

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

February 16, 2005

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, February 16, 2005 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman David M. Unruh, with the following present: Chair Pro Tem Ben Sciortino; Commissioner Tim R. Norton; Commissioner Thomas G. Winters; Commissioner Lucy Burtnett; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. Brent Shelton, Deputy County Clerk; Mr. Jamie Chism, Senior Project Assistant, Human Resources; Mr. Robert W. Parnacott, Assistant County Counselor, County Counselor's Office; Mr. Randy Duncan, Director, Emergency Management; Dr. Cindy Burbach, Director, Health Surveillance and Disease Prevention, Health Department; Mr. Pete Giroux, Senior Management Analyst, Budget Department; Mr. John Nath, Director, Kansas Coliseum; Mr. Jim Weber, Deputy Director, Bureau of Public Works; Ms. Jo Templin, Director, Division of Human Services; Mr. David Spears, Director, Bureau of Public Works; Ms. Iris Baker, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Ms. Kelly Rawlings, Metro Executive Director, Sedgwick County Division of the American Heart Association.

Mr. Hugh Gill, Chairman of the Board, Sedgwick County Division of the American Heart Association.

Mr. Kenneth Scott Galloway, Treasurer, Eagle Township.

Mr. Kevin J. Pauly, Trustee, Viola Township.

Ms. Terry Cassidy, City of Wichita Manager's Office.

INVOCATION

The Invocation was led by Mr. Pete Morris of Meto East Baptist Church, Wichita.

FLAG SALUTE

ROLL CALL

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

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CONSIDERATION OF MINUTES: Regular Meeting, February 2, 2005

The Clerk reported that all Commissioners were present at the Regular Meeting of February 2, 2005.

Chairman Unruh said, “Commissioners, you’ve had the opportunity to review the Minutes of February 2nd, 2005 and what is the will of the Board?”

MOTION

Commissioner Sciortino moved to approve the Minutes of the Regular Meeting of February 2, 2005.

Commissioner Burtnett seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, “Next item.”

PROCLAMATION

A. PROCLAMATION DECLARING FEBRUARY 2005 AS “HEART HEALTH MONTH.”

Chairman Unruh said, “Commissioners, I have a proclamation to read for your consideration.

PROCLAMATION

WHEREAS, cardiovascular diseases, including stroke, are our nation’s number one killer; and

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WHEREAS, last year Sedgwick County EMS responded to over 3,300 calls for cardiac related problems; and

WHEREAS, February is National Heart Health Month, and we urge those who live in Sedgwick County to join the fight against heart disease; and

WHEREAS, Sedgwick County EMS offers these tips in the event of a heart related emergency:

- Don't drive yourself
- Don't be embarrassed to call 9-1-1
- Don't be afraid to call 9-1-1

NOW THEREFORE BE IT RESOLVED, that I, Dave Unruh, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim February 2005 as

“Heart Health Month”

in Sedgwick County and encourage all citizens to learn when and how to call for help.

Commissioners, what's the will of the Board?"

MOTION

Commissioner Sciortino moved to adopt the Proclamation and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, “And I think Kelly Rawlings is here, from the American Heart Association, to accept the proclamation.”

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Ms. Kelly Rawlings, Metro Executive Director, American Heart Association, Sedgwick County Division Office, greeted the Commissioners and said, "I would like to share with you our mission statement: the American Heart Association is dedicated to the reduction of disability and death from cardiovascular disease and stroke.

We appreciate and depend on the help of the Sedgwick County department services and now I would like to introduce the Chairman of the Board of the American Heart Association, Sedgwick County Division, Mr. Hugh Gill."

Mr. Hugh Gill, Chairman of the Board, American Heart Association, Sedgwick County Division, greeted the Commissioners and said, "Thank you, Kelly. Good morning, Commissioners, it's a pleasure for me to be here this morning and an honor, on behalf of the American Heart Association to accept this proclamation.

The Sedgwick County Division of the American Heart Association works hand in hand with Sedgwick County EMS and other county divisions in working to make the lives of people in Sedgwick County better. Last year, almost 9,000 people in Kansas died from heart disease and stroke and the statistics tell us that this is probably the most significant health issue our community would face.

Cardiovascular disease is the number one killer of both men and women and has been since 1919. It takes the lives of over a million Americans every year, more than cancer and accidents and AIDS combined. That's a death every 34 seconds in the United States, but the Heart Association is excited and proud to be a part of the solution as well, and is the nation's number one source of private funding for research in fighting this disease. In fact, here in Kansas, over two and a half million dollars of funding is going to research projects.

In conclusion, I just want to say thank you again. It's our honor to be here and we appreciate your recognition of Heart Health Month and your support for the American Heart Association in saving lives in Sedgwick County. Thank you."

Chairman Unruh said, "Well Mr. Gill, thank you for being here and we do appreciate the efforts of your association and your personal efforts in bringing a heightened awareness to this public health issue. And as you know, the county commission is trying to focus on public health issues this year and so we're just thankful for your involvement and the work that you do in research and helping people deal with these situations. Thank you very much. Clerk, call the next item."

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APPOINTMENTS

B. APPOINTMENTS.

**1. RESIGNATION OF RICHARD CHASE FROM APPOINTMENT AS
TREASURER OF EAGLE TOWNSHIP.**

Mr. Rich Euson, County Counselor, greeted the Commissioners and said, "Commissioners, Mr. Chase has tendered his written resignation and I would ask that you accept it."

