

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

October 22nd, 2008

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, October 22nd, 2008 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Thomas G. Winters, with the following present: Chair Pro Tem Tim R. Norton; Commissioner David M. Unruh; Commissioner Kelly Parks; Commissioner Gwen Welshimer; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Ms. Iris Baker, Purchasing Director, Division of Finance; Mr. Bill Gale, Election Commissioner, Elections Office; Mr. Chris Chronis, Chief Financial Officer, Division of Finance; Mr. Ron Holt, Assistant County Manager; Dr. Catherine Young, MD, Medical Director, Public Safety; Mr. Pete Giroux, Principal Analyst, Division of Finance; Ms. Kristi Zukovich, Director, Communications; and, Ms. Kristi Vermillion, Deputy County Clerk.

GUESTS

Ms. Mildred Edwards, Drug free Communities Project Coordinator, Regional Prevention Center of Wichita

Mr. Craig Gabel, 150 E 44th St, Wichita, KS 67216

INVOCATION

The Invocation was led by Reverend Doctor Cathy Northrup of First Presbyterian Church, Wichita

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES

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Chairman Winters said, "Commissioners, you've had an opportunity to review those minutes, what is the will of the Board?"

MOTION

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Commissioner Welshimer moved to accept the minutes as read.

Commissioner Parks seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

PROCLAMATION

A. PROCLAMATION DECLARING OCTOBER 23 – 31, 2008 AS RED RIBBON WEEK.

Chairman Winters said, “Commissioners, we have one proclamation for your consideration this morning.

WHEREAS, Sedgwick County Commissioners value the health and safety of all our citizens; and

WHEREAS, substance abuse is particularly damaging to one of our most valuable resources, our children, and a contributing factor in the three leading causes of death for teenagers-accidents, homicides and suicides; and

WHEREAS, it is the goal of Red Ribbon Week and the Regional Prevention Center of Wichita/Sedgwick County to involve families, schools, businesses, churches, law enforcement agencies and service organizations in all aspects of this campaign and establish an atmosphere that supports awareness, education and on-going initiatives to prevent illegal drug use; and

WHEREAS, the Red Ribbon Week Campaign theme promotes family and individual responsibilities for living healthy, drug-free lifestyles, without illegal drugs or the illegal use of legal drugs; and

WHEREAS, there are many activities planned during the Red Ribbon Week Campaign in Sedgwick County.

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NOW, THEREFORE BE IT RESOLVED, that I, Thomas G. Winters, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim October 23-31, 2008 as

“RED RIBBON WEEK”

Dated October 22, 2008. Commissioners, that is the proclamation, what is the will of the Board?”

MOTION

Commissioner Parks moved to adopt the proclamation.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “And to accept the proclamation is Mildred Edwards.”

Ms. Mildred Edwards, Drug free Communities Project Coordinator, Regional Prevention Center of Wichita, greeted the Commissioners and said, “In 1985, a drug enforcement agent was killed on a drug bust. He was tortured and killed in Mexico. To commemorate his sacrifice the Red Ribbon Week celebration was formed, throughout the nation in his honor. We attempt to educate others about the efforts of drug prevention or the need for drug prevention efforts in homes, communities, and throughout our nation so we thank you for, on behalf of the Regional Prevention Center of Wichita and Sedgwick County, for your acknowledgment of this proclamation and giving us an opportunity to note the efforts that are taking place in terms of drug prevention in Wichita.”

Chairman Winters said, “Alright, well Mildred, thank you very much. We appreciate the efforts that you and your organization make. It is extremely important and we appreciate your raising it to a level of our attention and we hope that we can be helpful. Commissioner Parks has a comment.”

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Commissioner Parks said, "I just wanted to say thank you for the Prevention Center and having that as kind of a clearing house for things, materials and over the years I have certainly utilized that as a police department and I remember that first year we put those red ribbons on our antennas for the police cars and thank you for your service."

Ms. Edwards said, "Thank you Commissioners."

Chairman Winters said, "Alright, Mildred, thank you very much for being here today."

Ms. Edwards said, "Thank you."

Chairman Winters said, "Madame Clerk, would you call the next item?"

CITIZEN INQUIRY

B. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING LOW COST AND RENEWABLE FUELS FOR THE RESIDENTS OF SEDGWICK COUNTY.

Chairman Winters said, "Thank you. Is Mr. Gabel here? Craig Gabel? Yes, please come forward. We want to welcome you to our Commission meeting and take a moment to just remind citizens that citizens do have the ability to ask to be on the agenda of the Board of County Commissioners by contacting the Manager's office and a place will be reserved for you. The purpose is to address issues that would be of interest to Commissioners. This is certainly a political time in our process of elections and campaigning and so it is not our intention for this meeting to become a platform for campaign debates but you are certainly welcome to address the Commissioners on issues that would be of interest so you are limited to five minutes and so welcome."

Mr. Craig Gabel, 150 E 44th St, Wichita, KS 67216, greeted the Commissioners and said, "I am here to talk to you about renewable energy source..."

Chairman Winters said, "Excuse me, would you give your name and address for the record?"

Mr. Gabel said, "Currently, Sedgwick County residents spend approximately \$1.5 to \$1.7 billion a year on gasoline here in Sedgwick County. That is at the prices we have been paying for the last year. The technology exists and we have it right here in Sedgwick County to produce ethanol from field sorghum or cane sorghum. The cane sorghum can be grown right here in Sedgwick County

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and Sumner County. It will produce approximately 20 tons to the acre. We are talking about using the entire plant, not the grain, and with that type of production at 20 tons per acre we can produce a minimum of 1,500 gallons of ethanol per acre. At those rates it would only take 500 sections of ground to produce all of the ethanol that we need for E85 gasoline for every man, woman and child's gasoline consumption in this county to be replaced. So we would be burning our own ethanol instead of buying gasoline. To put this in perspective it would take approximately an area of 22 miles by 22 miles in order to grow this. This is a lot of ground but we are the largest city in Kansas and so it would be to our advantage. I am going to list the benefits here in a second. Before I do that I am going to point out that there are some assumptions with this. The price of gasoline goes up and down, the price of ethanol goes up and down, economic conditions change so I wanted to list assumptions.

