

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

January 9, 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, January 9, 2008 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman David M. Unruh, with the following present: Chair Pro Tem Thomas G. Winters; Commissioner Tim R. Norton; Commissioner Kelly Parks; Commissioner Gwen Welshimer; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Ms. Sheena Lynch, Senior Project Assistant, Human Resources; Mr. Chris Chronis, Chief Financial Officer; Ms. Jeannette Livingston, Contract Administrator, Health Department; Mr. Don Brace, County Clerk; Ms. Marilyn Cook, Director, Comprehensive Community Care; Mr. David Spears, Director, Bureau of Public Works; Mr. Joe Thomas, Senior Purchasing Agent, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Mr. Miles Gallagher, Superlative Group.

Ms. Anne Nelson, Associated Medical Director, Central Plains Regional Healthcare Foundation.

Mr. Jim Walters, Cessna Aircraft Company.

Ms. Debbie Gann, Spirit Aerosystems.

INVOCATION

The Invocation was observed with a moment of silence.

FLAG SALUTE

ROLL CALL

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

Chairman Unruh said, "Next item."

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PROCLAMATION

A. PROCLAMATION DECLARING KANSAS AVIATION THE ENVY OF THE WORLD.

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

PROCLAMATION

WHEREAS, Sedgwick County, the City of Wichita and the Wichita Metro Chamber have long recognized that Kansas aviation is important to the Kansas economy; and

WHEREAS, aviation manufacturing is the #1 net export in the United States; and

WHEREAS, manufacturing is the largest economy in the state of Kansas at over 13 billion dollars and aviation is the largest manufacturer; and

WHEREAS, the aviation industry plays an important role in the state tax revenues, contributing \$1.3 billion to the state's general fund budget; and

WHEREAS, Sedgwick County has more than 36,500 people working in the aviation industry and each aviation job generates 2.9 additional jobs; and

WHEREAS, the National Institute of Aviation Research (NIAR) at Wichita State University hosts more than 70% of all Federal Aviation Administration (FAA) Composites Research; and

WHEREAS, nationwide, 27% of the aviation manufacturing workforce is eligible for retirement in 2008 and 40% over the next five years, there are multiple challenges facing the aviation industry in Kansas. More than 20,000 skilled workers are needed over the next 10 years.

WHEREAS, to compete globally in aviation, economic development incentive programs are needed to help local aviation businesses grow and expand. Additional focus must also be placed on continued funding to NIAR, as research is an integral part of our success in aviation; and

NOW THEREFORE BE IT RESOLVED, that I, Dave Unruh, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim Wednesday, January 9th, 2008 that

'KANSAS AVIATION IS THE ENVY OF THE WORLD'

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And with our partners, call upon the State of Kansas to play an active role in meeting the future needs of the aviation industry, ensuring that the future role of aviation in our local and state economies continues to be the Envy of the World.

Commissioners, you've heard the proclamation. What's the will of the board?"

MOTION

Commissioner Norton moved to Adopt the Proclamation.

Commissioner Welshimer seconded the motion.

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

VOTE

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

Chairman Unruh said, "And commissioners, there is no one here at this point to receive this proclamation, but this proclamation will be presented to the South Central Kansas Delegation at their meeting tomorrow, when they hear different folks from the community with their legislative platforms, and at that time I'll present this to the delegation and assure them of our continued interest in the aviation industry and how important it is to south central Kansas, so thank you for your support of the proclamation. Madam Clerk, call the next item please."

NOMINATION

**B. RESOLUTION NOMINATING (COMMISSIONER NORTON'S NOMINATION)
DR. THOM ROSENBERG TO THE WICHITA AIRPORT ADVISORY BOARD.**

Mr. Rich Euson, County Counselor, greeted the Commissioners and said, "Under the City of Wichita's municipal code each of you has a nomination for appointment to the Wichita Airport Authority and this is Commissioner Norton's appointment. We've prepared a resolution for that nomination and I recommend you adopt it."

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MOTION

Commissioner Norton moved to Adopt the Resolution.

Commissioner Winters seconded the motion.