MOTION

Commissioner Norton moved to accept the resignation.

Commissioner Winters seconded the motion.

Chairman Unruh said, "Okay, it's been moved and seconded. Commissioner Winters."

Commissioner Winters said, "Yes, I would just inform the commission that Mr. Chase was a write-in candidate on the Eagle Township and after consideration, I thought about it long and hard and decided he was not going to do that job. So, this is the reason we have the resignation and we'll have another appointment as the next item."

Chairman Unruh said, "Okay. Now he was holding two offices . . ."

Commissioner Winters said, "No, this is the . . . we'll get to Viola in just a minute."

Chairman Unruh said, "Oh, okay, all right. Okay, thank you. We've had a motion and a second. Clerk, call the vote please."

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Thank you. Call the next item please."

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**2. RESOLUTION APPOINTING KENNITH SCOTT GALLOWAY
(COMMISSIONER WINTERS' APPOINTMENT) AS TREASURER OF
EAGLE TOWNSHIP.**

Mr. Euson said, "Commissioners, this resolution will appoint Mr. Galloway to fill the vacancy just created and the term of office will expire in January of 2009 and I recommend you adopt the resolution."

MOTION

Commissioner Winters moved to adopt the Resolution.

Commissioner Norton seconded the motion.

Chairman Unruh said, "It's been moved and seconded. Commissioner Winters."

Commissioner Winters said, "Just a couple of comments. I have visited with some folks in Eagle Township who know Scott and believe that he would make a good township board member, so that's the reason I have forwarded this nomination, so I'm going to be very supportive."

Chairman Unruh said, "Okay, thank you. Any other discussion? Call the vote please."

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Commissioner Winters said, "And I believe Scott was going to be here to be sworn in."

Chairman Unruh said, "Is he here?"

Commissioner Winters said, "Yes."

Chairman Unruh said, "Okay. Well, Scott if you'd want to step up to the podium, and you'll be sworn in by Mr. Brent Shelton."

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Mr. Brent Shelton, Deputy County Clerk, said, "Raise your right hand please.

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 Eagle Township Treasurer, so help me God."

Mr. Kenneth Scott Galloway, Eagle Township Treasurer said, "I do."

Chairman Unruh said, "Scott, is there anything you'd like to say?"

Mr. Galloway said, "I appreciate the opportunity to do this and I hope to do good for the Eagle Township and be able to work with the Sedgwick County Commission office."

Commissioner Winters said, "All right, very good. Well, if there's anything we can do to assist, please call and please know that we hope you work well with our Public Works and they're also there available to help you and the township board members, so we appreciate you very much your taking this position."

Chairman Unruh said, "Thanks, Scott. Call the next item."

3. RESOLUTION APPOINTING KEVIN J. PAULY (COMMISSIONER WINTERS' APPOINTMENT) AS VIOLA TOWNSHIP TRUSTEE.

Mr. Euson said, "Commissioners, this resolution will appoint Mr. Pauly to a term of office to expire in January of 2009, and I recommend that you adopt the resolution."

MOTION

Commissioner Winters moved to adopt the Resolution.

Commissioner Norton seconded the motion.

Chairman Unruh said, "It has been moved and seconded. Commissioner Winters."

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Commissioner Winters said, “Mr. Chairman, if I might, this is the position . . . Mr. Pauly has been a township board member in Viola Township previously and, if you remember, we accepted the resignation on Don Seiwert. He was the person who ended up being elected to two positions, and Kerry Ringer, with the Wichita Eagle did a nice article about Don, talking about being in a meeting with himself and had a little fun with that whole process. And so, this will then return Mr. Seiwert, is still in his position, and Mr. Pauly then will be back in the position, the other position, I believe it’s as the Trustee of Viola Township. And as you all know, Viola is kind of my home territory area, that’s where I grew up, in that part of the country. The township board out there does an excellent job, Don Seiwert, Chip Vancuren and Kevin Pauly will be back on the board. So, I’m going to be supportive of this motion.”

Chairman Unruh said, “Okay, very good. Is there any other discussion? Madam Clerk, call the vote please.”

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, “And is Kevin here to be sworn in? If you’d want to step up to the podium and Deputy Clerk Brent Shelton will swear you in.”

Mr. Shelton 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 Viola Township Trustee, so help me God.”

Mr. Kevin J. Pauly, Viola Township Trustee, said, “I do.”

Commissioner Winters said, “Kevin, I just want to say thanks again for agreeing to step back. I know you’ve been in this position before and sometimes being trustee or a township member can be a little frustrating, but I appreciate your willingness to step back into this slot again. You have any comments this morning?”

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Mr. Pauly said, "Well, I'll just be glad to serve again four years and we've got a good board out there and we work well together and we'll work with everybody and hope we can get everybody happy."

Commissioner Winters said, "All right. Well, if there's anything we can do to help you, just let us know."

Mr. Pauly said, "Thank you."

Commissioner Winters said, "All right, thanks Kevin."

Chairman Unruh said, "Thank you, Kevin. Madam Clerk, call the next item please."

