage to happen first.”

Regular Meeting, December 8, 2004

Mr. Buchanan said, "We will plan to have that discussion at the next staff meeting."

Chairman Winters said, "Thank you very much. John, thanks for staying around. Commissioners, we do need an executive session in this regular committee meeting, but we also have a Fire District so at this time I'm going to recess the regular meeting of the Board of County Commissioners."

The Board of Sedgwick County Commissioners recessed into Fire District #1 meeting at 10:12 a.m. and returned at 10:51 a.m.

Chairman Winters said, "At this time I will call back to order the regular meeting of December 8th of the Board of County Commissioners. Commissioners, we do need an executive session, but if there is any community business this would be the time to discuss that. Commissioner Sciortino."

H. OTHERS

Commissioner Sciortino said, "Well, I have some announcements. There was an arts and crafts fair in Derby."

Chairman Winters said, "Did you win?"

Commissioner Sciortino said, "No, but I'm no longer an amateur woodcarver. Somebody actually bought some of my stuff. I was so amazed. I couldn't believe it, but they actually bought some stuff, so now I guess I'm a professional."

Chairman Winters said, "All right, Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman, I just want to mention the fact that Charity Navigator, which is an organization that rates charities nationwide has rated the Sedgwick County Zoo with a four star rating for the third year in a row. What that means is they just rate how the organization handles its donations and finances and we've got the highest rating that we can have for a long time, I think for three years in a row, and I think it ought to be real encouragement to us, as County Commissioners, knowing that this organization that we are large stakeholder in that they're handling their finances very well. And the Zoo Board ought to be proud and Mark Reed especially, it indicates he's doing a great job. But for those who are

Regular Meeting, December 8, 2004

members and donors to the Zoo. I mean, this is great encouragement to all of them to know that a national organization has given it's very high rating. So, wanted you all to know that."

Chairman Winters said, "All right, thank you. Commissioner McGinn."

Commissioner McGinn said, "Thank you, Mr. Chairman. Just want to remind everyone, if you haven't been to Old Fashioned Christmas at Cowtown, this is the last weekend that that's available and I believe it may start Thursday night and go through Saturday night. It's a wonderful event and if you haven't been out there, take that opportunity. If you have, I'm sure you might even want to go again. So, we've been having some pretty good weather here in Kansas during this time, so I encourage everyone to go out and see that activity. And then I had one other thing and didn't write it down, so I guess I'll stop at that."

Chairman Winters said, "Commissioners, I would remind you all that today at 2:00 is the service awards for Sedgwick County employees, recognizing those employees who have been with the City five, ten, fifteen, twenty, twenty-five years, with the County. Not the City, the County and so that will happen at 2:00 this afternoon in the jury room."

Commissioner McGinn said, "After looking at your calendar, I remember the other thing I wanted to share. On December 14th, at 2:00, Old Cowtown Museum is having their ground-breaking for their new entrance and that is a campaign that's been going on for some time and we're thrilled that we're going to finally break ground and those of you that have been to Cowtown, it seems like you're always going to the back entrance. They are going to flip the entrance and it'll be up around the Art Museum and coordinate with many other things and so that's going to be very exciting for Cowtown and we're looking forward to seeing some of the results of that and I think it'll be a nicer way to get in and out of the museum for many of our visitors as well."

Commissioner Sciortino said, "Carolyn, on that, those little retail stores that were there prior to going in to the present existence, is that going to be then moved?"

Commissioner McGinn said, "The gift store will be in the new entrance."

Commissioner Sciortino said, "No, but I mean, you know, they had those three or four or five other little stores, as you're walking down the boardwalk, prior to going in."

Commissioner McGinn said, "They had the Chuckwagon Café and then you had the museum gift store and that's about it, we have some other buildings around there that are available to people..."

Regular Meeting, December 8, 2004

Commissioner Sciortino said, “They were shut, excuse me I’m getting embarrassed, they’ve been shut down for years.”

Commissioner McGinn said, “Okay, well what I was going to offer to you is that the front of the volunteer center was set up, that’s over there by the Chuckwagon Café, and I believe those will stay, but that’s set up so that vendors could rent that facility. So, someone who does wood carvings or things like that and they want to sell their crafts, they can rent that facility and whittle and enjoy the visitors at the museum as well.”

Commissioner Sciortino said, “No more whittling.”

Chairman Winters said, “All right. Commissioners, with that we need to move into an executive session. Commissioner Unruh, do you have that motion?”

EXECUTIVE SESSION

MOTION

Commissioner Unruh moved recess to executive session for 15 minutes, to consider consultation with legal counsel on matters privileged in the attorney-client relationship, relating to legal advise and personnel matters of non elected personnel and that the Board of County Commissioners return to this room from executive session no sooner than 10:40 a.m.

Chairman Winters seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner McGinn	Aye
Commissioner Sciortino	Aye
Chairman Winters	Aye

Regular Meeting, December 8, 2004

Chairman Winters said, “We are recessed into executive session.”

The Board of Sedgwick County Commissioners recessed into Executive Session at 10:25 a.m. and returned at 10:51 a.m.

Chairman Winters said, “All right, I’ll call back to order the meeting of Board of County Commissioners regular meeting December 8th. Madam Clerk, please let the record show that there was no binding action taken in executive session. Is there any other business to come before this meeting? Mr. Euson?”

Mr. Euson said, “No sir.”

Chairman Winters said, “This meeting is adjourned. Thank you.”

There being no other business to come before the Board, the Meeting was adjourned at 10:51a.m.

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

Regular Meeting, December 8, 2004

THOMAS G. WINTERS, Chairman
Third District

DAVID M. UNRUH, Chair Pro Tem
First District

TIM R. NORTON, Commissioner
Second District

CAROLYN MCGINN, Commissioner
Fourth District

BEN SCIORTINO, Commissioner
Fifth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2004