Chairman Unruh said, "Thank you. Any discussion on the motion? Commissioner Norton."

Commissioner Norton said, "I don't see Dr. Rosenberg here, but I've known Dr. Rosenberg for many years. He's is presently the Mayor of Eastborough and has a little bit of an idea of small city municipality growth and what the airport does for that. He is a pilot and as I search for someone to fill that role, I ran across Dr. Thom and he showed an interest and I think he'll be a good appointee because he knows the community, has been here for quite a few years and is a pilot himself on light planes, so I think he understands. He flies in and out of the airport a lot and will have an understanding of Mid-Continent and what needs to happens out there, so I'm proud that he said that he would serve in that capacity. I don't see him here today to be sworn in though."

Commissioner Norton said, "All right, very good. It's a good appointment. Commissioners, any other comment? Madam Clerk, call the vote."

VOTE

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

Chairman Unruh said, "Next item please."

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AWARDS

C. AWARDS.

1. PRESENTATION OF CAREER DEVELOPMENT CERTIFICATES.

Cultural/Diversity Awareness Certificate

**Jeffrey Anschutz, Health Department
Sherry Brace, Code Enforcement
Jane Carroll, Appraiser's Office
Sabrina Henry, Appraiser's Office
Lana Langley, Treasurer's Office – Tag
Evelyn Melon, Health Department
Clay Oliver, Fire Department
Crystal Osborn, Health Department
Bryan Schroeder, Fire Department
JoAnn Yager, Appraiser's Office**

Professional Development Certificate

**Traci Addington, COMCARE
LuAnn Everett, Corrections
Erica French, DIO – Call Center
Bradley Gamber, Department on Aging
Karen Miles, Appraiser's Office
June Moses-Patterson, Corrections
Michelle Mullin, Corrections
Crystal Osborn, Health Department
Bryan Schroeder, Fire Department
Marcus West, Corrections**

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Supervisory/Management Development Certificate

Diane Becker, Corrections
Mondella Benton, County Counselor's Office
Sherry Brace, Code Enforcement
Pamela Housey, Corrections
Clay Oliver, Fire Department
June Moses-Patterson, Corrections
Holly Querubin, Corrections

Ms. Sheena Lynch, Senior Project Assistant, Human Resources, greeted the Commissioners and said, "If I could have all the employees receiving career development certificates, please join me on this side of the room. We have several employees here today to receive career development certificates. We are here to reward them for their hard work and dedication to their professional development. Each of these certificates has a number of required classes, as well as elective hours. This can be a lengthy process, depending on their schedule and availability of classes. I would like to thank each and every one of them for their support and dedication, as well as their supervisors and managers for allowing them time away from the office for their development.

The first recipient of the Diversity/ Cultural Awareness certificate is: Jeffrey Anschutz and I believe he's not here today, Sherry Brace, Jan Carroll, Sabrina Henry, Lana Langley, Evelyn Melon, Clay Oliver, Crystal Osborn, Bryan Schroeder and JoAnn Yager.

Those receiving the Professional Development certificate include: Traci Addington, LuAnn Everett, Bradley Gambler, Karen Miles, June Moses-Patterson, Michelle Mullin, Crystal Osborn and Bryan Schroeder, also Marcus West,

Those receiving the Supervisory/ Management include: Diane Becker, Mondella Benton, Sherry Brace, Pamela Housey, Clay Oliver, June Moses-Patterson and Holly Querubin.

Thank you."

Chairman Unruh said, "We don't want any of you folks to think that we are unaware or unappreciative of your extra effort at achieving these management and leadership certificates, the extra training that you have put in. We know that this is above and beyond the call of duty of your regular work hours and so we do appreciate what you're doing because your effort and the expertise that you gain here makes Sedgwick County government a better, stronger, more service-worthy government, so we thank you very much for your effort. We do have another comment from Commissioner Norton."

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Commissioner Norton said, “Well I just appreciate your time to make the intellectual capital of the county government grow. You know we have worked and been encumbered recently with adult basic education and tech education, which helps the community grow smarter and we have a challenge too to make our organization become smarter and better communicators and more educated to serve the public and to take that time to grow and learn and to continually educated yourself to be better delivers of public service and just better human beings is I think wonderful, so I applaud you for that. Thank you very much.”