AWARDS

C. PRESENTATION OF CAREER DEVELOPMENT CERTIFICATES.

1. SUPERVISORY/MANAGEMENT DEVELOPMENT

- **LUNDA ASMANI, BUDGET DEPARTMENT**
- **MIKE CAVANAUGH, DEPARTMENT OF CORRECTIONS**
- **TERESA FALEY, COUNTY CLERK'S OFFICE**
- **STACY GARRETT, DEPARTMENT OF CORRECTIONS**
- **VICKI JOHNSON, TREASURER'S OFFICE**
- **CHRIS MORALES, DEPARTMENT OF CORRECTIONS**
- **PHIL NELSON, FLEET MANAGEMENT**
- **RAEMONA NELSON, DEPARTMENT OF CORRECTIONS**
- **REX VICTORY, FLEET MANAGEMENT**
- **CHAD VONAHNEN, BUDGET DEPARTMENT**

2. PROFESSIONAL DEVELOPMENT

- **DIANE BAUGHMAN-CHAMBERS, TREASURER'S OFFICE**
- **BETHANY CARPENETTI, COUNTY CLERK'S OFFICE**
- **CLAUDIA CASH, DEPARTMENT OF CORRECTIONS**
- **EMILY DUDLEY, PURCHASING**
- **ROSEMARY MONTOYA, TREASURER'S OFFICE**
- **KAYETTA REA, TREASURER'S OFFICE**
- **CARRIE SEYAM, APPRAISER'S OFFICE**

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- **DAVID SHAY, APPRAISER'S OFFICE**
- **JENNIFER TREAT, DEPARTMENT OF CORRECTIONS**

3. QUALITY CUSTOMER SERVICE

- **KRISTINE BEYNON, TREASURER'S OFFICE**
- **RITA KAREN ROGERS, APPRAISER'S OFFICE**
- **GINA ROMAN, APPRAISER'S OFFICE**
- **CARRIE SEYAM, APPRAISER'S OFFICE**

Mr. Jamie Chism, Senior Project Assistant, Human Resources, greeted the Commissioners and said, "Today I'd like to present career development certificates to employees who were required to meet a number of hours of required courses, as well as electives, to achieve successful completion of these certificates, which are Supervisory Management certificates, Professional Development certificates and Quality Customer Service certificates. All of those who are receiving certificates, if you would please step over here please.

We'd like to begin with our Supervisory Management Development certificate. Our first recipient is Chris Morales, Phil Nelson, Mike Cavanaugh, Stacy Garrett, Vicki Johnson, Teresa Faley, Chad Vonahnen, Lunda Asmani, Rae Nelson, Rex Victory, Beth Cooper, Khyra Anderson.

We'd now like to present our Professional Development certificate. Our first recipient is David Shay, Jennifer Treat, Claudia Cash, Rosemary Montoya, Diane Baughman-Chambers, Kayetta Rea, Bethany Carpenetti, Carrie Seyam, Emily Dudley.

And our Quality Customer Service certificate, Carrie Seyam, Kristine Beynon, Rita Karen Rogers, Gina Roman and Vicki Johnson. That concludes our certificates and I'd like to thank the Commissioners for their support, as well as the managers for allowing their employees to attend and complete these certificates."

Chairman Unruh said, "Well James, we're really proud that so many people are involved in these career development opportunities. It's very intentional on the part of Sedgwick County, our organization, that we maintain high standards of excellence and professionalism and this is some indication that we're involved in that process and we really want to make Sedgwick County the best possible service organization that there is, so appreciate your efforts and leadership in this. Thank you. Madam Clerk, call the next item."

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PUBLIC HEARINGS

D. PUBLIC HEARINGS (TWO) TO CONSIDER WHETHER CITY OF WICHITA HAS PROVIDED SERVICES AS SET OUT IN SERVICE PLANS PREPARED FOR THE ANNEXATIONS.

1. ANNEXATION NUMBER 99-22 – WEST WICHITA ISLANDS

OVERHEAD PRESENTATION

Mr. Robert W. Parnacott, Assistant County Counselor, County Counselor's Office, greeted the Commissioners and said, "This is one of those public hearings we have five years after a unilateral annexation by a city, where they've prepared a service plan. We're required to have a hearing, for the purpose of determining whether they've provided the services as set out in the service plan they've prepared at the time of the annexation.

This particular location, we'll get the lights dimmed in a second, you can see a little better, don't see a pointer, but you can see some darker areas scattered out. They've called this Wichita West Islands and I think it doesn't refer to an island annexation like we see island annexations, but instead is more just several . . . just these little islands scattered around. They had an opportunity to annex, because they met the qualifications for a unilateral annexation and they decided to take it together in one annexation ordinance. The purpose of the hearing again is to make a finding whether or not they've provided the services set out in the plan. The plan is included in their backup. The schedule of services is at page 41. Immediately following that is a report prepared by the city that indicated how they've provided the services and have met the requirements of the plan.

We sent notices out, as required by statute, to all the landowners in the area, received a couple of phone calls, neither one of them were saying that they didn't have the services provided. There were more other kinds of questions that we usually get associated with these notices, rather than the real . . . any real concern about providing of services.

So at this point, unless you have any other further questions, I'd recommend that you open the public hearing, receive any public comment, either from the city who has representatives here, or anybody in the audience who may want to speak and then you can close the public hearing and I would recommend, unless we hear something different during the public hearing portion, that you make the finding that the city has provided the services as required in the plan."