When I built this plan the price of gasoline was \$3 a gallon plus. The average per capita consumption or per person usage of gas nationwide is approximately 3 gallons or a little more per day and cane ethanol can be produced for \$1.60 a gallon or less. Ok, the benefits to our county would be approximately \$2 million per day savings for the residents of Sedgwick County. That equals approximately \$700 million a year. Now, that is assuming the prices that we have been paying over the last year, gas is obviously down a little bit and it will probably go back up when OPEC changes their production quotas pretty soon. That \$700 million equals roughly the budgets of both Sedgwick County and the City of Wichita, savings to the consumers in this county. By growing this cane sorghum and having local farmers grow it we would increase farming income by \$250 million a year. Cane sorghum can be grown on dry land; it doesn't have to be irrigated. Farmers that are now growing wheat at \$120 to \$150 an acre income would be growing cane sorghum that could bring in as much as a \$1000 per acre. In addition, in order to produce this cane sorghum and haul it to the alcohol producing plants we would create 4,000 agriculture based green jobs. These would be permanent jobs since we would be...theoretically transportation will go on for years and years and years, creating \$160 million payroll and potentially having 2,000 more service industry jobs associated with that 4,000 job growth. The fourth benefit would be that we would save the \$1.5 billion that we are now paying. We are paying \$1.5 billion for gas and it is going to the oil companies and basically it is going out of the county, it doesn't make any difference whether it goes to OPEC or anywhere, it is going out of the county, this is money that is just lost to us from our economy. If we kept that \$1.5 billion in the county year after year after year it would be equivalent to 10 economic stimulus packages. The U.S. government gave us economic stimulus package which produced about \$160 million here in Sedgwick County so this would be the equivalent of 10 economic stimulus packages every year. If we grow our own fuel and we burn it and we grow it again we will have a zero carbon footprint.

Now this brings us to our sixth benefit is that both of the Presidential candidates now support a carbon tax next year. It doesn't make any difference which one of them gets elected they are going

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to try and push a carbon tax through that they have been working on in Kiota and with these global warming initiatives. According to CNN, this carbon tax will cost the country \$1.7 trillion over the next 10 years and since Sedgwick County's economy is approximately 1/1000 of the national economy it will cost us approximately \$1.7 billion here in Sedgwick County. That is \$170 million a year, \$340 million for every man, woman and child and \$28 a month per person in carbon tax."

Chairman Winters said, "Mr. Gabel that is five minutes. Can you sum up please?"

Mr. Gabel said, "30 seconds. If we were growing our on fuel we would be at zero, we would have a zero carbon tax on our fuels and potentially there would be the bi-product, which would be burnable to convert into electricity. Anyhow, all we have...and it is not going to cost the County taxpayer's to get this started. Thank you for your time."

Chairman Winters said, "Alright sir, thank you. Madame Clerk, would you call the next item?"

NEW BUSINESS

C. UPDATE ON PREPAREDNESS FOR ADVANCE VOTING AND GENERAL ELECTION ON NOVEMBER 4, 2008.

Mr. Bill Gale, Election Commissioner, Elections Office, greeted the Commissioners and said, "It's good to be with you today. I feel a little guilty I am not across the street right now but it is good to be with you to give you a quick update on the election and our preparations and how it is going so far. Now this being a Presidential election..."

Chairman Winters said, "Bill, could you pull that microphone up just a little bit? Thank you."

Mr. Gale said, "Being a Presidential election these are always our largest elections and this is definitely no exception and in fact we anticipate a large turnout this year, in fact, quite easily could see a record turnout and we have made all of our plans and preparations based off of a record turnout of voters in this election. One of the primary things we have done in that regard is to continue to encourage and promote advance voting and the opportunities for voters to cast their votes early and they have responded. Advanced voting has been growing every year, over the last several years, each election but this year really has. As we have seen we have already...we started mailing ballots out last Wednesday and mailed out over 60,000 early voting ballots last Wednesday alone and we continue to mail out more each day. We are getting close to 70,000 ballots having been requested to be sent so far.

Other things we have done and put in place in anticipation of the large turnout we have slotted

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additional, about 150 additional poll worker positions to be filled and that, as I have mentioned to you before, probably our biggest challenge this year is to make sure that all of our positions that we hope to have filled are filled and we have training going on for these workers this week. In fact, there is a session going on right now to make sure they are ready, trained and prepared for Election Day and early voting and as always you know you have those last minute cancellations so we are trying to keep those spots filled as best as we can for Election Day. We have also...there were a number of good recommendations from the Voter's Coalition and one of them that we've, as you can see behind me, Bob and Amanda are holding up the 'Vote Here Now' banner, which will be placed at each early voting location starting next Tuesday. We strategically placed these locations throughout the county and these banners I think will really help voters as they drive by, they are all in, for the most part, high traffic areas and so this will be just an added feature for voters who may not be aware that they are going right by an early voting location to remind them that hey, they can stop in and cast their vote now. As we see with the advance by mail, voters are ready to vote in this election. Many of them don't want to wait for November 4th and in fact, out of those over 60,000 ballots we've mailed out through yesterday we have received 20,000 of them back, voted already and we just started mailing out Wednesday. So voters are ready to cast their vote and turn it in.

Also with the help of County staff and the Communications office we've run a campaign the last couple of months, again promoting advance voting through television commercials, newsletter ads, the election basics, a palm card, which Tony designed and it has been distributed, over 1,500 of them through different venues. We've also with your help and support and funding for additional voting machines for our early voting locations that will start up next Tuesday.

Here is a quick timeline of the advance voting by mail. As I said, we started mailing out ballots on the 15th, last Wednesday, and continue to. The last day that we will mail out applications is next Wednesday and the last day for us to mail ballots out is next Friday but I recommend voters not wait till next Friday. That leaves little turnaround time to get it done and so if you still want to vote by mail be sure and let us know as soon as you can. And finally, November 4th is Election Day and that is the deadline for those advance vote ballots to be back into us by 7 p.m. that night at the Election office. Advance voting early started this morning in the office just at 8 o'clock and you see the days and times including Saturdays between now and Election day that will have voting going on across the street in the office and as well as starting next Tuesday our 15 satellite early voting locations will open and will handle voting Tuesday through Saturday of next week and there are those days and times for those locations as well.

Finally, again another part of our infrastructure that I think has been put in place to help take care of voters as they try to get their votes cast this election is a couple of things. One, our webpage, which has, thanks to the Secretary of State's office, a voter view link, which voters can

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use to find their polling place, check their voter registration status and also view their sample ballot. If they go on and look themselves up and their sample ballot is there that they can open up and take a look at now as well so they can be prepared ahead of time. And they can also go on and track if they have requested an advance ballot by mail they can go on and track that and see if they sent it back, when we sent it out, if they sent it back, did we receive it, when and did it get back to us ok and check out ok. And also they can not only visit our website for that and other good information they can call us and that is another part with the County Call Center, our ability to handle the large number of volume of calls at this time has been greatly increased from the last few years so I want to just again thank you for that and all the other support you have given the election process and continue to and I think it is a benefit to all the voters of Sedgwick County and especially we see that in a busy, busy election season such as this one. So I will stop there and be available for any questions or comments you have.”

Chairman Winters said, “Alright, thank you Bill. We do have a couple of comments. Commissioner Welshimer?”