Chairman Unruh said, “Thank you commissioner. Commissioner Welshimer.”

Commissioner Welshimer said, “Well I see this involved customer contact and you’re the first contact with the public who comes for business with the county and we appreciate very much your interest in growing in that area and treating the public well. Thank you.”

Chairman Unruh said, “Thank you commissioner. Well thanks to all of you for your extra effort on behalf of the citizens of Sedgwick County. Madam Clerk, we are ready to call the next item please.”

2. PRESENTATION OF 2008 CHAIRMAN’S AWARD.

Chairman Unruh said, “All right, I think we’re ready to continue. It is the privilege of the Chairman each year to present an award to an individual or a group of individuals who have shown outstanding, exemplary service to the citizens of Sedgwick County. And so at this time I have the honor and privilege of presenting to the Sedgwick County Arena Tax Oversight Committee the Chairman’s Award for 2007. And so if I can ask the member of the committee to step forward right quick, I’d appreciate if you would.

And standing here next to me is Greg Sevier, who has been Chairman of this committee and Greg, we want to recognize you and all the members of your committee for your service to the citizens of the county as we’ve gone through this whole process of getting the arena developed up to this point. Now I know your work isn’t completed, but during this time we just want you to know how much we’ve appreciated you and all the members of the committee for your willingness to hold us accountable so that the citizens of Sedgwick County have a greater degree of confidence in what’s going on with the tax revenue that we’ve generated. It has been a significant amount of money and so I think it was appropriate that this committee was formed. And I know that it’s taken energy and time, effort from you all to go through the process of understanding what we’re doing and what the rules are and keeping track of these funds and being accountable yourself as you hold us accountable.

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So because of all that effort and your service, we want to present you . . . first of all, let me just show you that this is the award that stays in the commission office and the Sedgwick County Arena Sales Tax Oversight Committee, 2007, you all are recognized here in the plaque that stays in the commission office. And beyond that, we want to award each of you these commemorative awards that . . . so you have a memory of our appreciation. I'm sure you won't forget your effort too soon and some of the issues that you've had to deal with, but we do truly appreciate what you've done for the citizens. So let's give them a round of applause. Thank you very much. If anybody wants to say anything, you're such welcome to. The Chairman said that he was content to receive the award and go, but anybody want to say anything? Well then once again, just know that the Board of County Commissioners and the citizens of Sedgwick County appreciate your effort and contribution to this arena project. Thanks again."

Chair Pro Tem Winters said, "We do have a comment from one of the commissioners. Commissioner Norton."

Commissioner Norton said, "Well I'd like to congratulate them on their hard work. You know, as we went into this arena project, we knew that it was a lot of money and that we would have staff looking at where the money was spent. We'd have elected officials, this board looking where money was spent, but we thought there needed to be a citizen component and we put together the oversight committee and they've done some pretty hard work. They've crunched the numbers, reached deep into the money that was collected and understood that every line item was scrutinized and was spent as we said it would be. And I think that's critically important, that there wasn't just some bureaucrats looking at the money or maybe some elected officials, but that citizens got a chance to open that up and be sure that the money was accounted for, property was spent and oversights and I think that has helped keep this project transparent throughout the course because it was important to the community.

I mean, we had a lot of energy expended on saying, number one, the tax would never go away and it has. And the second part of that was that the tax would be collected but it may not be spent properly and I think we've had people looking at that all along the way and hopefully we've added some credibility to this whole process because we did have a citizens committee oversighting along the way too. That's all I have."

Chairman Unruh said, "Thank you commissioner. Well I think at this point, commissioners, we're ready for an off agenda item."

MOTION

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Commissioner Winters moved to consider an off agenda item regarding the naming rights of the Sedgwick County Arena.

Commissioner Norton seconded the motion.

