

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

July 30, 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, July 30, 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; Mr. Chris Chronis, Chief Financial Officer; Ms. Marilyn Cook, Director, COMCARE; Mr. Larry Ternes, Youth Services Administrator, Department of Corrections; Ms. Jo Templin, Director, Division of Human Services; Mr. David Miller, Budget Director, Finance; Ms. Claudia Blackburn, Director, Health Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Evelyn Good, Deputy County Clerk.

GUESTS

Ms. Karla Fazio, President, Wichita Bar Association
Ms. Renee Strunk, Director, Project Independence

INVOCATION

The Invocation was led by Pastor Cody Courter Westlink Christian Church, Wichita

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES

Regular Meeting, July 9, 2008
Special Meeting, July 9, 2008

Chairman Winters said, "Commissioners, you have had an opportunity to review these minutes. We need to take them one at a time. What is the will of the Board on the Regular Meeting of July 9th?"

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MOTION

Commissioner Welshimer moved to approve the minutes of the Regular Meeting of, July 9, 2008.

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 then we have the Special Meeting of July 9th, which was our public hearing regarding our ADA Plan for the future. And Commissioner Welshimer was absent from that meeting. Is there a motion to approve those minutes?”

MOTION

Commissioner Norton moved to approve the minutes of the Special Meeting of July 9, 2008.

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	Abstain
Chairman Winters	Aye

Chairman Winters said, “Next item please.”

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DONATION

A. DONATION BY THE WICHITA BAR ASSOCIATION AUXILIARY OF A \$1,500 WATERMARK BOOKS GIFT CERTIFICATE AND GIFT BASKET TO BE USED TO BENEFIT THE YOUTH AT THE JUVENILE DETENTION FACILITY.”

Mr. Larry Ternes, Youth Services Administrator, Department of Corrections, greeted the Commissioners and said, “The Wichita Bar Association’s Auxiliary donation of a \$1,500 Watermark gift certificate and backpacks actually, instead of a gift basket, for the Juvenile Detention Facility and also for residents of the Juvenile Residential Facility marks the third consecutive year the Auxiliary has made this type of donation to our youth in our facilities. It is actually the fifth consecutive year that they’ve made a donation of one kind or another to our youth serving facilities.

As we have in the past, we will use the donation to purchase books for the direct benefit of the youth detained. The books will enhance the selection at our library at the Juvenile Detention Facility, and we hope that the books will offer an additional incentive for youth to enhance their reading skills, particularly in that area.

I would also like to indicate that the backpacks, and the folks from Junior League, that are with us today, and I’ll tell you who those folks are in just a second, would like to see us use those backpacks for youth leaving our Juvenile Residential Facility so they have something to leave and place their belongings in other than a garbage bag. So that’s how those backpacks will be used. I recommend that you accept this donation and authorize the Chair to sign a letter of appreciation. I’ll be happy to answer any questions you have this morning. First, I would like to add, that with us today, from the Women’s Auxiliary are Karla Fazio, is it okay for them to come forward?”

Chairman Winters said, “Yes, please stand or...yes, thank you.”

Mr. Ternes said, “Karla is the President. We have Karen Townsly, excuse me, Judy Just, and Patty Armstrong. And I think they have a sample of one of the backpacks that they brought with them today.”

Chairman Winters said, “Very good, very good. All right, well, thank you very much, Larry. I think Larry did make a misreference there , this is the Wichita Bar Association Auxiliary, not the Junior League.”

Mr. Ternes said, “I’m sorry.”

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Chairman Winters said, "They are fine folks, too. But we certainly do want to extend our appreciation to your organization for having this continued over the years, interest in the youth of our community and sometimes the youth that are in a bit of an awkward position. And I know that Larry and his staff work very hard to try to extend a positive outreach to the youth that comes in contact with us in that particular way. It takes much more than Larry and his staff can do or that probably any one individual or organization. So we appreciate your assistance very much as we try to change the lives of youth in our community. If you would like to make a comment, you are certainly welcome to come to the podium."

Ms. Fazio said, "Oh no, it is our pleasure to do this, so thank you."

Chairman Winters said, "Well, thank you very much. Larry, do you have anything else at this time?"

Mr. Ternes said, "No. I just apologize for the Junior League reference. Some of their members here today are Junior League members as well, and we'll be coming before you with another donation in a few weeks from the Junior League."

Chairman Winters said, "All right, very good. Well, again, ladies, thank you very much. We appreciate your activity in the community in this manner and taking on some of these challenges with us. Commissioners, any other comments? If not, what is the will of the Board?"

MOTION

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

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

Chairman Winters said, "Again, we extend our sincere appreciation for this fifth year of contribution. Thank you."

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Mr. Ternes said, "Thank you."

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

RETIREMENTS

B. PRESENTATION OF RETIREMENT CLOCKS.

- **CHARLITA KARLIN, OFFICE SPECIALIST, COMCARE, WILL RETIRE AUGUST 1, 2008 AFTER 16 YEARS OF SERVICE.**
- **JOHN GILLOCK, SENIOR SECURITY OFFICER, DIVISION OF INFORMATION AND OPERATIONS – SECURITY, WILL RETIRE AUGUST 1, 2008 AFTER 12 YEARS OF SERVICE.**

Ms. Jo Templin, Director, Division of Human Services, greeted the Commissioners and said, "Could I have our two retirees come forward? This Agenda item recognizes the contributions to public service of two of our employees, and it just wants to wish them well in their retirement and thank them for their service to Sedgwick County. We would also like to thank the managers and the coworkers from their departments for being here to support these two employees."

The first employee that will be retiring on August 1st is Charlita Karlin from the Department of COMCARE, and she is an Office Specialist, and will retire after 16 years of service."

Chairman Winters said, "Charlita, if you would just would step right here up here. We do have this certificate that recognizes the time that you have been here with Sedgwick County, so we want you to have that, and we also want you to have this retirement clock as, hopefully, a reminder of the pleasant times that you have had in your employment with Sedgwick County. We hope there's been a few of those."

We know that with every job there are challenges, but we do appreciate the work that you've done for the citizens of Sedgwick County."

Ms. Karlin said, "Thank you."

Chairman Winters said, "Would you like to make say a word or two? All right. Well, thank you. Congratulations on your retirement."

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Ms. Templin said, "Our second retiree is John Gillock, and he is a Senior Security Officer with Security Division of Information and Operations. He will retire August 1st after 12 years of service."

Chairman Winters said, "John, we have a certificate that we would like to present you which is, again, a reminder of the time that you've served here at Sedgwick County, we would like to give you that. We also have this clock that we would like to present to you. We appreciate all of the work that you and the other security folks do in this building. We know that there have been courthouses around the country that have wished they had had a good security in place, but they wished too late and they acted too late.

We know that your job can oftentimes be boring and long and frustrating. I have always seen a smile on your face as I walk through the facility and that's been very important, and you all, at that job, do very good work and we're very appreciative of the fact that we know you all are there, helping make sure this is a safe facility, not only for county employees, but citizens. So we appreciate your work. Would you make just a comment?"

Mr. Gillock said, "Thank you. I thank you for your statement and everything, and I accept all of the nice things you said on behalf of all the security officers."

Chairman Winters said, "Thank you very much and congratulations on your retirement."

Commissioner Norton said, "Clerk, call the next item."