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Chairman Unruh said, "Okay, thank you Bob. At this time, I will open the public hearing and ask for public comment, might be the way to get the questions out on the table and then Terry Cassidy is here, who could answer questions from the City of Wichita if need be. Is there anyone here from the public who would like to speak? Anyone? Last chance. Well, Terry would you like to make some comments, on behalf of the city?"

Ms. Terry Cassidy, City Manager's Office, City of Wichita, greeted the Commissioners and said, "The City of Wichita believes that it is in compliance with the requirements as established in the service plan for this particular annexation. We would hope that you would find in our favor and would like your record to reflect the fact that we've provided a comprehensive written report of services delivered. Staff is here to answer any questions that you may have about particular services."

Chairman Unruh said, "Okay, thank you. One more time, any public want to speak? If not, I will close the public hearing and restrict discussion to the staff and to the bench, and Commissioner Winters."

Commissioner Winters said, "Mr. Chairman, hearing nothing to the contrary, I'm prepared to make a Motion, unless somebody has some comments."

MOTION

Commissioner Winters moved to make a finding that the City of Wichita has extended services as provided for in the service plan.

Commissioner Sciortino seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

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

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2. ANNEXATION NUMBER 99-24 – 45TH STREET NORTH AND WEBB ROAD

OVERHEAD PRESENTATION

Mr. Parnacott said, “This is the second of our two hearings today. I’ll incorporate my remarks from the previous hearing, and again, we’ve got backup that provides the service plan and I just misplaced my notes. So the backup, page 70 is the schedule of the services that were provided or should have been provided by the city. Page 79 of your backup begins the report prepared by the city. Received no phone calls, regarding this annexation and we did send notices out of course to all the landowners in the area.

So again, unless you have any other questions, I’d recommend you open the public hearing, receive any comment and then close it. And again, unless we hear something to the contrary, I would recommend you make a finding they have provided the services.”

Chairman Unruh said, “Okay, thank you. At this point, I would open the public hearing and ask if there’s anyone from the public who would like to speak? One more offer. All right. Terry, would you like to speak to this item?”

Ms. Cassidy said, “Thank you, Chairman Unruh. Terry Cassidy with the City Manager’s Office. The City does believe it is in compliance with the service plan. We would hope that you would find that as well this morning. We have provided a comprehensive report of services provided, to address each of the items that were required by the service plan. Staff would be happy to respond to any of your questions.”

Chairman Unruh said, “Okay, thank you. Seeing no one coming forward, I will close the public hearing and restrict discussion to the staff and to the bench. And Commissioners, I don’t see anyone making a comment. This is in my district and I have had no contact from citizens with questions or comments.”

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MOTION

Chairman Unruh moved to make a finding that the City of Wichita has extended services as provided for in the service plan.

Commissioner Sciortino seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, “Thank you, Bob. Thank you Terry and city staff who were here to answer questions. A powerful group, a large group, thank you all for coming. We appreciate you being here, in case there were questions. Madam Clerk, call the next item please.”

NEW BUSINESS

E. RESOLUTION CONCERNING SEDGWICK COUNTY’S LOCAL HAZARD MITIGATION PLAN.

Mr. Randy Duncan, Director, Emergency Management, greeted the Commissioners and said, “The item of business I’d like you to consider this morning has to do with a hazard mitigation plan, which is a requirement of the federal emergency management agency to continue eligibility for certain types of funding.

Mitigation funding, as you probably all know, is the funding that’s available to help either prevent the occurrence of a disaster or lessen its impact, should a disaster occur. At the current time, one of the timing issues associated with this is we believe that part of the project that we’re engaged in building a new public safety center may qualify for some pre-disaster mitigation funding and one of the things that we have to do in our process is make sure this plan is officially approved and adopted by this body before we can submit that application for consideration.

So that’s what we’re here to ask you to consider today, and I’d be happy to answer any additional

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questions, should you have any.”

Chairman Unruh said, “Commissioners, any questions? Well, I just would like to say that it’s obvious that it’s better to plan ahead and be out in front of these potential disasters. I mean, in the middle of a problem is not the time to be trying to figure out what to do, and if we can establish the infrastructure and the planning in order to be ahead of potential problems, then it’s the thing to do. So I would be very supportive.”

MOTION

Chairman Unruh moved to Adopt the Resolution.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, “Thank you, Randy. Next item.”

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F. ADJUSTMENT TO THE HEALTH DEPARTMENT STAFFING TABLE TO COMBINE TWO PART-TIME POSITIONS INTO ONE FULL-TIME ADMINISTRATIVE OFFICER POSITION, B321, AND TO INCLUDE ONE FULL-TIME OUTREACH COORDINATOR POSITION, B322.

Dr. Cindy Burbach, Director, Health Surveillance and Disease Prevention, greeted the Commissioners and said, “We are asking for a staffing table adjustment that will basically combine two half-time positions into one and then add one full-time position. Bio-Terrorism grant money and MMRS grant money has money, but also has a lot to do and we’re constantly needing more people to do the work. Questions?”

Chairman Unruh said, “Okay, any questions Commissioners? The funding for this is just for a year or . . .?”