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

VOTE

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

OFF AGENDA ITEM

Mr. Chris Chronis, Chief Financial Officer, greeted the Commissioners and said, “The county hired the Superlative Group about two years ago to market the naming rights for the arena on our behalf. And I am pleased today to report success in that endeavor to you. And I would like to discuss with you the terms of the deals that have been structured, ask you to authorize the Manager to accept those proposals that we have received and further, authorize the manager to execute contracts with each of the firms with those contracts containing substantially the same terms as I will describe to you.

The Superlative Group is lead by Miles Gallagher and Miles is in the room here and will be able to answer any questions that you might have about the negotiations or about how these transactions might compare to other similar arrangements that have been made around the country. But in short, I’m pleased to announce that we have received a proposal from Intrust Bank to name the arena the Intrust Bank Arena. That is a 25 year proposal and in return for the rights to name the arena and receive other benefits, Intrust Bank will pay the county \$7,000,000 for naming rights and an additional one and three-quarter million dollars for the rights to use an executive suite and receive the tickets for all of the events in the facility, so that is a total of 8.75 million dollars that Intrust Bank has proposed to pay the county.

In addition to that, Cessna Aircraft Company has proposed to name the plaza outside the front door of the arena if you will, the Intrust Bank Arena if you will, they have proposed to name that plaza

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the Cessna Plaza or something very similar to that. And in return for that right, they have offered to pay the county \$3,000,000 over a 20-year term with a five-year option to extend that term, so a total of 25 years for \$3,000,000 for that naming right. And in addition to that, Cessna will also receive the use of a suite and will receive tickets to all of the events in the facility.

And finally, Intrust Bank . . . I'm sorry, finally, Spirit Aerosystems has offered to name the concourse in the facility the Spirit Aerosystems Concourse or something very similar to that. And in return for that naming right and a suite and tickets, Spirit Aerosystems has proposed to pay the county an additional \$3,000,000. And so . . . and that's for a similar term as the Cessna deal.

And so we have a total naming rights package that we are presenting to you for your consideration today that totals 14.75 million dollars over a 25-year period. It is a very attractive deal. We are certainly very grateful to those good corporate partners, the Intrust Bank, Cessna Aircraft Company and Spirit Aerosystems for stepping up to the plate and of course they are receiving something of considerable value in terms of the marketing rights that they gain from this as well. But I would be happy to answer any questions about this proposal. As I said, Miles Gallagher is in the room who can also answer questions about the negotiations and about comparability with other facilities. If you should have any of those questions. If you have no question, then I would recommend once again that you authorize the county manager to accept the proposals that we have received and further authorize him to execute contracts with each of those companies containing terms similar to those or substantially the same as those that I've described to you.

In the room today we have Charlie Chandler from Intrust Bank and in addition, we have Lindy Wells, J.V. Lintel, Diane Eisman and Lisa Eliot from the bank. We have Jim Walters from Cessna Aircraft Company and we have Debbie Gann from Spirit Aerosystems. And I believe Mr. Chandler, Mr. Walters and Ms. Gann might like to offer a few remarks after you have considered this action, if you would care to hear those remarks.”

Chairman Unruh said, “All right, thank you Chris. Appreciate that report and appreciate the work that has been done to get us to this point. We're very gratified that we have these community corporations who want to invest in the community in this way. This is a substantial amount of benefit to the arena project and to the citizens of Sedgwick County in that these monies just help offset the costs of operating the facility long-term and so we're grateful that these companies have decided to invest this way and I think that all of citizens when they understand that this is to the citizens benefit, these monies, as it comes into this project, will also be grateful.

I know there are some citizens who have held a position that this is a people's arena and it ought to just be named that way, but every project like this in the United States is built with tax money, either property tax money or sales tax money and every arena in the United States seeks a

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community partner to participate with them in purchasing naming rights. So we're grateful not only to these folks who have decided to invest this way, but grateful to their confidence in the project and the community that they've invested to this level, which is very significant and we've very appreciative of it.

We do have a couple of other comments. First of all I believe was Commissioner Norton . . . Commissioner Winters."

Commissioner Winters said, "All right, thank you Mr. Chairman. Well I am extremely pleased with the progress of this naming rights package. You know, we are blessed here with many outstanding corporate citizens but certainly we could not, in my estimation, have three better names associated with this facility than we have.