Commissioner Welshimer said, “I did try the 7100 number yesterday and it is not being answered, it’s ‘sorry all the lines are busy.’ Is there a better time of day to get folks to call with questions?”

Mr. Gale said, “You know, that is a good question. I am not sure. I will have to check on that one with the call center. I know we receive calls throughout the day, either at the call center or at the office. Bob says they have been handling between 1,500 and 2,500 calls a day through the call center on the election calls.”

Commissioner Welshimer said, “So is there a better time of day for someone to call because it just says ‘call another time.’”

Mr. Gale said, “It says ‘call another time’?”

Commissioner Welshimer said, “Well, I can’t remember exactly what it said but it said ‘you’re not going to talk to anybody right now.’”

Mr. Gale said, “Yea and if you hold on I know their wait time last week averaged about 30 seconds so if you can hold on just 30 seconds on average you will get to somebody.”

Commissioner Welshimer said, “Just stay on the line you mean?”

Mr. Gale said, “Yep and in the meantime we’ve got information playing as far as the Election

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office hours, our website address and other early voting information playing that the voter...and often times that can answer the caller's question just from the recorded information if...and we will have additional staff with the County staff on hand on Election day to handle the increased number of calls as we have the last couple of years."

Commissioner Welshimer said, "Ok, thank you."

Chairman Winters said, "Thank you. Commissioner Parks?"

Commissioner Parks said, "I am one of those 20,000 that have already mailed my ballot back in and I just wondered in tabulating those, you said that earlier that you were going to tabulate some of those so they would be ready for the November election. Now, in looking at some of those advance envelopes are people by in large following instructions and signing the outside of the envelope like they are supposed to?"

Mr. Gale said, "By in large, I don't have an exact count. We continue even though as you have seen we tried to redesign, we have redesigned the envelope to try and make that as obvious to the voter as possible and I think we have done a good job of that but we do, in fact, I have handled a few calls this week...the voter called in, they had already mailed their ballot back and they realized that they forgot to sign and so we are getting them taken care of but there are still a few voters forgetting to sign that envelope so that is a good reminder. Be sure and sign your ballot envelope before you return it."

Commissioner Parks said, "Thank you."

Chairman Winters said, "Alright, thank you. Commissioner Unruh?"

Commissioner Unruh said, "Thank you Mr. Chairman. Bill, what is the total number of registered voters in Sedgwick County? Do you know that number?"

Mr. Gale said, "Well the voter registration deadline was Monday so we are busy entering those that came in at the last minute but we have passed the 250,000 registered voter mark this year, in fact, I think last night I checked and about 256,000 at the moment, which is the most that we've had ever in Sedgwick County and to compare four years ago in the Presidential election at that time we had 233,000 so you see about a 10% increase in the last four years."

Commissioner Unruh said, "Well it is good our citizens are, it looks like they are eager to vote as part of our process that we have. How many though do you expect, what is your best guesstimate of a turnout?"

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Mr. Gale said, “As I said we’ve made all our plans off of record turnout and it seems like as you said with all the interest going on that we may well see a record turnout this year and so I anticipate as many as 200,000 voters voting in this election in Sedgwick County and that would be a record and to compare four years ago in the last Presidential election and when the Downtown Arena was on the ballot, which generated a lot of interest, that year there were about, just short of 180,000 voted so this will be a substantial increase to see 200,000 vote.”

Commissioner Unruh said, “Ok, so with that volume turnout even with the mail in ballots it is still good advice to encourage our citizens to vote early in person.”

Mr. Gale said, “Absolutely. And I think that helps everybody, the voters, the workers to spread the voting volume around and if we see 200,000 vote by mail it looks like about a third of those will be voting early by mail and we can see maybe half of that again vote early in person so we could well see half the voters that are going to vote this election vote early, which would be great to see.”

Commissioner Unruh said, “Alright, thank you. That is all I have.”

Chairman Winters said, “Thank you. Bill, we did make arrangements for some scanners to scan paper ballots. How does that process work?”

Mr. Gale said, “On Election day, your right, at each polling place there will not only be a certain number of voting machines available, there will be a paper ballot scanner and a supply of paper ballots and so if voters need to get on to work or school or elsewhere and they don’t want to wait for a voting machine to become available they can cast their vote on a paper ballot and scan it in right there on the spot and get on with their day and so that will help in being able to accommodate more voters at one time than ever before here in Sedgwick County on Election Day.

Chairman Winters said, “Alright, so on Election Day when people go to the polls if they see long lines at the machines they can request a paper ballot, vote a paper ballot and be on their way?”

Mr. Gale said, “That’s right.”

Chairman Winters said, “Alright very good. Alright, well, good luck. We hope everything goes smoothly and we expect that it will. Commissioners, are there any other questions of Mr. Gale? If not could we have a motion to receive and file this report?”

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MOTION

Commissioner Welshimer moved to receive and file the report.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “Thank you very much Bill. Next item.”

D. PROPERTY PURCHASE CONTRACT AT 319 & 321 S. WASHINGTON TO ACCOMMODATE THE WASHINGTON AND WATERMAN INTERSECTION IMPROVEMENT PROJECT.

Mr. Brad Stout, Adams and Jones, greeted the Commissioners and said, “I am here to ask you to approve a purchase agreement and authorize the Chairman or the designee to sign all necessary agreements. Over the past year or slightly longer I have had the opportunity to serve as outside council in the County’s efforts to acquire the property necessary for the Intrust Bank Arena and the necessary road improvements. Working with everyone in the County has been a great pleasure but I think I speak for everyone when I say with some joy that we are nearly through with this process and this is almost the last acquisition.

So with that I would like to step up to our low tech exhibit and introduce you to this project if I could. You will recall that we had to do some improvements to the Washington Street area and we have acquired a number of properties already in furtherance of that project. The project we’re talking about today is difficult to see, but it sits right about the second building in from the Lewis and Washington intersection. The county needs approximately 25 feet, which is the maroon colored border right here. When we take that we will be eliminating a number of parking places, we will be eliminating the functional use of an overhead door and a number of other aspects of this building. This is a partial taking and in that instance the correct measured damages imposed on the County by State Law is if we value the property immediately before the taking and then we value the property