APPOINTMENTS

C. APPOINTMENTS.

- 1. RESOLUTION APPOINTING THOMAS G. WINTERS AND TIM R. NORTON, AT LARGE APPOINTMENTS, TO THE WICHITA AREA METROPOLITAN PLANNING ORGANIZATION TRANSPORTATION POLICY BODY.**

Mr. Rich Euson, County Counselor, greeted the Commissioners and said, "Commissioners, we've prepared a Resolution which would make these appointments to the WAMPO Board, as it's sometimes called. This Board is responsible for transportation planning in the Wichita Metropolitan area, including Sumner County and Butler County, and these appointments are consistent with what was done last year when the Chairman and Chair Pro Tem served. So if it's acceptable, I would recommend you adopt the Resolution."

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Chairman Winters said, "Thank you very much. I would just make one additional comment about the work of the Wichita Area Metropolitan Planning Organization. The Board does consist of two County Commissioners and three City Council people and then other citizens about the community, and also the Kansas Department of Transportation, KDOT, is a very active member in this organization.

And what this organization does is prioritize the projects coming to this metropolitan area that are basically Federal transportation dollars. And KDOT, again, is a very active part of this Board and we think the Board does pretty good work. Commissioners, are there other questions or comments? Commissioner Norton?"

Commissioner Norton said, "Well, there may be a little bit of a conversation we want to have at some point and maybe today is not it, that we traditionally let for WAMPO, the Chair and Chair Pro Tem are kind of the automatic appointees. I don't know that it has to be that way.

I have not served on this Board, I am willing to do it, in fact I look forward to it because there's some huge transportation issues as we move towards a new State Comprehensive Plan, and I would like to be involved in that, but there is a dialogue at some point as to whether if we name those people each year by Commission name or if we name them just automatically as Chair and Chair Pro Tem.

I don't know if that conversation needs to be made today, but at some point, maybe in a staff meeting, we would think about how we would want to make this appointment to carry on for years to come, whether it's an automatic thing that the Chair and Pro Tem take on, or do we appoint two new people each year regardless of whether its Chair and Chair Pro Tem."

Chairman Winters said, "All right, thank you. And just to insert at this point, this configuration of the WAMPO Board is a relatively new. It has just been in this configuration with elected officials on it to this extent in the past, probably six months or so. Before that only the Chair was there but it was mostly staff oriented and there was no City Council people on this Board at all. So that's why I think we're kind of feeling our way along under this new configuration. Commissioner Parks?"

Commissioner Parks said, "In that light, with the configuration of the Committee and everything, I would just like to say that I think this bodes itself a little better to representation of the unincorporated areas of the County, our County, and the smaller cities in the County. I think they have, in the past, have had some concern about it being heavily weighed towards City of Wichita only, and I think that Tom Jones has done a fine job on that as well as our Commissioners will be attentive to the smaller cities, and I would say if any of those smaller cities, or those governing bodies in those smaller cities, thought that something wasn't fair, they would need to bring it to our attention right away. Thank you."

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

Commissioner Welshimer said, “I don’t have a problem with the Chair and Vice Chair this year being appointed. I am not sure that I would want to make that something that we have to do every year. I think it would tie us down too much and we might have officers that didn’t have time for that, or it wasn’t their area of expertise or something like that, so I would say we just make these appointments today and next year address it in the same manner.”

Chairman Winters said, “Okay. I think that sounds very reasonable because you’re exactly right, as we know, either the Chair or Pro Tem at times can take on several tasks and one more task may not be in their best interests or the best interests of the WAMPO Board. Commissioner Unruh?”

Commissioner Unruh said, “Thank you, Mr. Chair. The Resolution before us appoints two people by name rather than by position, and so we’re not establishing a firm policy of this kind of fundamental principle, so I think we can deviate from it annually or whatever we deem reasonable. But I am going to be supportive of the Resolution before us, that we appoint Tom Winters and Tim Norton to those positions.”

Chairman Winters said, “All right. Thank you. I see no other questions at this time. We’re ready for a motion.”

MOTION

Commissioner Welshimer moved to adopt the Resolution.

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 Winter said, “Next item.”

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2. RESOLUTION APPOINTING BILL MCKINLEY (CITY OF MAIZE NOMINATION) TO THE SEDGWICK COUNTY STORMWATER MANAGEMENT ADVISORY BOARD.

Mr. Euson said, “Commissioners, this Board is set up so that the City of Maize makes this Appointment to serve at the pleasure of the City of Maize and I would recommend you adopt the Resolution.”

Chairman Winters said, “Thank you. Is there a motion?”

MOTION

Commissioner Parks moved to adopt the Resolution.

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, “I don’t believe I see Bill McKinley in the audience. Is Bill here today?”

Commissioner Unruh said, “No.”

Chairman Winters said, “Thank you very much. Call the next item.”

NEW BUSINESS

D. AUTHORIZE PUBLICATION OF THE MAXIMUM PROPERTY TAX LEVY TO FUND THE 2009 SEDGWICK COUNTY BUDGET AND SET THE FINAL PUBLIC BUDGET HEARING AND ADOPTION DATE ON THE 2009 BUDGET FOR AUGUST 13, 2008.

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Mr. David Miller, Budget Director, Finance, greeted the Commissioners and said, "Before you today is a request for authorizing, per the State Budget laws, to publish the notice of the final public budget hearing, which is proposed to be held here in the County Courthouse at 9:00 A.M. on August 13th.

As you know, this will be the second public budget hearing that you've held with the first occurring last week on July 23rd. The publication will also set the maximum property tax levy that can be used to fund the 2009 budget. As a result, when you adopt the budget, you cannot exceed that maximum property tax levy included in the publication without republishing the budget hearing notice and holding an additional hearing prior to the adoption date. As outlined in our previous budget discussions, the property tax levy included in the 2009 budget is based on a 1 mil reduction to 30.315 mils.

If there are no questions, I ask that you authorize the publication of the public hearing notice, setting our final public hearing and budget adoption to August 13th at 9:00 A.M., for a proposed budget of \$386,083,096, which includes a certified budget of \$263,855,860 and a maximum property tax levy of \$128,049,299, which is the equivalent to 30.315 mils. I would be happy to stand for any questions."

Chairman Winters said, "All right, David, thank you. Commissioners, are there questions? Commissioner Unruh?"

Commissioner Unruh said, "Well, I don't have a question, I just want to make the statement that we've really been involved with the Budget Department in this process for lengthy period of time this year. Seems like we got engaged as Commissioners early and have had extensive conversations and in an effort to understand and express our preferences. So arriving at this point, I think it is going to be easy to support what's being presented to us. I think the Manager and Budget Director and our CFO have been responsive to some of the things that we've asked for, so I'm going to be supportive of this motion."

Chairman Winters said, "All right, thank you. Commissioner Welshimer, did you have a comment?"

Commissioner Welshimer said, "I will be supportive also, and we're well aware that we have reduced the mil levy, a very small amount, but in any case it's down rather than up, and there's time ahead for us to see what more we can do in the year to come."

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

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Commissioner Parks said, "I would like to thank the staff for getting those budget books out to the senior centers and libraries. I've had some favorable comments from my constituents about that and this is a chance for the people who are reviewing those in those areas to come back on the 13th and give us some more input also."

And I would like to say, again to them, that those are available by reference, can't check them out at the libraries that are out in the areas, but they are there for publication as well as the internet. Some of the less computer literate people like to go see the hard facts. So they are out there, and we are, I will echo what Commissioner Welshimer said about a step in the right direction by lowering it, and we have some more work to do. Thank you."