Dr. Burbach said, “The funding that we have now actually goes for two or three years. I’m not sure, because there’s several pots of money and this money goes through 18 months from last September.”

Chairman Unruh said, “Okay, so during that time, will the work . . . the product provided by these folks, will it be completed, or at the end of that time we’ll have to decide if we want to continue with these positions.”

Dr. Burbach said, “That’s the biggest question that comes with all this bio-terrorism and homeland security money for everybody and that’s a very reasonable question, but I don’t know that the answer is knowable.”

Chairman Unruh said, “All right, I appreciate that. Well Commissioners, what’s the will of the Board?”

MOTION

Commissioner Winters moved to approve the adjustment to the Health Department Staffing Table.

Commissioner Norton seconded the motion.

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

VOTE

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Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Thank you, Cindy. Next item."

G. AMENDMENT TO THE 2005 CAPITAL IMPROVEMENT PROGRAM (CIP) TO INCLUDE RELOCATION OF THE RADIO SHOP.

POWERPOINT PRESENTATION

Mr. Pete Giroux, Senior Management Analyst, Budget Department, greeted the Commissioners and said, "We have a request from Emergency Communications to move the radio shop from its current location at 1901 North Market to a newly vacant building in the Stillwell yard.

The location at North Market has been leased from the City of Wichita. It's a former fire station. It costs us 13,860 in rent and we're also responsible for the utility and the maintenance of that facility. The proposed relocation is to the former carpenter shop at the Stillwell yard and of course that reduces the cost of rent to zero, but more importantly, it puts the radio shop a lot closer to its principle customers, next door at Fleet Management and around the corner and down McLean to the City of Wichita, which is also served by the system and it also gives them access to the Fleet Management software, which should prove equally valuable.

The cost of the renovation is entirely on the interior and upgrades to the HVAC system, is \$90,073 and Emergency Communications was able to save this amount of money last year and this is an approved end-of-year transfer. And staff and the CIP committee have reviewed this and recommend approval. Do you have any questions?"

Chairman Unruh said, "Okay Commissioners, are there any questions of Mr. Giroux? Well, I would comment that I'm going to be favorable to this. I mean, it just makes a lot of sense to consolidate the services, get them close to the user and save the rent money and if we have budgeted for the renovations, it seems like a slam dunk decision to me. But what's the will of the Board?"

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Commissioner Burtnett moved to approve the CIP amendment.

Commissioner Sciortino seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Thank you, Pete. Next item."

H. KANSAS COLISEUM MONTHLY REPORT.

POWERPOINT PRESENTATION

Mr. John Nath, Director, Kansas Coliseum, greeted the Commissioners and said, "Good news this year, 2005 starting out on a great note. We talked about attendance being down just a little bit last year. This year it certainly has every indication of turning around.

We start off with the Monster Truck, but before we get into that, the month of January, over 77,000 people through the doors. That was an increase of almost 30% over last year, 19 events, 45 individual performances, net revenues were in excess of \$331,000, between the Coliseum operations and the operations of Select-a-Seat.

U.S. Hot Rod Thunder Nationals, this is a yearly recurring event, we do it every January. This thing was actually up 19% over what it did last year, in 2004. Of course one of my favorites is the Teenage Mutant Turtle truck. Of course Gravedigger is a popular truck with the kids. They just absolutely love this thing."

Chairman Unruh said, "Yeah, well you like those things John, but have you ever tried to align one or fix the brakes on it. It's hard work."

Mr. Nath said, "It's changing the tires that is the challenge.

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The rodeo, as you know this is a wholly in-house produced event. We buy the production, we do all the marketing, we do everything in-house. We were up 9% for the rodeo, great turnout. In fact the Coors Light Cowboy Dance on Saturday night was up 14% over what it did last year and we had a great show and the kids just have a ball. We had the mechanical bull in there for them to play on and they just had a great time with it. It's a good family event for us.

Larry the Cable Guy, one of the most popular comedians in the country right now, we had over 3,500 folks come in to see him.

We had the Stars on Ice, which is a fabulous show. We'd like to get it back again next time we have the Winter Olympics and we can get all the new champions, but we had the gold medal winners, we had the pairs, skating dancing pairs champions. It was a great show for us.

And again, Sesame Street, one of our again recurring annual family shows. Sesame Street was up 23% over what it did last year. So we are cyclical when things happen and it looks like things are turning around for us, it's looking very positive for 2005. Rounding out the month, we had five hockey games, over 15,000 in attendance over the five games.

We're pleased to announce that one of the things that we talked about last year were some of the things that were happening with the concert industry. There was a general downturn in attendance. A lot of the amphitheaters had a really hard time moving tickets. There seemed to be a consumer rebellion to the high ticket prices, because the talent fees keep going up, the cost of touring keeps going up. Consequently, tickets kept on going up.

Well, Rock and Roll is nothing unless it's about shaking the foundations of what's going on. We went to John Mellencamp's management and said, 'It's time to do something out in left field, let's try something new and different'. Mellencamp is going on sale this Saturday. He's going to play here March 30th. We will be the only stop on his tour that has a \$25 ticket. He adjusted his talent fee. The promoter adjusted his part. We adjusted our part. We're doing a \$25 dollar ticket across the board, which is about half of what our average ticket was last year, and we're going to shake things up a little bit. It goes on sale 8:00 on Saturday morning, and we're hoping to see what kind of results we have. We're going to be the test case, nationally. We're the only stop.