I am not really an expert in the cost and what communities like ours could expect. I think I would like to ask Miles Gallagher just one, quick question if he could come to the podium. Miles, we're very excited about this arena and we're very pleased with the work that you and your company have done. Is there just a comparison that you could use to explain to us, we're here in the Midwest United States, we know there's been projects around in other communities of naming rights of varying degrees. Could you just very briefly tell us, have we done a good job for the citizens of Sedgwick County? Did we not? Just what's your opinion about this package?"

Mr. Miles Gallagher, Superlative Group, greeted the Commissioners and said, "Well we compared different naming rights deals in the Midwest United States and we look at some like the Ford Center at \$5,000,000 over 10 years, we looked at Bank of Oklahoma at \$11,000,000 over 25 years and we combine all three of the companies offers at 14.75 it goes off the charts. It's a great naming rights package.

And another thing of note is in some communities the intellectual property right goes from the government body or the taxpayers that approved building a facility and they give it to a team owner and it goes out and they hire a firm just like ours or sometimes us to go out and sell the naming rights and then the money goes to the tenant and this is one of the few and it's a new wave where the government hires the firm, goes out, sells the naming rights and the revenues stay with the taxpayers so this is a great deal."

Commissioner Winters said, "All right, thank you Miles. I appreciate those comments very much. Well Mr. Chairman, again, I am excited about this naming rights package and I think we've taken another great step, so thank you."

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

Commissioner Norton said, "Well I'm very encouraged that when you say the names, you think Wichita. I mean they are embedded in our community. They are part of the fabric of our community. Even though we might like a large, multi-national company from somewhere else that maybe would have paid a little more money, we've got names in our arena that are attached to our community, that are homegrown here, have flourished here and we hope will be here and be anchors to our community for many, many more years."

One of the things I heard early on is the public is paying for it, but when are the private guys going to put some money into this thing? You know, it's not all about the public. Where are the business community peo . . . when are they going to step up? Well this is the chance where the business community steps up and puts some significant dollars into making sure that the arena is healthy, can operate without jeopardy to its sustainability and that's what naming rights does, so I'm going to be very supportive of this. It's been a long, arduous process to get to where we're at. You know, a lot of us have furrowed our brows trying to understand how you sell naming rights, what it means financially, what's it's going to mean to the community and I think we've come down, distilled it down to three great company names that are the initial naming rights folks that have engaged, come to the table and put a significant amount of money into our arena, so I'm excited about it. I think it's going to be another step in a great revitalization of our downtown area."

Chairman Unruh said, "All right, thank you commissioner. Commissioner Parks."

Commissioner Parks said, "Well just to reiterate briefly, this will go into the O & M fund, correct, to assure that the taxpayers . . . property taxpayers will not be burdened?"

Mr. Chronis said, "Yes, that is correct."

Commissioner Parks said, "Thank you."

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

Commissioner Welshmen said, "Well, yes I was going to comment on that same subject, that this will go into the arena fund and it will help us, in the future, if we have expenses that the county is going to pay, we'll have some money to offset that and not have to go to the property tax. It won't however help us with the property tax and our 100,000,000 debt that we're looking at by 2012. We

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still have those problems to solve, but we're grateful to have this. I'm grateful for it too. Thank you."

Chairman Unruh said, "Thank you commissioner."

MOTION

Commissioner Winters moved to authorize the Manager to accept the proposals by Intrust Bank, Spirit Aerosystems and Cessna Aircraft Company and execute contracts containing substantially the same terms as are specified in the proposals.

Chairman Unruh seconded the motion.

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

VOTE

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

Chairman Unruh said, "Well congratulations to you representatives who are here. I mean I'm . . . And at this time, if the representatives from Intrust Bank, you want to step up and say something? Mr. Chandler is here, and can I be the first one to say Intrust Bank Arena."

Mr. Charlie Chandler, Intrust Bank, greeted the Commissioners and said, "Well thank you, Chairman Unruh and commissioners, for the opportunity that we have to be here today. I can tell you that our family has been associated with this company and this community for 107 years and I have to count this as a very significant day in that history. We love to be involved in quality community efforts and try to take every opportunity we can to participate.