Chairman Winters said, "All right, thank you. Commissioner Norton?"

Commissioner Norton said, "Just two comments. As the public looks at a budget of \$386 million, they sometimes tend to think that that's the whole mill levy burden, and really the mill levy only creates \$128 million. Still a lot of money, but it is not the whole tax load, much of that is flow through money, Medicare money, grant money, other revenues that we bring into the County, so I think it is always important to show that even though the budget looks very large at \$386 million, only \$128 million of it is actually mill levy property tax money. And we have reduced that this year."

The other thing that I think is always important is that this, today, sets the lid of what we have to stay at, we can't increase it after today, but we can spend less as we go now and play around with the budget, we can decide to spend a little less and put some of that into budget moneys for future years if we save it. So we can play around with the budget still, we just can't exceed this authority that we're setting today, is that not a fair statement?"

Mr. Miller said, "That is very fair, yeah."

Commissioner Norton said, "So we'll continue to work on the budget, we'll take public input one more time and continually online, and, you know, wherever we meet with constituents and hear their stories about, you know, how we can spend the County budget, but the truth is after today, we've set the mill levy, we can't exceed that, we can't decide to add more programs or more money to the mill levy, we have to stick with that, but we can trim up the budgets in some areas and spend less money and encumber ourselves for less expense."

Mr. Miller said, "Okay."

Commissioner Norton said, "And I'm ready to make the motion"

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Chairman Winters said, “Looks like we have one more question here. Commissioner Unruh?”

Commissioner Unruh said, “Thank you, Mr. Chair. David, a few weeks ago, the headlines read ‘Manager proposes \$401 million budget’. This is \$386 million. Would you tell us what the difference is?”

Mr. Miller said, “You bet. The budget book in the Manager’s presentation is a consolidated budget between the Sedgwick County budget and the Fire District #1 budget, which you sit as the governing body of. And later this, well, actually following this authorization, you will do an identical authorization for the Fire District budget.”

Chairman Winters said, “All right, thank you. And, again, as Commissioner Norton indicated, we are not voting on the budget today, we are setting the ceiling for which the budget could be, and right now that is calling for 30.315 mills, which is a 1 mill reduction. The actual budget adoption will happen on August 13th following a public meeting at which the public will be invited to speak. All right. Commissioners, we’re prepared for a motion.”

MOTION

Commissioner Norton moved to authorize publication of the maximum property tax levy to fund the 2009 Budget and notice of the final public budget hearing on August 13, 2008.

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, “And again, we’ll finalize this budget on August the 13th. All right. Commissioners, we need to take this same action in the Fire District. So at this time I will recess the Regular Meeting of the Board of County Commissioners and call to order the meeting of the Board of County Commissioners setting as the governing body of Fire District #1 Regular Meeting July 30th, 2008.”

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E. RECESS TO THE FIRE DISTRICT #1 MEETING.

The Board of County Commissioners recessed into the Fire District #1 Meeting at 9:31 a.m. and returned from recess at 9:37 a.m.

Chairman Winters said, “We’ll call back to order the Board of County Commissioners sitting as the Board of County Commissioners Regular Meeting July 30th, 2008. Madam Clerk, will you call the next item?”

F. PRESENTATION OF THE QUARTERLY FINANCIAL REPORT FOR THE PERIOD ENDING JUNE 30, 2008.

POWER POINT PRESENTATION

Mr. Chris Chronis, Chief Financial Officer, greeted the Commissioners and said, “You have received a copy of the quarterly financial report which you’re all familiar with. This report is prepared by people in the Finance Division at the end of each calendar quarter, and if it’s not already, it will be available in the very near future on the County’s website for anybody looking in, who would care to read it. People can also obtain a copy of it from the Finance Division. And you can find our contact information also on the County’s website.

The purpose of this presentation is simply to give you the highlights of this financial report, and identify some issues that we want you to be concerned about and be aware of that are on the horizon that could have some impact on the County’s financial condition.

This first slide it is has a lot of information and it is a little bit cumbersome to try and read. But it really is fairly straight forward. The blue bars indentify three years worth of revenues, operating revenues for County government. The green bars represent three years worth of expenditures for County government. You can see that each bar is divided into two segments with a percentage number in the middle of each segment. That is the percentage of annual budgeted revenue or expenditure that has been attained through the end of that quarter.

You can see that for 2008 we are identifying total operating expenditures through six months of the year of \$155.7 million. That money is roughly equally split between first quarter expenditures and second quarter expenditures. In total we have spent a little over 40 percent of the annual budget to date, about 42 percent actually.

In terms of revenue, what you see on this slide actually contains an error. It says that we have collected \$229.6 million through six months. In fact the real number is \$251 million that we have collected through six months of the year. That represents 69 percent of the budget.

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Our expenditures for the year are up 3.1 percent over the prior year. 2007 expenditures through six months were up 6.4 percent over the prior year. So we have cut the rate of growth of expenditures, roughly in half in 2008 as compared to 2007.

The rate of growth of revenue, at \$251 million, is 10 percent over the same time a year ago, and that is roughly to the equal percentage change of 2007 over 2006. In other words, our revenues are continuing to grow at about the same annual rate as we have experienced in the recent past.

However, we have some concerns within Finance and within the Administration generally about the potential impact of the down turn in the national economy on Sedgwick County. And so we have taken steps to moderate expenditure growth to the extent that we're able, without severely impairing service delivery. So as I said, you see through six months of this year a rate of growth of expenditures that is cut in half as compared to what it was a year ago.

Turning to a little bit more detail about revenues, you can see here, and you know from past presentations, that the lion's share of County operating revenue comes from property taxes, from ad valorem taxes. Through six months of the year we have received \$132 million of property tax revenue. That is essentially the annual year's budget for property tax. The reason that we have received the full year's allotment of property tax through six months has to do with the distribution patterns that are mandated by State government. Property taxes are paid by taxpayers in December and May, and they are distributed to the taxing jurisdictions, to the County government, by the tax collector, the County Treasurer, in January and June, primarily. And there are a few other dates when we receive lesser amounts of money. But we have, at June 30, we have essentially received all of the property tax revenue that we're going to receive for the balance of the year.

And we'll move through the last half of the year spending down that accumulated balance of property tax revenue. You'll see how that impacts the County's overall financial position in one of the later slides.

Charges for services also are a significant funding source for County government. Charges for services are fees that our customers pay to the County government for services or goods that they receive from County government. Through six months of the year, we have received \$52 million of charges for services from our citizens.

Now, when we talk about property taxes, as a rule in Sedgwick County we are talking about the County property tax levy. You heard David Miller, in the budget presentation just before me, talk about the maximum amount of property taxes that can be imposed to fund next year's budget at \$128 million, I believe it was. You heard me say just a minute ago that to date we have collected \$132 million of property taxes through six months of 2008.

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We have talked about a reduction of the County mill levy, and, I believe, somebody said that was about a 3 percent reduction. That is accurate. That does not, however, mean that citizens should expect to see a 3 percent reduction in their tax bill when they receive it next December. In fact, County taxes constitute only about a quarter of the total tax bill that the average citizen receives.