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that remains to the land owner afterwards, the difference is the amount to which they are entitled. A certified appraiser tells us that difference is \$342,000. Now, the County has already acquired the building immediately to the south. That was the old Indian Hills property and the building there has been removed. We've also settled with the Kramer Body Shop that is moving to the north. Neither one of those properties...Excuse me. Alright, I'm wired up now. We had a technical difficulty. As part of this project and the reason I think this contract, and we discussed it before, and the agreement is entirely consistent with our previous discussion. What we've done is agreed to pay this land owner \$275,000 in cash and to convey to them what is now the vacant lot immediately to the south. I think this is a very prudent opportunity for the Commission. In effect, that credit we're receiving for the property to the south is actually a very good price for that piece of property. That is 10,500 square feet and that works out to \$650 or so a square foot, which is consistent with some of the vacant land sales we'd seen and that were presented to us by the land owner and is consistent with our own investigation as well. It keeps this property in place. Throughout this property or this process the Commission has been very adamant in their instructions to us, that we do what we can for the land owners and the small businesses. That is what resulted in the total moving of Indian Hills for example. In this instance, this allows this building to remain functional, remain viable and in fact, will help improve it. If the County were to put the lot to the south on the market there is no reason to think that anyone other than this landowner would be the necessary buyer. It is possible. I would anticipate. Someone might ask, would I recommend this, do I anticipate through the condemnation process the taxpayer might be better served? My answer to that is no. We are dealing with an amount of money here that this deal I believe, let me rephrase that, this deal I believe is very prudent in that in the condemnation process it would be reasonable to assume that the County would pay at least this much plus we would not get the benefit from the property to the south and you would have the additional cost that we will now avoid so there is a number of reasons that justify this and I would strongly recommend this contract be approved. With that I will take any questions or comments."

Chairman Winters said, "Ok, Brad, could you scoot that easel back up against the wall there? Alright, a couple of comments or questions. Brad, when you made the comment 'keep this property in place' what you were saying is it will keep this business owner in business at this location?"

Mr. Stout said, "Well, that is correct. And now, let's be clear that this property is currently being leased to the realtors to the north and it remains a very viable for them to continue the business they are doing to the property to the north so yes, that is correct."

Chairman Winters said, "But this is not a condemnation and we are not going to court asking the court to intervene here. This is a willing buyer, a willing seller transaction. The owners of the property believe this to be an acceptable proposition to them?"

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Mr. Stout said, “Yes, the owners of the property are very much in favor of it. We have negotiated the deal. I think it is a fair deal to them. I believe it to be a fair deal as well.”

Chairman Winters said, “And you representing Sedgwick County believe it to be a fair deal for the County?”

Mr. Stout said, “Yes I do. I think it is a very good deal. I think it is a very good resolution of this property and allows the County not only to resolve this economically but to use the property they were required to acquire from Indian Hills efficiently and productively. I think it is a good use of the property, yes.”

Chairman Winters said, “Alright, thank you. We have a couple of other questions. Commissioner Welshimer?”

Commissioner Welshimer said, “That vacant lot that we are putting in lieu of cash...”

Mr. Stout said, “Yes ma’am.”

Commissioner Welshimer said, “Did you say it is 10,000 square feet?”

Mr. Stout said, “It’s about 10,500 square feet, yes.”

Commissioner Welshimer said, “And you think the value we are putting on it is \$6 a square?”

Mr. Stout said, “It’s going to be a little over that, a little over \$6 a square foot.”

Commissioner Welshimer said, “10,000 square feet is fairly small for an industrial or commercial...”

Mr. Stout said, “It would be difficult to use that property without assembling it to the property to the north, yes. I would like to say that this proposal resulted in some ingenious insight of myself but quite frankly it just looks like a good idea when you look at the map. It’s a good use of that property.”

Commissioner Welshimer said, “Ok, thank you.”

Chairman Winters said, “Alright, Commissioners are there any other questions? Seeing none Commissioners I would move that we approve this purchase agreement and authorize the Chairman or his designee to sign all necessary documents.”

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MOTION

Chairman Winters moved to approve the purchase agreement and authorize the Chairman or his designee to sign all necessary documents.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Mr. Stout said, "Thank you."

Chairman Winters said, "Thank you Brad. Commissioner Norton?"

Commissioner Norton said, "Well I guess before Brad gets on...we said we are down to the last couple of...we've got one piece left that we have to finish up, is that correct?"

Mr. Stout said, "Yes, Commissioner."

Commissioner Norton said, "Ok. I just wanted the public to know that we are pretty close but it is just one parcel."

Chairman Winters said, "Ok, very good. Thank you, Brad. Madame Clerk, would you call the next item?"

E. INTRUST BANK ARENA COUNTY/CITY CONSTRUCTION COORDINATION AGREEMENT.

Mr. Chris Chronis, Chief Financial Officer, Division of Finance, greeted the Commissioners and said, "In August of this year you will recall you approved an agreement very similar to the one that is before you today. That agreement with the City of Wichita covering a variety of infrastructure

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improvements that we believe are necessary as a result of our construction of the Intrust Bank Arena in downtown Wichita and that agreement also included some additional improvements in the immediate vicinity of the arena that Wichita planned to undertake and that we thought were very important to have completed before the facility opens its doors in January of 2010 and so all of those were subject to that agreement. The agreement was approved by you in August after City Council approved it and then subsequently we ran into a little bit of a wrinkle regarding the City's plans to create a tax increment financing district in downtown or expand a tax increment financing district in downtown and as a result of that dispute the City rescinded their approval of the infrastructure agreement. Since then several of you and the County Manager and staff of the County have been meeting with their counter parts at the City of Wichita to work out these differences and I am pleased to report to you that those differences have been worked out as it pertains to the infrastructure agreement in particular and so we are bringing back before you today in a revised form. The City of Wichita has scheduled a special meeting of Council tomorrow at which they will consider this same agreement and they will consider an action that will initiate the process of expanding a TIF district. Once they have conducted a public hearing regarding the TIF district then you will have a 30 day window of opportunity to consider whether or not you want to approve that expanded TIF district. In my mind those are two distinct actions, the TIF and the infrastructure agreement are not connected in the sense that the improvements that are funded in this infrastructure agreement are fully funded by either the City of Wichita or Sedgwick County without having to rely on tax increment financing. Now in the minds of our counterparts over at the City I think there is a linkage there and so we have discussed with you those plans to expand the TIF. We believe that the plans that they have developed are something that we can recommend to you and we will be doing that at the appropriate time but that is not the purpose of the discussion today.

Today we are here to talk about the infrastructure agreement alone and what you will see on this map on screen, highlighted in red are the streets that are to be improved with Sedgwick County funding from the arena sales tax pursuant to this agreement. Those streets are Emporia from Waterman to William, that is facing the arena on the Westside; Topeka from Kellogg to Waterman, a main access between Kellogg and the arena; the Washington and Waterman intersection, which is highlighted in yellow on this map, which also is a main access point to the arena from the east; William from Emporia to Commerce on the north side of the arena and St. Francis from the arena to Douglas, which is a main access point to the north side of the arena. Those streets are to be improved pursuant to this agreement with funding from Sedgwick County and that funding would come from the arena tax. The additional improvement that is to be paid for by Sedgwick County pursuant to this agreement is the overpass, the rail overpass over Waterman, which is highlighted on this map in blue. Now in your handout you have a copy of a spreadsheet that I am going to put on screen and I apologize to people watching on screen. I suspect that these numbers are going to be very difficult to read just because there is so many of them and the size of the font has to be so

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small but what you can see here is both what you originally approved back in August and in contrast to that what is before you for approval today and so I want to take just a few minutes walking through these improvements so you are very clear on what we are asking you to approve today.