We also love to see that development has taken place in downtown and, you know what, this also provides a marketing opportunity for our organization and I'm just pleased to be able to come here today representing the thousand folks at Intrust and say thank you to everyone who has worked so hard to bring the arena to reality because I believe it's going to be a wonderful facility for our community and our area and to tell you we're excited about being involved, so thanks very much."

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Chairman Unruh said, “Well thank you Charlie, and before you get away, I just want to express our appreciation to you personally and to Intrust Bank for being willing to step up to the plate and make this very significant investment. We understand that and appreciate your commitment to Wichita and Sedgwick County.”

Mr. Chandler, said, “Well thanks Dave. I would have to say too, Mr. Gallagher is a pretty good salesman, so he’s done a good job for you.”

Chairman Unruh said, “That’s why we hired him, but thanks you and the other representatives from the bank who are here today. And now perhaps Jim, Mr. Walters, do you want to say anything? Pardon me, Debbie, for getting out of order here. This is Debbie Gann from Spirit Aerosystems.”

Ms. Debbie Gann, Spirit Aerosystems, greeted the Commissioners and said, “Well I just want to echo the same sentiments. As you all know, Spirit Aerosystems is only about two and a half years old, but we have a long history in Wichita and Sedgwick County and we are so pleased and proud to have our name associated with this arena. We really feel like this investment is a demonstration of our long-term commitment to this community. We think it’s going to be a great asset to our employees, to our company as we have customers that come into the community, be able to take them out and entertain them at the arena and also to the public in general. So again, thank you for the opportunity and certainly want to acknowledge the leadership that this commission has had in making this a reality and I think all of the community will benefit. Thank you.”

Chairman Unruh said, “Well, thank you Debbie and we want you to communicate back to your leadership team and to Mr. Turner about our sincere pleasure that you’ve partnered with us in this way to make this such a great success for our citizens. But appreciate you being here today and appreciate your investment in our project. Thank you. And this is Jim Walters, from Cessna Aircraft.”

Mr. Jim Walters, Cessna Aircraft, greeted the Commissioners and said, “It’s an honor to be here today, representing more than the 11,000 men and women of Cessna that live and work in South Central Kansas and most of them live here in Sedgwick County. All of us at Cessna have a great deal of pride in Wichita and Sedgwick County and Wichita and Sedgwick County has a great deal of pride in the aerospace industry.

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For more than 80 years, Cessna has been part of this regions aerospace industry, an industry some would say has been the primary fuel for this region's economic engine. What impacts the metropolitan Wichita area and those of us in aerospace, obviously, is of great importance to us. We need an energetic community to attract and retain the talent that help produce and service the aircraft that we manufacture. A strong Wichita is one of our most valuable recruiting tools.

We believe, as many others do, that this arena will be a major asset to this community. We're very excited about the possibilities that this presents to the citizens of this area and to our employees in the way of sporting events, concerts, family shows and a number of other events, events that will bring many people to this downtown area. Many of those will be Cessnans.

So it's with a great deal of humility that I offer support of Cessna, as we seek to build a stronger and more vibrant community. As a tribute to our current employees and those before us who have helped build this great company called Cessna and to future Cessnans, it is my distinct privilege to be here today to join the fine companies such as Intrust and Spirit Aerosystems to show support for Sedgwick County and this great community. And as was mentioned by my colleagues, we appreciate the leadership that the county commissioners have taken with the development of this great project. So we thank you for this opportunity."

Chairman Unruh said, "Well once again, thank you Jim and express appreciation from the Board of County Commissioners back to Mr. Pelton and your leadership team also for your willingness to be our partner and make this a better place to live and work and play. Appreciate it very much.

Well, this is a significant milestone in the history of Sedgwick County and this arena project and it's kind of like I don't want to let this moment go. But we will have to move on to our agenda, but once again, sincere, genuine appreciation. Thank you very much. This is a great day."

Commissioner Norton said, "One last round of applause. All right, well I think some folks are taking this opportunity . . .

Chairman Unruh said, "We will take a five minute break and we will be back in five minutes."