That tax bill will also include property taxes that are levied by the City, if they live in a city, City of Wichita or one of the smaller cities, by a school district, and USD 259 is far and away the largest of those, everybody lives in one school district, and by a variety of other governments that levy taxes. The Fire District, Drainage Districts, the Library District, the State of Kansas, all of those impose property taxes, and all of those property taxes are on the tax bill that the citizen receives. Sedgwick County taxes, that you control, represent only about a quarter of the total that's on that tax bill.

Drilling down even further, to what we refer to, in Finance, as the key revenues, some of the key revenues, these six, that I am identifying here, happen to be the six single revenue sources that provided the largest amounts of money individually through the first six months of the year. These six revenues, in aggregate, provided over \$186 million to fund the government. Now, I said that our total revenue was \$251 million, so these six alone are \$186 million of that \$251 million. In other words, about three quarters of all County funding comes from these six sources. Ad valorem taxes, again, make up the lions share, they are up just under 7 percent over the prior year.

We received a significant amount of revenue from Medicaid fees for services provided by the ambulance service, 911, as well as by COMCARE and Aging Services and the Health Department, and CDDO. We received \$13.5 million through six months of the year from the County Sheriff of the County local option 1 percent sales tax. We received \$9 million in investment income from all of the County's investments. We received \$7.9 million in State revenues from SRS, and we received lots of other revenue from the State for other purposes, but this single revenue source provided \$8 million. And finally, we received \$6 million, \$6.1 million, for motor vehicle taxes.

You can see, looking at the second column of each one of these revenues, with the exception of the bottom two, are about where you would expect, or perhaps above where you would expect us to be, halfway through the year. We have received roughly half or more of the annual budget for each one of these revenues.

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Now, let's look at SRS State revenue and motor vehicle taxes, which are below that 50 percent threshold that we would expect. In the case of the SRS revenue, we are down as a percentage of budget primarily because the State, after we adopted the budget, changed the way it funded some services, and some Medicaid revenue that used to flow through Sedgwick County and then onto service providers in the community now flow directly from the State to those service providers, it no longer flows through the County's budget. So our budget anticipated that we received that revenue, we are no longer in that loop, it goes straight to the providers. So we are below budget, but we are within the expectations given the change in rules that have been passed since we adopted the budget.

Motor vehicle taxes, at only about a third of the annual budget, seems artificially low, or unusually low, but in fact, because of the distribution cycle of motor vehicle taxes, we are right on par with our historic norm for motor vehicle taxes. We receive, unlike property taxes, we receive most of the motor vehicle taxes for the year in the last half of the year.

Turning now to expenditures. You remember that on that first slide, I said that total expenditure for the County was \$155.7 million through six months of the year? You see here that the largest single category of expenditures is personnel cost and the second largest category is contractual services and the sum of those two represents over 90 percent of all County expenditures. What this means, in lay person terms, is that the County is in the service delivery business. We either deliver services with County employees or we deliver services with vendors with whom we contract to provide those services. The County doesn't buy very much stuff. Our commodities, our equipment, even our debt service are very low percentages of total County expenditure. We're either paying people to deliver services or we're paying vendors to deliver services for us.

Now drilling down a little bit deeper into expenditures. Again, we are looking at individual line items here. What you saw on the prior slide were groupings of line items, personnel services, contractual services and so forth, now we're looking at individual components of those categories. What you see here are the eight largest individual sources of expenditure for County government. Salaries and wages that we pay County employees constitute far and away the largest single source of expenditure, \$57, almost \$58 million through six months of the year. A 4 1/2 percent change from the prior year, which is right in line with budget.

We also have other personnel expenditures that are significant to the County, health insurance at \$10.7 million, moving a little bit down you see retirement contributions and you see FICA, Social Security taxes, each representing about \$4.5 million of expenditure. So four of the top eight expenditures by County government have to do with paying County employees or paying taxes on behalf of County employees.

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Grant awards are payments that we make primarily to nonprofit organizations in the community to deliver services. At \$10.2 million, they are the third largest expenditure for County government, but you see on the right column that they were down 11 percent from the prior year. The reason for the decrease has to do with a change in the way we deliver some CDDO services, and I've talked about those in prior presentations so I won't dwell on it here. That is what accounts for that reduction from prior year, and it's entirely within expectations.

You see down, moving towards the bottom of this chart, we also spend significant amounts of money for Fleet Management, interest and overtime for County employees. All of these expenditures combined, these eight single expenditures add up to just under \$97 million of the \$155 million that the County spent in total for the first six months of the year. About two thirds of County expenditures are represented by this page.

Turning now to capital projects, and what I've been speaking about up to this point are items in the County's operating budget. We have had discussions in previous presentations about the skewed effect that the Arena has on these kind of presentations because we collected a lot of money in a short period of time, it sits in the bank, now we're in the process of drawing down that money to pay for capital expenditures, and those capital expenditures cause County expenditures to be skewed high, as compared to our revenues. So what we've done in this presentation is isolated ongoing operations from capital expenditures.

Looking now, just at capital projects, you see here the six, probably the most commonly recognized, significant projects that are underway by Sedgwick County government at this time. The Arena project, the Intrust Bank Arena, as you know, is a \$205.5 million budget for that project. To date we have spent \$56.7 million. We have contracted to spend \$172 million. And the difference between those two represents primarily construction activity that hasn't yet occurred, so we haven't yet paid the bills, but it is under contract. We estimate that the Arena project is 23 percent complete right now. And we are on track and on budget to complete that project early in 2010, as we have committed.

The National Center for Aviation Training is just under a \$55 million project. It consists of three buildings at Jabara Airport. The first building is under contract and is being constructed. The second two buildings, the last two buildings, are in final stages of design, we have not yet taken construction bids on them. In total for this project we have spent \$9.4 million, and we estimate that we are 5 percent complete with the project. Again, we are on time and on budget to complete this project late in 09 or early in 2010.

The Juvenile Court and DA remodeling at the Juvenile Justice Complex is a \$13.8 million project, it is nearly complete. We have spent \$11 million to date. We are 85 percent complete, and we expect to finish that project on schedule later this year.

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The Fire Station Relocation Plan has four projects that are in the budget right now, Stations 32, 35, 36, and 39, in combination, they have a budget of \$8.9 million of which we have spent \$3.2 million. Most of that expenditure has been for Station 32, located in Park City adjacent to Wild West World off 77th Street, and as you know, the ribbon cutting for that now completed facility is tomorrow, and so we invite all of our friends and neighbors up in Park City to go to that ribbon cutting to see their Fire Station.

The Forensic Science Center Expansion Project is budgeted at \$4.7 million. You took action on this project just a week ago, or two weeks ago perhaps. The project is in design stages. We have spent a very little amount of money to date. You see 2/10ths of a million, \$200,000 has been spent to date, and we will be completing that project fairly quickly. It should be complete sometime early into next year.

And finally, the Rejuvenation Project at 119th Street West, from 29th to 53rd North, is a major road project, perhaps the major road project that we have underway at the moment, and it is nearing completion. We have spent \$3.4 million to date. We are 52 percent complete, and we are on schedule to finish that project later this year.

Now, when you combine the revenues and the expenditures and the capital project balances, you end up with fund balance, and as you know, what we pay attention to, for fiscal purposes, is the unreserved fund balance, the portion of the fund balance that hasn't been committed to some designated purpose.

In the general fund, through six months of the year, our unreserved fund balance stood at \$111.8 million, that's the blue bar, the first blue bar you see on the left here. The red dot within that bar identifies where the minimum target for fund balance, for the general fund, is according to County policy.