Coming up, we have the Sports, Boat and Travel show, it opens tonight, runs through Sunday. Tornado Alley is back again for a two-day paintball tournament in our arena building. State high

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school wrestling tournament at the end of the month and EquiFest is back again. EquiFest again is the largest horse show in the State of Kansas. If there's any questions, I'd be happy to answer them at this time."

Chairman Unruh said, "Okay, thank you, John. Commissioner Sciortino."

Commissioner Sciortino said, "Yeah, I was hearing about the Mellencamp \$25 tickets up in Topeka yesterday, so I mean, I think we're going to get people coming from Topeka to see it. Do you find that this is now sort of happening around the country, where these concert promoters are realizing maybe they should put on a less expensive show, with all the frills, and get the ticket price down, or is this just an island type thing that's happening here?"

Mr. Nath said, "We're going to be a test case, commissioner, but it really starts with the talent fee. That basically sets the tone for everything. The promoter is going to charge what he has to charge to recoup his investment in buying the talent. If everybody works together like we did this time . . . it's always nice to get 10,000 people at the \$25 ticket, than 5,000 people at a \$50 ticket."

Commissioner Sciortino said, "Well, that wouldn't have any affect on the promoters."

Mr. Nath said, "It would certainly have a lot of affect on us, because we can serve them and it has an affect on the others too, because he sells more t-shirts that way."

Commissioner Sciortino said, "Okay. Well, let's hope it works because I do think some of those ticket prices are beyond the reach of the average person."

Mr. Nath said, "They are pretty steep, yes."

Commissioner Sciortino said, "Okay, thank you. That's all I had."

Chairman Unruh said, "Okay, any other comment? I want to make one comment about that \$25 ticket. I mean, not only is it good for our citizens and you know, it looks like it ought to really promote attendance, but I just like the idea that we're kind of a test market. You know, I kind of like the idea of trying something first, so I appreciate your initiative.

Well, I don't think this takes any action on our part. We just receive and file."

MOTION

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Commissioner Sciortino moved to receive and file.

Commissioner Winters seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

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

I. AGREEMENT WITH BAUGHMAN COMPANY, P.A., FOR DESIGN OF STREET IMPROVEMENTS FOR HEARTLAND CHURCH ADDITION. DISTRICT #3.

Mr. Jim Weber, P.E., Deputy Director, Bureau of Public Works, greeted the Commissioners and said, "In Item I, we are requesting your approval of an agreement with Baughman and Company for engineering design services, construction staking on the Heartland Church Addition street project. The cost of this work will not exceed \$3,500. All costs of the project are to be paid by the benefited properties through special assessments and we request your approval of the recommended action."

Chairman Unruh said, "Okay. Are there any questions of Mr. Weber?"

MOTION

Commissioner Winters moved to approve the Agreement and authorize the Chairman to sign.

Commissioner Sciortino seconded the motion.

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

VOTE

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Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Okay, thank you very much. Next item please."

CONSENT AGENDA

J. CONSENT AGENDA.

- 1. First Quarter 2005 Range Reallocations.**
- 2. Plat.**

Approved by Public Works. The County Treasurer has certified that taxes for the year 2004 and prior years have been paid for the following plat:

Frost Farms Addition

- 3. Order dated February 9, 2005 to correct tax roll for change of assessment.**
- 4. Payroll Check Register of February 11, 2005.**
- 5. General Bills Check Register(s) for the week of February 9 – 15, 2005.**

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

Chairman Unruh said, "Okay, we have a question from Commissioner Sciortino."

Commissioner Sciortino said, "Mr. Manager, could you just explain to me, I'll probably be embarrassed when you do this, but what does it mean when you say 'first quarter 2005 range reallocations'? What does that mean? It indicates to me that we do it every quarter."

Mr. Buchanan said, "Commissioners, on a routine and regular basis, we review positions in this organization to determine several things, one of which is have the duties, responsibilities changed,

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which would require an adjustment in individual salaries. Now, we have done that in a couple of departments, reviewed those, have rejected some, have indicated that a couple need to be changed, these are the range changes that have occurred in the first quarter, and Jo Templin can tell you specifically which ones we're talking about."

Ms. Jo Templin, Director, Division of Human Resources, greeted the Commissioners and said, "The quarterly range reallocations are a combination of requests that come to us by departments or division heads and ask us to review certain positions. They also come from our own audits of those positions, and things that we think we need to take care of, as well as those requests can come from the Legal office, if they want us to do any kind of FLSA study or anything like that.

We do that quarterly and bring those to you quarterly, instead of every other week or something like that. We bring those to you quarterly and organize those in that way. The 2005 first quarter range reallocations are a combination of either request by department and divisions, audits that we have done, as well as an FLSA study requested by our Legal office."

Chairman Unruh said, "Okay, so this is just standard procedure in our personnel management."

Ms. Templin said, "That's correct."

Chairman Unruh said, "Okay. Any other questions? What's the will of the Board?"

MOTION

Commissioner Burtnett moved to approve the consent agenda as presented.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Burtnett	Aye
Commissioner Sciortino	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Thank you, Mr. Manager. Well Commissioners, this brings us to the end of our agenda. I think we do have an Executive Session that needs to be called, but before that, this

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would be an appropriate time for other items of community interest. Commissioner Norton.”