First, the street improvements. Emporia from Waterman to William is now estimated to cost \$903,738 and that is to be funded by Sedgwick County using the arena tax. In the original version of the agreement the cost estimate for the entire project was almost \$702,000 and most of that funding was to be paid for by the City so we have agreed to pay for that improvement with arena tax because we have been convinced that it is a street improvement that is necessitated by the arena. It is part and parcel of the arena project. The second street is Topeka from Kellogg to Waterman. That project has a cost estimate of \$1,348,503. In this new agreement we are agreeing to pay for that project in its entirety with arena tax. The cost estimate is unchanged from the original version of the agreement but the funding split between City and County has changed. Again, in the original agreement Sedgwick County was only paying for some improvements necessary to convert that street from one way to two way traffic. The City of Wichita was convinced at that time that it was necessary to do a reconstruction of the street to improve traffic flows. We have become convinced that that also is essential to the arena construction so it is appropriate for us to pay for that with arena tax. Third street improvement is the intersection at Waterman and Washington. The cost estimate for that is \$5,311,742 paid entirely by Sedgwick County. These are street improvements only being paid for by Sedgwick County. In the original agreement the cost estimate was a little bit less, \$5,125,000 and a small portion of that cost was to be born by the City of Wichita. Again, we have become convinced that it is appropriate for Sedgwick County to bear the entire cost of the street improvement as you'll see as I continue with this discussion. There are other improvements at that intersection that are not related to the streets that will be paid for by City of Wichita. The fourth improvement is the William Street from Emporia to Commerce. That was not included in the original agreement. It is included in this revised agreement. We have become convinced by our counterparts at the City of Wichita that improvement of that street is essential to effective traffic flow to and from the north side of the arena so it is appropriate that we pay for that improvement from the arena tax. That was not in the agreement at all originally. And a second improvement that was not in the original agreement at all is St. Francis from arena to Douglas. The estimated cost for that is \$646,000. Again we have become convinced that it is appropriate for us to pay for that because that reconstruction is going to be necessary in order to provide for smooth traffic flow to and from the north side of the arena, the parking lot that you know is going to be on the north side of the facility. So those are the street improvements that Sedgwick County is agreeing to fund through this infrastructure agreement. I mentioned before the rail overpass over Waterman, which is estimated to cost \$168,509. That price is unchanged from the original agreement, that price estimate is unchanged from the original agreement, and in the original agreement we were paying for that as well, we still are.

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Now in addition to those street improvements there are a series of utility improvements that are to be funded by the City of Wichita from its utility revenues. The first of those is on Emporia from Waterman to William. The estimated cost of that improvement is \$632,291. In the original agreement that project was estimated to cost slightly more, \$676,500 and a very small piece of it, \$43,000 was to be paid for by Sedgwick County. As with the streets we have gone through an analysis with our counterparts at the City as to whether or not the improvement is necessitated by the arena construction. We have become convinced or we have convinced them that that sewer improvement is not necessary because of the arena but it is necessary that it be completed before the arena opens its doors and so the City of Wichita is funding that project in its entirety. The second project is a water and sewer improvement at the Washington and Waterman intersection. We are doing the street and we think that it is essential we do the street in conjunction with the arena but underneath the street the City has plans to do some utility improvements. Those were in the original agreement. The price estimate has not changed. It is \$1,147,810. The City is, in this new agreement to fund that with their utility revenues. The final improvement is a storm water improvement at the Washington and Waterman intersection. That is estimated to cost \$227,568. That was not included in the original agreement. We have with our counterparts at the City of Wichita determined that it is appropriate that those improvements be made and it is necessary that they be completed before the arena opens and so we have incorporated them into this agreement. That improvement would be funded in its entirety by the City of Wichita's storm water utility. When you add all of this together the total package has increased in cost estimate from \$9,168,000 in the original agreement to \$11,126,119 in this agreement that is before you today. Of that \$11 million Sedgwick County is agreeing to pay for \$9,118,450 of street improvements and the City of Wichita is agreeing to pay for \$2,007,669 of utility improvements. I think that is probably everything I need to say. I will be happy to answer any questions that you have about this. If you have no questions then I would recommend that you approve the agreement that is before you."

Chairman Winters said, "Alright, thank you Chris. Commissioner Parks?"

Commissioner Parks said, "Chris, I respectfully disagree with you about not being totally connected with the TIFs because I think there are some things that do connect this in that I would rather see money taken out of the sales tax fund than some gigantic TIF as it was proposed before and then this taking away from the tax funds and what not from the general fund over a 20 year period of time. I think in that respect, the way I look at it, this would be a better place to get the money than to tax you know the entire county and over the longer period of time. But that may be a remote or a reach and it may just be a figure of the way we are thinking on that. But I guess maybe I don't know if this is for you or legal, maybe Rich can answer this, can we rescind this as they did the last time when we sent it over to the City of Wichita if we sign this agreement today?"

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Mr. Rich Euson, County Counselor, greeted the Commissioner and said, “Yes you could. I don’t know that there wouldn’t be consequences associated with that but yes you could.”

Commissioner Parks said, “Well, I guess there were consequences last time when they did so I guess that is alright. The tax oversight committee, have they had a recommendation on this Chris?”

Mr. Chronis said, “No, they have not met since July. They are scheduled to meet next Tuesday.”

Commissioner Parks said, “Ok, I think that is all the questions I have.”

Chairman Winters said, “Alright, thank you. Commissioner Unruh?”

Commissioner Unruh said, “Thank you Mr. Chairman. Well, Chris, I appreciate your presentation. I thought it was very clear and transparent as to what we had approved before and what we are approving now and I think it was easy to follow and understand and it was clear that this was precipitated in some respect by our lack of support for the TIF district, which the City of Wichita had contemplated to use for financing for their share of the original agreement. So this here I think clearly lines up those projects that are perhaps not necessitated by the arena but at least they are directly related to it and driven by the arena improvement so to me it seems logical that these funds should be taken from the sales tax that was generated to support the Intrust Bank Arena and I am going to be supportive of this item. I think it is a reasonable and fair way to make process and in my mind there is a very clear distinction between the approval of this proposal and the potential TIF district that the City might establish tomorrow. I think those are two different issues and two different discussions but I am going to be supportive and look forward to the progress that we will make.”

Mr. Chronis said, “If I could, just one point of clarification, the City will not be establishing the TIF district tomorrow. They will be initiating the process of establishing the TIF district and that will take at least six weeks or so to complete.”

Commissioner Unruh said, “I understand. Well, they are going to start the process and then we have an opportunity to weigh in.”