That target is \$34.3 million. We're well above target. We expect to be well above target at this point in the year because we have collected all those property taxes that we received in late June that we'll be spending down as we move through the last half of this year.

You see, moving across that page, the fund balances of other fund groups, each one of them is above the policy target, which is what you want to see. The enterprise fund, the middle one, is way above target. That is where the Arena project resides. We have collected all of the Arena tax, that tax has been collected, the tax has been turned off as of last December 31st, we are now spending down that tax that we collected, put it in the bank and now we're building the project. That's why the blue bar is so high compared to target.

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All of that fund balance, or much of that fund balance is in the form of cash, and the County doesn't just let that cash sit idle, we invest it and use it as a productive asset to earn interest so that the County can use that interest income to defray the need for property taxes.

As of June 30th, our total investment portfolio was \$406.6 million. And you see on this pie chart how it was comprised, what kind of investment securities we were using. As always, nearly three quarters of our investment portfolio took the form of agency coupons, Fannie Maes, Freddie Maes, Ginny Maes, various securities that are issued by the agencies of the Federal government. We invest in those because they are very safe, and because, as a rule, they provide the highest available yield to us. So we get the biggest bang for our investment buck by investing in those kind of securities. That's why you see so much of our portfolio in that category.

Now, what you see here is the investment portfolio over time represented by the green bars. And you can see how the portfolio rises and falls with the County's cash flow. Every December we reach a peak because we collected a lot of property taxes right before December 31st, every June we reach a second peak because we have collected property taxes in May. The lines represent, the blue line represents the yield on the County's investments.

The red line represents the benchmark that has been established in County policy. It's the target that we measure ourselves against in our investment, excuse me, our investment performance. As of the end of June, our \$406 million portfolio was earning 3.5 in percent in aggregate. The target at June 30, the one year treasury, was 2.26 percent. You see that the red line has dropped precipitously in the past year. We talked about that in some of these presentations in the past months. Our own investment yield has dropped also, but it hasn't dropped as fast as the market, because we have invested in longer term securities as those securities mature, we have to reinvest the money at much lower rates, but right now we're still holding onto those securities as long as we can and those the yield remains a good bit higher than the benchmark.

Now, I always end these presentations with this slide, but the items on the slide change from quarter to quarter. These are a variety of items that are under discussion or that we see as we do our projections in Finance, that we think you need to be aware of because they either can or definitely will have an impact, positive or negative, on the County's future financial condition.

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And I'm going to spend a lot of time talking about these, we talk about them virtually every week at your staff meetings, you're well aware of them. My point today is simply in leaving you with these fresh in your memory, so that as you talk about these items you connect them with the County's financial condition and recognize, as I know you do, that the decisions that you make regarding each of these items will have an impact on the County's future financial position. I would be happy to answer any questions that you might have about this report or about the quarterly financial report, and if you have no questions, then I would recommend that you receive and file."

Chairman Winters said, "Thank you, Chris. Very thorough report as usual. Commissioners, questions or comments about Chris's presentation? Seeing none, do we have a motion to receive and file?"

MOTION

Commissioner Norton moved to receive and file.

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, Chris. Next item."

DIVISION OF HUMAN SERVICES

G.

- 1. CONTRACT WITH THE WICHITA CENTER FOR GRADUATE MEDICAL EDUCATION AND THE UNIVERSITY OF KANSAS SCHOOL OF MEDICINE-WICHITA FOR A PSYCHIATRY RESIDENT PROGRAM AT COMCARE.**

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Mr. Tom Pletcher, Clinical Director, COMCARE, greeted the Commissioners and said, “This is a renewal of the agreement we’ve had for many years with the Wichita Center for Graduate Medical Education. Through this agreement, COMCARE agrees to pay for one fulltime equivalency of services provided by third year residents in the KU School of Medicine/Wichita Psychiatry Program. There is, this year, six psychiatry residents that will be working with us and a 7th year resident that will be doing a fourth year optional elective service with us in our Community Support Program. In other words, a person who is coming back to our program for additional work having appreciated the opportunity previously.

Through this program residents become familiar with COMCARE and our local system of care, and we also have the opportunity to see their skills. The majority of the psychiatrists that we hire are known to us through this program before hire. We’re fortunate to have this opportunity, as many Community Mental Health Centers across Kansas are unable to find physicians willing to work in their areas.

We continue to work with SRS to see if they will reinitiate a grant to us to pay for this program, as they did several years ago, but that’s still in the discussion stage. At this point I would recommend that you approve the agreement and authorize the Chairman to sign. But I would be willing to answer any questions you have.”

Chairman Winters said, “Thank you, Tom. Commissioners, are there questions, comments? Seeing none, what is the will of the Board?”

MOTION

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

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

Chairman Winters said, “Next item.”

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2. CONTRACT WITH PROJECT INDEPENDENCE, INC. FOR CONSUMER-RUN SOCIAL ACTIVITIES, OPPORTUNITIES FOR LEADERSHIP, EDUCATION, TRAINING AND RESEARCH IN A DROP-IN SETTING.

Mr. Pletcher said, “This a renewal of a contract with Project Independence, which is a consumer run organization that was formed to provide a setting where consumers could gather to reduce social isolation that many of them experience through peer support.

Project Independence provides transportation to their programs, to those how need and provides a variety of social and educational activities. They currently have about 100 consumers who attend activities there on a regular basis, though membership is up to almost 170 at this particular time.

One member recently, to give you a little of an idea of the kind of things that happen there, one member recently was able to build a computer lab as a project for their leadership academy, which helped members learn new computer skills, create job resumes and apply for school loan and other financial assistance. It has also offered a way for members to teach, become leaders and offer volunteer opportunities to teach other consumers about these skills. Most of the equipment was donated and labor was donated by a community volunteer.

The lab allows other members to bring in their personal laptops, and to utilize the wireless network that is now available, showing the support that these people are able to give to each other within this kind of a setting. The Project Independence Director and Assistant Director do come to two Advisory Board meetings for COMCARE each year to update us on their activities.

The program is funded this year at the same level as last year’s contract. I would recommend you approve the contract and authorize the Chair to sign. I would also note that Renee Strunk, the Executive Director of Project Independence is present this morning as is Carr Floyd, the Assistant Director, in case you have any questions.”

Chairman Winters said, “All right, thank you. Tom, you mentioned that we have been in this arrangement for several years. How long has that been, do you know how long we have been in this project? “

Ms. Strunk said, “I think, well we started in 1992, I wasn’t the Director then, but I think, (inaudible) around 1992.”

Chairman Winters said, “I just thought that it is a long standing project that we have been involved in.”

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Mr. Pletcher said, “It started out within our Community Support Program, at least the facilities of that program, and over the years has moved to their own location and has grown considerably over that time.”

Chairman Winters said, “Very good. Commissioners, do you have any questions?”

MOTION

Commissioner Norton moved to approve the Contract 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, “Ladies, thank you very much for being with us today, in case we did have questions that you could help us with.”

Ms. Strunk and **Ms. Floyd** said, “Thank you.”

Chairman Winters said, “All right, Tom, thank you for your presentations. Next item.”

3. CONTRACT AND ADDENDUM 1 WITH KANSAS DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES TO PROVIDE DEVELOPMENTAL DISABILITY SERVICES.