K. OTHER

Commissioner Norton said, “Well, I did want to update the commission on a couple of things that happened while most of you were in Topeka and I kind of held down the fort here in Sedgwick County.

Yesterday at the Zoo, we had the groundbreaking for the Cargill Learning Center, and that’s an educational center that will be added onto the zoo. The price is well over \$1,000,000 but Cargill Incorporated came up with \$750,000 as a grant to incubate that and to start it and I’d like to at least acknowledge them for their gift to the Sedgwick County Zoo. But once again, another great project that’s going to take the zoo to even higher levels and it’s nice for me to be able to steal Chairman Unruh’s thunder about the zoo. I mean, we usually don’t get an update from anybody but him.”

Chairman Unruh said, “You’re doing great, keep going.”

Commissioner Norton said, “But once again, it’s a great addition to our zoo and they’ve broken ground. Hopefully, construction will start and later in the year we’ll be able to have the ribbon cutting for a wonderful education center that continues to grow and offer those kind of education things for our young people and adults alike about the environment and animals and things zoological.

The second thing is, yesterday I participated in a workshop over at the City building. We talked about KTTI’s proposal for an aviation center at Jabara Airport. That met with great expectations from the City and their show of support. We’ll now move forward on a concept design to figure out what that’s going to look like, get an architect involved and move that forward, as we try to make sure that we take care of workforce development needs in the aviation cluster for the next 30-40 years and I’m pretty proud that we’ve been a sponsor of KTTI and that we’ve been very active in this process to try to make sure that workforce development and training is at the highest level it could be for that cluster in our community. So that happened.

Lastly, we all participated in an advisory event at the Coliseum Saturday night that was well-attended and it was a lot of fun. Went to the Thunder game and honored those people that serve on boards and volunteer for us with, I think Commissioner Sciortino says, ‘no compensation’ and we thank them with an event that, you know, was a fun event but an event that led them to believe that we really do care about their participation and the volunteerism.

And then finally, Saturday morning, several of us participated in the Sedgwick County Small Cities Advisory Group and Deb Miller, our KDOT Director, was there and we had a chance to interface with her and talk to her about our needs, as far as transportation in the County. And it was also nice

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to see Senator McGinn there, speaking before us on things that had to do with the legislature. So, that's all I've got."

Chairman Unruh said, "Very busy, commissioner. I think Commissioner Burtnett had her light on next, but did you want to ask something specifically to Commissioner Norton?"

Commissioner Sciortino said, "Well I do, but I can do it in order."

Commissioner Burtnett said, "Thank you. Well, I just want to congratulate our recruits that went through the fire training academy. They graduated last Friday and I was able to attend that graduation and would just like to recognize their names quickly, and I hope I pronounce them correctly: Dustin Goetz, Kevin Nelson, Brian Schroeder, Jon Scott and Chad Widener and just want to congratulate them on a job well done."

Chairman Unruh said, "Okay, thank you. Commissioner Sciortino."

Commissioner Sciortino said, Yeah, Tim I was just . . . on the KTTI building and everything, where are the funds coming from for the architect and for actual construct of the building or what have you, right now as it sits?"

Commissioner Norton said, "Well, it will cost around \$20,000 to do an architectural concept, which can lead them to bidding it and everything and that's going to be paid for by the major aviation corporations. They're all going to belly up I think \$5,000. If takes a little more than that, then Cowley County College will step up and pick up the rest of it, because right now they're the managing partner of the education delivery at the aviation center. So, you know, no government money yet, and eventually when it goes Building Commission, which is what we're hoping, that will be bonded through the building commission, City of Wichita will lease the building and then sub-lease it to Cowley County and the money they pay will pay off the bonded-ness.

So, I think it's a great project and, depending on the financing mechanism, we build a world-class facility with public money being used only as the conduit to let the education system build the infrastructure. So I think it could be a win/ win for us, big time."

Commissioner Sciortino said, "So right now the County hasn't committed any funds for this project."

Commissioner Norton said, "Nor over the long haul, should we have to commit much more than just what we've already done to incubate it. I think it's going to be taken over by the educational groups, whoever that is, that subcontracts for that building, so we end up with a capacity that will be

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ongoing for many years and a system that will draw in all the players, whoever those educational deliverers are can use this facility.”

Commissioner Sciortino said, “Great, thank you.”

Chairman Unruh said, “Okay. Well, I think most of the activities that I’ve been involved in have already been listed, between SCSCAG meeting . . .”

Commissioner Winters said, “I’ve got one more.”

Chairman Unruh said, “Okay, just a second. Commissioner Winters.”

Commissioner Winters said, “Well, I don’t think anyone mentioned the advisory reception, the board reception that we had for those members of our advisory board. Tim, did you talk about that? Saturday evening? Yeah okay, we did talk about that.”

Chairman Unruh said, “And we are doubly thankful to those folks who served on the advisory board. Commissioner Sciortino, did you have a comment?”

Commissioner Sciortino said, “Well, just to share that we did go up to Topeka and we did our last stitch lobbying effort primarily with the senators, because that’s where it was right now and, as I understand it, today is the final vote and I’m very confident that they will vote in favor of the downtown arena and then it moves over to the House side, so it seems to be progressing well. And at least the sense that I got, walking the floors, was that most of the people are confident that this will pass and the will of the people will be honored and we can start construction on a downtown arena, so I’m very excited about that potential.”