Mr. Chronis said, “That’s right.”

Commissioner Unruh said, “Thank you.”

Chairman Winters said, “Alright, thank you. Commissioner Welshimer?”

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Commissioner Welshimer said, “Well, establishing a TIF district just means that they will be spending our property tax income along with their own and by funding this project of street improvements we are not spending property taxes, correct?”

Mr. Chronis said, “Yes.”

Commissioner Welshimer said, “It is a lot more than what I thought we were going to end up with. \$9 million, that is almost twice what we originally had and so it was a little unsettling to me but I think if we looked at this as the original plan and we had gone along with the TIF we would end up spending more than the \$9 million over a 20 year period, is that a fair assumption?”

Mr. Chronis said, “Yes it is.”

Commissioner Welshimer said, “So we are spending sales tax arena money, not property tax money, and in the long run we are spending less to take this approach?”

Mr. Chronis said, “That’s correct.”

Commissioner Welshimer said, “Ok, I think I will be voting for it but I am still concerned about our parking situation with the arena. It has gone far too long and there seems to be no definite answers to that problem. We have the arena, we have got to make it a success because it is about to be finished, it is making good progress and...so we are going to have to do everything we can to make that a success. We have no choice and I would like to get this part of this over with and really get into the parking issue soon. Thank you.”

Chairman Winters said, “Thank you. Commissioner Norton?”

Commissioner Norton said, “Well, I agree with Commissioner Welshimer that parking is still problematic. I think our group meets again next week to try to hammer some agreement out there. There are some differences of opinion among the people that are in that mix and I am one of them. I tend to lean towards doing some service lots and a one level stacked garage somewhere and I don’t think everybody is in agreement with that so we will continue to talk about it but we do have to come up with some strategic parking plan and pretty quickly. I think it is important to move ahead on this today because ingress and egress and the streets and the traffic flow is going to be just as important as parking, people getting in and out of the area quickly and without obstruction is going to be important and fixing some of these intersections, getting turn lanes right, getting Topeka, the traffic moving both ways on Topeka is going to be part of that fix so I will be supportive of this today but I am still concerned about how we finally finish up the last piece which is parking. I think we are going to have a good traffic flow but now parking is going to be critical

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to that. I have two questions; are these pretty well hard costs? I know we hadn't sent it out for construction bids but if we really analyze this because one of the things that is problematic for me is that I don't want this number to change much in the process. If you feel like this is a pretty good engineer's estimate of what this is really going to cost?"

Mr. Chronis said, "I would go so far as to say that it's an estimate from a pretty good engineer. I don't know that I could go much farther than that. It is an estimate. We have not gone out for bids yet. The deal is structured, the agreement is structured so that the amounts of funding are identified as not to exceed amounts. That is in many cases these street improvements will be undertaken by the City of Wichita through its contracts. The County will be paying the City of Wichita this amount of money and it will use that money then to pay its contractors. The deal is structured so they are not to exceed amounts. If the City's costs should greatly exceed these, if their bids come in way high then we are going to have to come back together and renegotiate or figure out how to cover those overages but at this point our costs are locked in with this agreement to these numbers. That is a different thing though then saying there will not be cost increases."

Commissioner Norton said, "My finally question is how much money is left in the arena fund for operation and maintenance and parking if we, depending on what we decide to do. Do you have a figure after this? Since we are taking this out of sales tax what does that operating reserve and parking fund look like?"

Mr. Chronis said, "I apologize. I didn't do that analysis and I should have but working from memory this will take us to about \$6 to \$7 million after these costs."

Commissioner Norton said, "Ok, could you get me that figure, an actual hard figure?"

Mr. Chronis said, "Yes, absolutely."

Commissioner Norton said, "Because I think that becomes part of the conversation then of what you can do for parking. I mean that sounds like..."

Mr. Chronis said, "I'm sorry. The \$6 to \$7 million is after these costs and the parking that we have been discussing. When we open the doors on the facility, after taking into account these costs and the costs that I am anticipating we are going to be spending on parking I am expecting to have an operating reserve of \$6 to \$7 million dollars."

Commissioner Norton said, "Now we haven't resolved parking yet so that number could change?"

Mr. Chronis said, "That's right. It could."

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Commissioner Norton said, “Ok, you have some numbers that have kind of been presented and are speculative but are not hard numbers until we put the stamp of approval on it?”

Mr. Chronis said, “Yes.”

Commissioner Norton said, “Ok, that is all I have Mr. Chair.”

Chairman Winters said, “Alright, thank you. Commissioner Parks?”

Commissioner Parks said, “In answer to Commission Norton’s question in doing my homework yesterday I did speak with Ron Holt. Ron, could you possibly or could the Chair possibly recognize Mr. Holt speak to the...”

Chairman Winters said, “If you have a question of Mr. Holt he could come forward.”

Commissioner Parks said, “Yes, if you could Mr. Holt. Just kind of go over those line items that we went over yesterday and kind of answer some of the questions that Commissioner Norton had on what’s left in the tax fund.”

Mr. Ron Holt, Assistant County Manager, greeted the Commissioners and said, “At the current time there is about \$15.6 million in the parking, operation and maintenance fund at the current time. That does not apply the \$1 million that the tax receipts exceeded what we had projected. So if you add that to it, \$16.5 million into that fund. Many of these dollars that you are looking at today have already been included in the arena budget in one line item or another. If you take then about \$6 million of this and I am rounding, about \$6 million of what you are looking at today would then come out of that operation and maintenance reserve fund, which would get it down to just a \$10 to \$11 million dollars, just with the action that you’d be taking today.”

Commissioner Norton said, “Ron, before you leave, does that include the extra money that is being held for interest?”

Mr. Holt said, “No, there is no...none of the dollars that I am talking about has any consideration of what might happen with the investment income off of those.”

Commissioner Norton said, “And the investment income is how much? Just an estimate.”

Mr. Holt said, “Well, I think at one time it was probably considerably more than what it is today but I will let Chris address that.”

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Mr. Chronis said, “The estimate that we have provided previously I believe is about \$13, \$13 to \$14 million dollars. We have not revised that estimate in the face of the plunge of interest rates that’s been occurring but at this point I am comfortable saying that we’ll have a good \$12 million anyway.”

Commissioner Norton said, “And we have not as a Commission made a decision to move that into the arena fund, it is just sitting to the side? But that could be...”

Mr. Chronis said, “It is in the general fund as required by State law.”

Commissioner Norton said, “It could be moved over into the arena fund to be used for parking structures or other things later or operation or maintenance?”

Mr. Chronis said, “Yes.”

Commissioner Norton said, “So the real number available to us is much larger than the \$6 or \$7 million.”

Mr. Chronis said, “Yes.”

Commissioner Norton said, “If we choose...Ok, that is all I have Mr. Chair.”