Mr. Chad VonAhnen, Director, Community Developmental Disability Organization, greeted the Commissioners and said, “The item we have before you this morning is our annual contract with the State of Kansas, the Department of Social and Rehabilitation Services to provide developmental disability services here in Sedgwick County.”

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This is our annual agreement and there are subtle changes from previous years. Those changes include an increase in Medicaid rates that our providers can bill to the State. New language from the State to work on challenging behaviors issue, which has been an important issue here locally. We've had ongoing support from the State on our local initiative and they have now included in this in the contract for the rest of the State as well. An increased focus on employment and outcomes for individuals with developmental disabilities.

The total amount is \$43,307,390. Of that total amount, \$4,968,879 comes through Sedgwick County. The money that comes through Sedgwick County we use to pay affiliate providers and individuals with needs that aren't covered by Medicaid but are eligible. It also covers the entire administrative function of the CDDO. So that ensures that all local funds through the County budget process are going to individuals with needs and to affiliate providers.

In the past this contract has been followed by our lump sum of affiliation agreements here locally. Last year that timing of the agreements changed and they now run from September to August. So, I will bring those back in about a month for your consideration. Be happy to answer any questions and if not, I would ask that you approve the contract and authorize the Chairman to sign."

Chairman Winters said, "Thank you, Chad. Just as a side comment, in your department, the Community Developmental Disabilities Organization, is one of those that we use outside vendors, outside contractors, as opposed to having these kinds of services provided by Sedgwick County employees?"

Mr. VonAhnen said, "Correct. We have 60 affiliates right now. So all of the direct services are provided by our affiliates. The CDDO provides the oversight and funding and quality assurance determines eligibility for individuals."

Chairman Winters said, "Very good. Commissioners, are there other questions or comments of Chad?"

MOTION

Commissioner Norton moved to approve the Contract and Addendum 1 and authorize the Chairman to sign.

Commissioner Unruh 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

Chairman Winters said, "Thank you, Chad."

Mr. VonAhnen said, "Thanks."

Chairman Winters said, "Next item."

HEALTH DEPARTMENT

H. ADJUSTMENT TO THE HEALTH DEPARTMENT'S STAFFING TABLE ELIMINATING ONE FULL-TIME FISCAL ASSOCIATE POSITION, B216; AND ADDING ONE PART-TIME PERMANENT FISCAL ASSOCIATE POSITION, B216, AND ONE PART-TIME TEMPORARY FISCAL ASSOCIATE POSITION, B216, TO THE TUBERCULOSIS CONTROL PROGRAM.

Ms. Claudia Blackburn, Director, Health Department, greeted the Commissioners and said, "The Agenda item before you is a request for a staffing table change. We are asking to eliminate a fulltime Fiscal Associate position within Tuberculosis Control Program at the Health Department and replace it with a permanent part-time position Fiscal Associate position and a part-time Fiscal Associate position. This is a budget neutral request.

The reason for this request is that the person that is in the fulltime Fiscal Associate position right now has been with the Health Department for 17 years and in the TB Program for the last five. She is currently enrolled in the Nursing Program at Newman University and she is beginning her clinical rotations in August, and so she needs to go part-time in order to do that.

She has expressed an interest in coming back to the Health Department as a TB Nurse when she graduates in the summer of 2010 and I know that you are all aware of the nursing shortage, especially in the TB area. We have two of our nurses who will be eligible for retirement very soon so we really are using this as a recruitment and retention strategy so we can keep this good employee. She is bilingual and provides interpretation/translation services at Health Department as well.

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We believe this is a good recruitment and retention strategy. I would be happy to answer any questions. If there are none, I do recommend approval of this request with authorization of the staffing table change.”

Chairman Winters said, “We do have a question. Commissioner Parks?”

Commissioner Parks said, “Well, I have a brief comment, and then a question. I did meet with Director Blackburn on this and I think that it is a good move for us. I do realize coming out of law enforcement a couple years ago that TB is on the rise. And a lot of that is due to some illegal immigration and some other things going on in that facet. They come across our borders illegally and don’t have the contacts that they normally would have through a legal immigration process. This is going to pose more of a threat and I think this is a good budget neutral, this is not adding a position but it is budget neutral so, I’m going to be supportive of this.”

Ms. Blackburn, said, “Thank you.”

Chairman Winters said, “Thank you. Are there any other comments? Seeing none, what is the will of the Board?”

MOTION

Commissioner Welshimer moved to approve the deletion and additions to the Health Department’s Staffing Table.

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, Claudia.”

Ms. Blackburn said, “Thank you.”

Chairman Winters said, “Next item.”

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I. REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING OF JULY 24, 2008.

Ms. Iris Baker, Director, Purchasing Department, greeted the Commissioners and said, "The meeting of July 24 results in 7 items for consideration, first item:

**1. SMALL HYBRID SUVs – FLEET MANAGEMENT
FUNDING – VEHICLE ACQUISITION**

Recommendation is to accept the low bid from Steven Ford Mercury, in the amount of \$78,500 for three Ford Hybrid Escapes with cloth interior, and accept the low bid from Rusty Eck in the amount of \$28,454 for one Ford Hybrid Escape with a leather interior. Item two:

**2. ICE RESURFACER FOR SEDGWICK COUNTY DOWNTOWN ARENA –
FACILITIES DEPARTMENT
FUNDING – ARENA SALES TAX**

Recommendation is to accept the low proposal from Frank Jay Zamboni and Company, in the amount of \$86,423.75. Item 3:

**3. WHEEL LOADERS – FLEET MANAGEMENT
FUNDING – VEHICLE ACQUISITION**

Recommendation is to accept the proposal from Van Keppel in the amount of \$355,110. Item 4:

**4. LAWN/GROUNDS KEEPING SERVICES – HEALTH DEPARTMENT
FUNDING – HEALTH DEPARTMENT**

This is at the West Central location. The recommendation is to accept the low bid from Complete Landscaping Systems Incorporated and to establish contract pricing for one year with two one year options to renew. Item five:

**5. MODULAR FURNITURE – FACILITIES DEPARTMENT
FUNDING – CONSTRUCT JUVENILE COURT, REMODEL FOR DISTRICT
ATTORNEY-JUVENILE COMPLEX**

Recommendation is to accept the quote from John A. Marshall in the amount of \$188,031.17. Item 6:

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**6. REPLACE EXTERIOR JOINT SEALANT AT THE ADULT DETENTION FACILITY – FACILITIES DEPARTMENT
FUNDING – REPLACE JOINT SEALANT – ADULT DETENTION**

Recommendation is to accept the bid from Restoration and Water Proofing Contractors Incorporated in the amount of \$103,950. And item 7:

**7. SEDGWICK COUNTY WORK RELEASE FACILITY, ROOF REPLACEMENT – FACILITIES DEPARTMENT
FUNDING – REPLACE ROOFS 2008**

That recommendation is to accept the low bid from Larry Booze Roofing in the amount of \$133,559.99. We would be happy to answer any questions and I recommend approval of these items.”

Chairman Winters said, “All right, thank you, Iris. Commissioner Norton?”

Commissioner Norton said, “Item number 2, the Zamboni, do we not have a Zamboni at the Coliseum presently?”

Ms. Baker said, “We do have a Zamboni, it’s an old Zamboni that will be used as a backup when we transition to the new Downtown Arena.”

Commissioner Norton said, “Is this particular item being paid for out of Arena funds?”