Chairman Unruh said, “Very good. Well, thank you. Well, just one more comment I want to make. Got an e-mail indicating that our commission meeting won’t be rebroadcast on this weekend or next weekend on Channel 7, because they’re having some technical . . . installing new equipment and technical things that they’re doing, so if folks are thinking about looking at this meeting this weekend or next, you’re not going to be able to see it, but you can see it on our website at www.sedgwick. . . Kristi, would you stand at the microphone and say this correctly for me please?”

Ms. Kristi Zukovich, Director, Communications, greeted the Commissioners and said, “It is sedgwickcounty.org and if you’ll indulge me for just one moment, I show folks where they can go and make it happen. Go to our main page and if you just scroll down over here on the left side,

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you'll see a little video camera and you can click in there and that will take you in and you can watch it live or of course you can watch them, as you pull it up there, it will show which meeting and you can even watch by agenda item. So, as of this afternoon, you'll be able to watch by the agenda item, don't have to watch the whole meeting, so anytime after this afternoon, pull it up and watch whatever you'd like."

Chairman Unruh said, "So that will be available all the time. Commissioner Norton."

Commissioner Norton said, "Before Kristi gets out of there . . . pull that back up there, Kristi."

Ms. Zukovich said, "I was too quick. I was trying to get you off to executive session."

Chairman Unruh said, "Well these young people are so technically oriented, Commissioner Norton. You and I are slower."

Commissioner Norton said, "I know I am. Well, I think it's interesting, as we talk about getting the message out to the public and we rebroadcast on Channel 7, but you know you can pick up the commission meetings on the Internet. But also, you see there, it says 'Around the County: 7 minutes, 34 seconds'. That's Commissioner Burnett and Chairman Unruh who have filmed a session that talks about what's going on in the county and that's updated consistently every week and I know I do a segment called 'A Word in Edgewise' where I kind of do the same thing to get the message out on what I'm working on."

You know, we're pretty technically advanced here at the county and if people want to know what's going on, it only takes a couple of clicks on their mouse, and it's right in their home or their office, where they really do know what's going on. And you know, there's so much cynicism sometimes about government and it's all behind the scenes and we don't know what's going on, it's pretty easy to find out what we're talking about, what the hot issues are and to see the persons live, face to face, talking about the issues, and I'm pretty proud of that, as a commissioner, that we've taken it to that e-government level. Just a little advertisement, while we're here."

Chairman Unruh said, "Well, there you are."

Ms. Zukovich said, "Any more before I close it out?"

Commissioner Sciortino said, "Other than to thank her for coming up with this alternative, because I'm just convinced that there would be a lot of depressed people this weekend, if they weren't able to dial into Channel 8. I mean, that's pretty neat."

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Chairman Unruh said, "Okay, I think it's time to close the discussion. We need to be moved into an Executive Session."

EXECUTIVE SESSION

MOTION

Commissioner Sciortino moved to recess into executive session for 5 minutes to consider consultation with legal counsel on matters privileged in the attorney-client relationship relating to pending claims and litigation and legal advise and that the Board of County Commissioners return to this room from executive session no sooner than 10:01 a.m.

Commissioner Norton seconded the motion.

There was no discussion, the vote was called.

VOTE

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

Chairman Unruh said, "We're recessed into Executive Session."

The Board of Sedgwick County Commissioners recessed into executive session at 9:54 am and returned at 10:01 a.m.

Chairman Unruh said, "Well, at this time, I will call back to order the Regular Meeting of February 16th, 2005. Mr. Euson, do I need to say that no action was taken? Okay, well no action was taken, we're going to take action now. According to Kansas statute, no binding action was taken while we were in Executive Session. Mr. Euson."

Mr. Euson said, "Thank you, Mr. Chairman. While in Executive Session, we discussed two worker's compensation cases, and I would like to recommend a settlement in both of those, and you can do those in one Motion.

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The one case involves an employee by the name of Laura Stroud and we're recommending a settlement in the amount of \$78,000. The other settlement involves an employee by the name of Roger Elkins and we're recommending a settlement in that case in the amount of \$75,000. Both of those settlements will close out any issues relating to review and modification and future medical payments, and so they are in the best interests of the public for you to approve them. So I would recommend, unless you have any questions, that you approve both of those settlements in those amounts."

Chairman Unruh said, "Are there any questions?"

MOTION

Commissioner Winters moved to approve the settlements as recommended by counsel.

Commissioner Sciortino seconded the motion.

There was no discussion, the vote was called.

VOTE

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

Chairman Unruh said, "Thank you. Is there anything else, Mr. Manager? Okay, Mr. Euson, anything else? If not, this meeting is adjourned."

L. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:04 a.m.

BOARD OF COUNTY COMMISSIONERS OF

Regular Meeting, February 16, 2005

SEDGWICK COUNTY, KANSAS

DAVID M. UNRUH, Chairman,
First District

BEN SCIORTINO, Chair Pro Tem
Fifth District

TIM R. NORTON, Commissioner
Second District

THOMAS G. WINTERS, Commissioner
Third District

LUCY BURTNETT, Commissioner
Fourth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2005