Chairman Winters said, “Alright, thank you. Commissioner Parks, did you have other questions?”

Commissioner Parks said, “No.”

Chairman Winters said, “Alright, Commissioners are there any other questions or comments?”

MOTION

Chairman Winters moved to approve the Intrust Bank County/City construction coordination agreement as presented.

Commissioner Welshimer seconded the motion.

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

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VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Mr. Chronis said, "Thank you."

Chairman Winters said, "Thank you, Chris. Madame Clerk, would you call the next item?"

F. TRAINING AGREEMENT BETWEEN SEDGWICK COUNTY AND CYPRESS ANESTHESIA PROFESSIONALS FOR THE TRAINING OF PARAMEDICS.

Dr. Catherine Young, MD, EMS Medical Director, Public Safety, greeted the Commissioners and said, "This agreement will allow us to get our paramedics in for more training on a very specific skill that we do not use very often but requires a high degree of proficiency and this will allow us to get our paramedics in with a Board Certified anesthesiologist in a clinical setting so that we can maintain our skills so I am asking that you approve this agreement."

MOTION

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

Commissioner Welshimer seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, "Dr. Young, thank you very much."

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Dr. Young said, “Thank you.”

Chairman Winters said, “Next item.”

G. AMEND CIP TO EXPAND STATION 35 TO MEET FUTURE NEEDS.

Mr. Pete Giroux, Principal Analyst, Division of Finance, greeted the Commissioners and said, “I have one CIP amendment request for your consideration this morning and that is that we adjust the design of Fire Station 35 to be capable of supporting EMS and meeting their anticipated future needs in that area. Fire Station 35 was originally included in the 2008 CIP, we adjusted that slightly when we purchased land in December of 2007. That site is just north of the intersection of US 54 and 199th in Goddard and the design is approaching completion. As you are well aware EMS continually assesses its operations and demand for service and they have made this request because their analysis projects increased demand over previous assessments for the reasons that I show on the slide, specifically increased growth in west Wichita and Goddard and of course, the announcement Via Christi made recently about a hospital expansion that will be on 21st Street and 151st. The second reason that EMS made this request is that this is the last point at which an addition to this fire station could be made at the optimum cost and that of course allows it to be ready to meet that increased demand we discussed as well as do it again at the least cost and if you choose to approve it the EMS post would be integrated to the facility on the north side. Estimated cost to make the addition is \$356,651 and we propose to fund that or EMS proposes to fund it from savings that they made in the EMS post that we leased in Maize and from a transfer from the Public Safety Contingency. The CIP committee recommends approval. Do you have any questions?”

Chairman Winters said, “Commissioners, you have heard the report, what is the will of the Board?”

MOTION

Commissioner Welshimer moved to approve the amendment to the CIP.

Commissioner Unruh seconded the motion.

Chairman Winters said, “Is there any discussion? Commissioner Parks has a question? Mr. Manager do you want to go ahead?”

Commissioner Parks said, “I just think this is a forward looking thing that we add onto these fire stations when we do this. I know we sat down and studied the rings and where the coverage is and where the calls are and there was a lot of other discussion that went into this so this is just not

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something that's haphazard, moving some money around to get a little bit more room but it has been studied by I know myself and a couple of the other Commissioners and I would certainly support this."

Chairman Winters said, "Thank you. Mr. Manager?"

Mr. William Buchanan, County Manager, greeted the Commissioners and said, "I wanted to make sure the Commission understood there has been no decision made to move any stations or to add any employees and so that is a whole separate discussion, which Mr. Parks has indicated. This is a move to anticipate what might occur in the future and it is money invested now to save a whole bunch in the future if this occurs and we think the service coverage to Goddard will necessitate increased crews there."

Chairman Winters said, "Thank you very much and I also am going to vote for this but as my time remains as a Commissioner I will not and would not support the closing of EMS stations in far western parts of Sedgwick County to enhance this location here. I think that is what it's going to mean, it's going to mean the County is going to be spending more money on ambulance service for western Sedgwick County. Alright, we have a motion and a second, is there any further discussion? Seeing none call the vote.

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

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

H. PUBLIC WORKS

1. AGREEMENT WITH KANSAS DEPARTMENT OF TRANSPORTATION FOR 2008 BRIDGE PIN & HANGER INSPECTION OF SIX (6) COUNTY BRIDGES.

Mr. David Spears, Director, Public Works, greeted the Commissioners and said, "Item H-1 is an agreement with the Kansas Department of Transportation to do in depth ultrasonic inspection of hinge pins on six bridges located within Sedgwick County. All bridges had repairs done previously

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in 2005. The cost will be shared by both parties at an 80/20 split. Sedgwick County's share will be \$9,000. It is a \$45,000 contract. I recommend that you approve the agreement and authorize the Chairman to sign. I would be glad to answer any questions."

Chairman Winters said, "Commissioners are there questions on Item H-1? Seeing none, what is the will of the Board?"

MOTION

Commissioner Parks 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 Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

- 2. RESOLUTION RECLASSIFYING CERTAIN ROADS FROM THE GYPSUM AND PARK TOWNSHIP ROAD SYSTEMS TO THE SEDGWICK COUNTY HIGHWAY SYSTEM. SPECIFICALLY, 143RD STREET EAST BETWEEN 63RD STREET SOUTH AND 71ST STREET SOUTH (839-X); AND 69TH STREET NORTH BETWEEN WEST STREET AND HOOVER ROAD (602-23). DISTRICTS 4 & 5.**

Mr. Spears said, "Commissioners, Item H-2 is a resolution reclassifying 143rd Street East between 63rd Street South and 71st Street South from the Gypsum Township road system to the Sedgwick County Highway system and 69th Street North between West Street and Hoover Road from the Park Township road system to the Sedgwick County Highway system. The reason for the change is that we will construct coal mix asphalt on these roads next year and we have to prepare the sub-base now and from that point forward we are better equipped to maintain a paved road and therefore I recommend that you adopt the resolution."

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MOTION

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

Commissioner Welshimer seconded the motion.

Commissioner Welshimer said, "I had one question."

Chairman Winters said, "Is this the...it's taking the area of that little airport?"

Mr. Spears said, "Yes, that is what it's for. Cook Airfield."

Commissioner Welshimer said, "Ok, thank you."

Chairman Winters said, "Commissioner Parks?"

Commissioner Parks said, "I did speak with an official from Park Township yesterday and they are anxious on this one. The one that is in my district has had some traffic counts on it and there is a major business at the end of this one so it's not a road to nowhere so it is highly traveled especially on the weekends and I think this would be a good place for it."

Commissioner Welshimer said, "I had one more question."

Chairman Winters said, "Yes, Commissioner Welshimer."

Commissioner Welshimer said, "South of that, going further south from 71st wouldn't be coal mix but that road really needs some work done on it. Is there any plan for that?"