Ms. Baker said, “Yes, out of the sales tax fund.”

Commissioner Norton said, “Even though it’s on the Bid Board, it’s an Arena item?”

Ms. Baker said, “Yes, all of the furniture, fixtures and equipment purchased for the Arena will come through the standard procurement process, majority Bid Board Commission approval.”

Commissioner Norton said, “But the funding source is the...”

Ms. Baker said, “The funding source will be the Arena sales tax. And they will all be identified as such.”

Commissioner Norton said, “Okay. I have another question. Item, I should have written it down. Why don’t you go on, is there anybody else?”

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Chairman Winters said, "Is there anybody else? Commissioner Unruh has a question, we'll come back to you Commissioner Norton."

Commissioner Unruh said, "I may be asking the question that Commissioner Norton wants to ask and that has to do with the roof replacement."

Commissioner Norton said, "That was it, now that I think about."

Commissioner Unruh said, "A wide diversion of bids there. I'm sure that you all have thoroughly investigated, but could you...?"

Ms. Baker said, "Yes, we have. The low bid, it is an approved product they are recommending. They do quality work, they have done work for us in the past. We also verified bids from the other vendors as well to determine what they were bidding and you know the materials and understanding of the scope of work. And we are bringing this recommendation because it's a good recommendation."

Commissioner Unruh said, "All right, well thank you. I was certain that there had been appropriate analysis of the bid to make sure we were getting what we paid for. Just looked like one of those types of things, too good to be true and sometimes they aren't, but this is a good bid. I appreciate your diligence. Thank you."

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

Commissioner Norton said, "Iris, is this a building we own?"

Ms. Baker said, "No, this particular building is actually owned by the City, we lease it \$1 a year. We have been in it for well over 20 years. There are contract provisions to cover any improvements we make to the building, if we ever exit it. In terms of what were putting into it, it's all covered into contractual."

Commissioner Norton said, "If we were to abandon the building tomorrow then we would be reimbursed by the City for at least part of what we put into it?"

Ms. Baker said, "Correct."

Commissioner Norton said, "Okay. That was my question, I just couldn't remember what it was, that we're putting a roof on a building we don't own but it's all covered in a lease agreement as to... "

Ms. Baker said, "Correct."

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Commissioner Norton said, "...recovering that if we abandon that building?"

Ms. Baker said, "That is correct, yes."

Commissioner Norton said, "That is all I have."

Chairman Winters said, "Thank you. Are there any other questions about the recommendation before us? All right, seeing none, we're ready for a motion."

MOTION

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

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

Chairman Winters said, "Thank you, Iris."

Ms. Baker said, "Thank you."

Chairman Winters said, "Next item."

CONSENT AGENDA

J. CONSENT AGENDA.

- 1. Addendum 1 and Addendum 3 of the Services Agreement with the Mental Health Consortium for Wide Area Network connection to Tele-Video bridge equipment.**

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2. **2nd quarter 2008 range reallocations.**
3. **Agreement with Win-Win Investments, Inc. providing on-line access to Sedgwick County's electronic data.**
4. **Agreement with MoKan Title Services, LLC providing on-line access to Sedgwick County's electronic data.**
5. **Order dated July 23, 2008 to correct tax roll for change of assessment.**
6. **General Bills Check Register for the week of July 23-29, 2008.**
7. **Payroll Check Register of July 25, 2008.**

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

MOTION

Commissioner Norton moved to approve the Consent Agenda as presented.

Commissioner Unruh seconded the motion.

Chairman Winters said, "We have a motion to approve the Consent Agenda, any questions? Commissioner Parks?"

Commissioner Parks said, "I would like to pull #2 off if I could."

Chairman Winters said, "Will the motion maker make a motion?"

Commissioner Norton said, "I will revise my motion to read 'I move we accept the Consent Agenda with the exception of Item #2'."

Commissioner Unruh said, "I will second."

Chairman Winters said, "We have a motion and a second agreeing to the motion to approve the Agenda with the exception of Item 2. Any other discussion? Seeing none, call the vote."

There was no further 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

Chairman Winters said, “Do we have a motion to approve Item 2? Do you have...?”

Commissioner Parks said, “I have a discussion on...”

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

Commissioner Parks said, “ and I’ve given the department heads and the Manager a little heads up on that. I just think we need to, kind of for the record, be a little bit more public about this, and when we’re doing range reallocations, some of the things that we have discussed, changing job descriptions and other things, I think the public needs to know about what some of those, especially when there is significant increases in salaries and what not, and if the Manager, or Ms. Templin would like to speak to that just briefly, what those range reallocations were.”

Chairman Winters said, “Yes. Jo Templin. Jo, could you please comment on what is taking place on Item 2 of the Consent Agenda?”

Ms. Templin said, “Yes sir. These are a number of range reallocations, either through a study of benchmark organizations for market adjustments looking at comparable jurisdiction in the Midwest that we compete with for recruitment and retention of employees and also there are a number of job duty changes that would change the salary range for those positions. We also have a Division of Finance in which we did a ten jurisdiction benchmark study and we are suggesting proposed changes to several of those salary ranges within the Division of Finance. I can be more specific if you would want me to go through each one.”

Commissioner Parks said, “I think that basically, in a nut shell, tells what I wanted to do to get out there.”

Chairman Winters said, “Okay. Commissioner Norton?”

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Commissioner Norton said, “Jo, this range allocations are not anything that just comes up by serendipity. I mean, you’re continually, your office is continually working on viewing clusters of people, departments of people, ranges of people to be sure that the salaries are appropriate, they are market based, they are adjusted as job descriptions change, as the market changes, as our organization morphs into different kinds of things, so this really is, not an isolated incident, it’s something you can continually do. Would that be correct?”

Ms. Templin said, “It is correct.”

Commissioner Norton said, “It’s also important to note that we continue to look at where our employees’ salaries fit into the marketplace. It’s hard to do that to 2,800 people at one time so you really break it up in bites that you can easily access and make recommendations on throughout the year. Is that correct?”

Ms. Templin said, “Yes sir, we have well over 500 job classifications and we have a rotation cycle that we look at a third of those every three years and so, excuse me, every year, and so within two or three years we do look at our full menu of benchmark positions.”

Commissioner Norton said, “You know, it would be interesting, and we hadn’t talked about this, but maybe you would want to give us that schedule so when these come up, we know kind of where you’re going with it and know it’s coming to us, and that might fit in pretty well with Commissioner Parks’ thinking, is that this is, it looks like it is a surprise to us but it’s really something we do all of the time. Maybe if you got that information to us in a schedule we would know it’s coming up and we could ask questions maybe even months ahead of time if we needed to.”

Ms. Templin said, “We can do that. And we do try to group these into quarterly recommendations so they come up on your Agenda quarterly. There are certain times when, because of urgency or something, we have to put those outside that quarterly schedule but that is our hope that we can bring these to you quarterly and we’d certainly supply any information that is helpful.”

Commissioner Norton said, “I know you have a methodical systematic way of viewing this but it can seem like it’s a kneejerk reaction to a market condition or whatever and it’s really not. It’s something you do all the time and it would make it easier on us, I think, if we had that schedule. Maybe it’s online. I don’t know that I have to have it in the hard copy but something.”

Ms. Templin said, “Okay. Certainly.”

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

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Commissioner Parks said, “To answer that a little bit, when I did meet with Director Templin this week, when I saw that on the Consent Agenda, she did provide me with one of these, I will be glad to provide one of those to you. But for brevity in this meeting, I did do some homework and studied that chart and that’s why I wanted to bring that out to the public before we did that. Thank you.”

Chairman Winters said, “ All right, thank you. If there is no further discussion...?”

MOTION

Commissioner Norton moved to accept Item #2 on the Consent Agenda..

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

Ms. Templin said, “Thank you.”

Chairman Winters said, “Thank you Jo. Commissioners, we have completed the Regular Agenda, we do need to have an Executive Session but before we go to the Executive Session, is there any other discussion from the Commissioners? Commissioner Norton?”

J. OTHER

Commissioner Norton said, “Just a brief conversation. Yesterday at the staff meeting, we had a continuing conversation about sirens and emergency preparedness and how do we get the information out to the public and what we want to do with siren upgrades and technology. I think there was a good balanced article in the paper today about it except it started out with saying ‘Commissioners disagree’. And I don’t know that I felt that we disagreed, I think we had good conversation, I think we had different thoughts, but it’s still in the capitol improvements budget for right now. I just think it’s important on an \$800 million expenditure that we have...”

Chairman Winters said, “\$800,000.”

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Commissioner Norton said, "...\$800,000 expenditure, I'm sorry, \$800,000 expenditure. I got everybody's attention now. \$800,000 expenditure, that we have good dialog.

This is for the safety, it's a public safety issue and I think we want to be sure that there is no unintended consequences that we lay everything out on the table. I think it was a good dialog that we had, but I didn't get the feeling we were disagreeing on it or there was violent debate, I think it was putting good information on the table. I wanted to be sure the public knew we take this very serious.

Certainly, I take emergency preparedness serious and the use of sirens, but I want to be sure we think through it, understand it, take a systematic approach to spending that kind of money and be sure it gets us the desired results at the end that we really want. And I think we will have more conversations on it. I want to be sure we didn't violently disagree. That may have been a poor choice of words. That's all I have Mr. Chair."

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

Commissioner Parks said, "I would disagree with \$800 million. The pass through money that we did today, we did a lot of that in different funds and we're getting a lot of that from the State. With the State budget woes, I'd just ask the management that they keep track of those with State Officials and make sure that none of those State budget woes are going to affect us later on down the line so, we don't want to get blindsided and come up with the Governor asking us to cut 6 percent or 10 percent out of a program we have here. So that's all I had, with what Commissioner Norton said I think we're all working towards the same direction for this, how we get there for the siren activity or the siren system, for outdoor storm warning notification system is good dialog. Thanks."

Chairman Winters said, "All right, thank you. Commissioner Welshimer?"

Commissioner Welshimer said, "I would like to mention we had calls about the sales tax issue that we had at our last meeting that Commissioner Parks suggested that we use to reduce our County debt, and, I'd just would like to make sure that there is an understanding that we did not take action on that, that was not something we did, it was just a suggestion as to how to eliminate our debt, which is a concern for everyone."

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

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Commissioner Unruh said, “Thank you, Mr. Chairman. I just want to also tag along with the comment on the sirens conversation we had. I would hate for our citizens in Sedgwick County to get the impression that we are somehow inadequate in our siren protection or it’s deficient in some way. We have had rating on its efficiency, its well over 90 percent so things are working. The idea is whether or not we want to make a technology improvement to it. So, if someone hears a discussion and wonders, uh-oh, what’s wrong, I’m not going to hear them, they don’t work, that is not the case, they are working well. That’s all I have.”

Chairman Winters said, “Thank you. Commissioners, we do need to have an Executive Session today. So could we have a motion?”

MOTION

Commissioner Norton moved for the Board of County Commissioners recess into Executive Session for 10 minutes to consider consultation with legal counsel on matters privileged in the attorney/client relationship relating to pending claims and litigation and legal advice and that the Board of County Commissioners return to this room from Executive Session no sooner than 20 til 11:00.

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, “We’re in Executive Session for ten minutes.”

The Board of County Commissioners recessed into Executive Session at 10:30 a.m. and returned at 10:50 a.m.

Chairman Winters said, “Back in the meeting and I’ll call back to order the meeting of the Board of County Commissioners, July 30th. Let the record show that there was no binding action taken in Executive Session. We have other business to discuss. Mr. Euson?”

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Mr. Euson said, “While Executive Session, we discussed a couple of automobile accident cases and I would remind you, and just state for the record, that the County is self-insured for automobile liability and for worker’s comp., workers compensation, so because of that, the Board of County Commissioners’ makes decisions regarding what to settle and when to settle and when to go to trial and all of that. So, from time to time, we will see these, it has been my experience, they tend to come in bunches and that’s true today because we have two cases.

The first of those involves Mason Allen, who has filed suit against the County for a accident that occurred in Haysville while riding a he was bicycle and was allegedly struck by a Sheriff’s Officer. That case involves some disputed facts. He received injuries that totaled over \$20,000. In addition to that, there is other damages that he could claim and has claimed and his lawsuit, I think, is claiming a total of \$250,000. And we are recommending you settle that case in the amount of \$18,000.”

Chairman Winters said, “All right, thank you. Commissioners, are there questions of Mr. Euson about this Mason Allen case?”

MOTION

Commissioner Norton moved to settle the case, Mason Allen vs. Sedgwick County for the sum of \$18,000.

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 Winter said, “Mr. Euson?”

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Mr. Euson said, "Thank you. And Commissioners, we have a second case involving a John Hine, and this involves an incident that occurred at I-235 and Kellogg with a EMS vehicle. Mr. Hine and the vehicle collided, and he suffered some pretty significant medical injuries and he did suffer loss of wages. He had filed suit against the County for damages in excess of \$300,000 or \$400,000. We, the County, went through all of the discovery in this case, and did attend a settlement conference.

We believe there is some discrepancy in the facts according to the way the plaintiff sees them and the way that we see them, and, but due to the significant medical damages in this case, we are recommending to you, that we settle this case in the total amount of \$100,000."

Chairman Winters said, "All right, Mr. Euson, thank you. Are there questions or comments about the John Hine case and the settlement? Again, Mr. Euson, the reason we're acting on these is County is self-insured in our automobile coverage. Is that correct?"

Mr. Euson said, "That is correct. We elected to be self-insured, I believe in about 2005, in order to save the cost of premiums, which kept going up, and we believe we're saving money under this program of self insurance."

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

Commissioner Norton said, "Just as a side, this, today was not the first time we have heard some information on this particular item as it's moved through discovery and recommendations and the negotiations. Is that correct, Mr. Euson?"

Mr. Euson said, "Yes sir that's true."

Commissioner Norton said, "But today would be the day we would have to make a public decision?"

Mr. Euson said, "Yes."

Chairman Winters said, "All right, thank you. Commissioners, are there other questions or comments?"

MOTION

Commissioner Norton moved to settle the case, John Hine vs. Sedgwick County for the sum of \$100,000.

Commissioner Welshimer seconded the motion.

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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. Euson said, "Thank you, Commissioners."

Chairman Winters said, "Anything else Mr. Euson?"

Mr. Euson said, "No sir."

Chairman Winters said, "Mr. Manager, anything else?"

Mr. Buchanan said, "No sir."

Chairman Winters said, "Commissioners, any other comments? This meeting is adjourned. Thank you."

K. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:55 a.m.

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**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