Mr. Spears said, "No ma'am, not at this time. That would be a township road and we are just taking this one mile."

Commissioner Welshimer said, "Ok, thanks."

Chairman Winters said, "Alright, thank you. We have a motion and a second. Is there any other discussion? Seeing none call the vote."

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye

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Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Mr. Spears said, “Thank you.”

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

I. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING ON OCTOBER 16, 2008.

Ms. Iris Baker, Purchasing Director, Division of Finance, greeted the Commissioners and said, “The meeting of October 16th results in five items for consideration. Item One:

**1. HIGH SPEED MULTI-FUNCTION DEVICE—DISTRICT ATTORNEY
FUNDING—DISTRICT ATTORNEY EQUIPMENT RESERVE**

The recommendation is to accept the proposal from OCE and establish contract pricing for three years with two one year options to renew. Item Two:

**2. LIBRARY SHELVING FOR JUVENILE DISTRICT ATTORNEY—FACILITIES
DEPARTMENT
FUNDING—FACILITIES DEPARTMENT**

The recommendation is to accept the proposal from Records Retrieval in the amount of \$11,278.35. Item Three:

**3. CHANGE ORDER #3-CONSTRUCT OF 5 NEW FIRE STATIONS –FACILITIES
DEPARTMENT
FUNDING-DESIGN NEW FIRE STATIONS**

The recommendation is to accept the change order with Richard Kraybill, Architect in the amount of \$71,130.00 and extend contract completion date 18 months to November 18, 2009. Item Four:

**4. ¾ TON, FOUR WHEEL DRIVE SUBURBANS—FLEET MANAGEMENT
FUNDING—VEHICLE ACQUISITION**

The item was deferred indefinitely. Item Five:

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5. PUBLICATION OF LEGAL NOTICES FOR VARIOUS COUNTY DEPARTMENTS

That item was deferred indefinitely. I would be happy to answer any questions and recommend approval of these items.”

Chairman Winters said, “Alright, thank you. Iris, on Item #1, do we not call those copy machines anymore?”

Ms. Baker said, “This type of equipment is not referred to as a copy machine any longer. They do faxing, they do scanning, they do copying...”

Chairman Winters said, “Does everything.”

Ms. Baker said, “Everything. This purchase will also create a standard for a high end piece of equipment throughout the County.”

Chairman Winters said, “Ok, thank you. Commissioner Parks?”

Commissioner Parks said, “Iris, on #4 the ¾ ton four wheel drive Suburbans for the Fleet Management was that just for the Fleet Management themselves, that line item, or that budget or was that some other department out there?”

Ms. Baker said, “The vehicles are for EMS Department.”

Commissioner Parks said, “So they are just repairing what they have now then instead of buying new?”

Ms. Baker said, “It will be a replacement purchase. Fleet was unavailable to visit with Bid Board so the item was deferred.”

Commissioner Parks said, “Ok, thank you.”

Chairman Winters said, “Alright, any other questions? What is the will of the Board?”

MOTION

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

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Commissioner Norton seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, "Thank you Iris."

Ms. Baker said, "Thank you."

Chairman Winters said, "Next item."

J. CONSENT AGENDA.

- 1. Establish Budget Authority in the Workers' Compensation Fund.**
- 2. Agreement with Board of Indigents' Defense Services providing on-line access to Sedgwick County's electronic data.**
- 3. Agreement with Unified School District No. 259 for the continuation of a Disproportionate Minority Contact (DMC) project at Brooks and Coleman Middle Schools.**
- 4. Five (5) Easements for Right of Way and One (1) Permanent Drainage Easement for Sedgwick County/KDOT Project 817- V, W, X; Road Widening project on Meridian between 47th St. South and 71st St. South. CIP# R-281. District 2.**
- 5. One (1) Easement for Right of Way for Sedgwick County Project 795-N, O, P, Q; Recondition of 199th St. West between 21st St. North & US-54. CIP# R-267. District 3.**

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- 6. General Bills Check Register for the week of October 8, 2008 – October 14, 2008.**
- 7. Order dated October 15, 2008 to correct tax roll for change of assessment.**

Mr. Buchanan said, “You have the Consent Agenda before you and I recommend you approve it.”

Chairman Winters said, “Commissioners, any questions or comments? If not, what is the will of the Board?”

MOTION

Commissioner Unruh 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 Unruh	Aye
Commissioner Norton	Aye
Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Winters	Aye

Chairman Winters said, “That does bring us to the conclusion of the Regular Agenda items but we do need to have a Fire District Meeting so before we take up other discussions let’s recess the Regular Meeting of the Board of Sedgwick County Commissioners.”

RECESS TO FIRE: 10:22 a.m. to 10:24 A.M.

Chairman Winters said, “I will call back to meeting the Regular Meeting of the Board of County Commissioners for discussion of other business. Commissioners? Commissioner Parks?”

K. OTHER

Regular Meeting, October 22nd, 2008

Commissioner Parks said, “Just wanted to say there is a big event going on in my district this weekend. The late models, the NCRA late models will be at 81 Speedway at 7 p.m. on Saturday. This is the closest thing to Nascar that we can get in Sedgwick County. These guys really get going fast down the straightaway, as we say, they really get to cooking down the straightaway and there will be speeds over 100 mph with these guys clipping fenders so if you guys have a chance to go out there and look at that, that would be great. I think that’s a great venue. It is the last one of the season. Commissioner Norton provided us with some information about ethanol and we heard a little bit about that earlier. I would like to say that I have used E10 in my car the last 150,000 miles, it has over 200,000 miles on it, it works great on E10 and I would like to see the County pursue when we are talking about Bid Boards and things more E85 vehicles. I think that every one of these gallons of ethanol that we burn through our vehicles is less that we have to depend on foreign oil and I think it’s a good process and supports our local farmers, supports are local plant out by Colwich and I just wanted to, I guess, give that plug for ethanol. It’s clean burning, will help our carbon footprint and I had planned on saying that anyway. Thank you.”

Chairman Winters said, “Alright, thank you. Commissioner Welshimer?”

Commissioner Welshimer said, “Derby Chamber of Commerce is having their annual auction and it’s a little festival that they do in a big tent outside the Derby Country Club and that is tomorrow evening and tickets are available through several of the businesses, one of them would be the Informer, the local newspaper there.”

Chairman Winters said, “Ok, thank you very much. Commissioners, any other comments before we adjourn? Seeing no other comments this meeting is adjourned.”

L. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:26 a.m.

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

THOMAS G. WINTERS, Chairman
Third District

DAVID M. UNRUH, Commissioner
First District

TIM R. NORTON, Commissioner
Second District

KELLY PARKS, Commissioner
Fourth District

GWEN WELSHIMER, Commissioner
Fifth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2008