The County Commission meeting went into recess at 9:44 a.m. and returned from recess at 9:48 a.m.

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Chairman Unruh said, "Okay, we are all back from recess and ready to call back to order the regular meeting of the board of county commissioners. And I might say, just as a way of information, that as we took the opportunity to go out and greet some of those who invested in the naming rights, I just want to let you know Commissioner Parks wasn't able to participate because he is nursing a cold and he did the right thing by not breathing on anyone and not touching anyone.

But I guess I would just like to say, commissioner, that we just appreciate your willingness to get here today, because I know you do not feel well. So thanks for being here and that also explains your low toned voice. But anyway just a little explanation of what's been going on here.

So at this time, Madam Clerk, we're ready to call the next item."

NEW BUSINESS

D. RESOLUTION AUTHORIZING THE SEDGWICK COUNTY CHIEF FINANCIAL OFFICER TO APPROVE EXECUTIVE SUITE LICENSE AGREEMENTS FOR THE SEDGWICK COUNTY ARENA.

Mr. Chris Chronis, Chief Financial Officer, greeted the Commissioners and said, "Commissioners, now that we have decided that the arena will be the Intrust Bank Arena, the next step in this ongoing process is for Superlative Group to commence marketing of the executive suites that are located in that arena. We are designing the facility to have 24 suites. Some of those suites will be reserved for the naming rights partners. A couple of them will be used as party rooms available on an event-by-event basis. But that leaves about 18 or 19 suites that Superlative will be marketing.

Each of those suites will be marketed on identical terms. That is the price is not negotiable once it is set. Any company that wants a suite will pay the same price as any other company that wants a suite. The tenure, the term of the contract, the duration of the contract may differ for the firms, and so the total value of the contracts may differ, but the annual price per suite will be the same for everybody. And once the suites are marketed and the contract are signed, then the county will turn around and assign those contracts to SMG which as you know is the company that we have hired to operate the facility for us.

Under SMG's contract, it will be our responsibility to bill the customer who has purchased the suite, the right to use the suite, it will be their responsibility to bill that customer annually for their rent and also their obligation to provide whatever services to the customer the contract calls for, such as custodial services and operating and maintenance services and things of that sort.

The revenues that are paid by the suite holders will be operating revenues of the facility. The

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expenses that are incurred by SMG to support those customers will be operating expenses of the facility. And so because the county's role in this process is merely one of a liaison, as it has worked out, we are receiving the negotiated contracts from Superlative and the customer. We sign them, we turn around and assign those contracts to SMG for execution. Because it is purely that liaison role, it doesn't seem entirely necessary or appropriate to bring each one of those contract before the commission as an agenda item. And so the item that is before you seeks authority for the Chief Financial Officer to sign those contracts and make the assignments to SMG.

Now once the suites have been sold, then additional premium seating that is located in the facility also will be sold on similar terms, similar processes. Superlative will market those lesser forms of premium seating. The county will sign the contracts and turn around and assign them to SMG for execution. And so the resolution that is before you has been expanded from what was originally proposed, and it now seeks authority to delegate to the Chief Financial Officer the authority to sign all premium seating contracts and the form of the suite contract has been provided to you. It will substantially the same as what has been provided to you. The contracts for the other lesser forms of premium seating have yet to be designed, yet to be drafted, but after they are drafted they will be subject to approval and review by the County Counselor's Office before the Chief Financial Officer signs them. If there are any questions about this, I'll be happy to try and answer them. If not then I would recommend that you adopt the resolution."

Chairman Unruh said, "All right, thank you Chris. Commissioner Norton."

Commissioner Norton said, "As we talked in the staff meeting I think yesterday and as we've had conversation, the one thing that I'm interested in is not being in on the negotiations particularly, but getting some kind of notification of who the suites are going to and who the contracts are with, so that when we're out in the public, we know who the businesses or entities are who have purchased suites, purchased loge boxes, so at least we're aware of that. I think that's very important. I don't know that I need to be involved in every nuts and bolts detail, once we have a standard contract ready, but I would like to know who those individuals are that have purchased."

Mr. Chronis said, "That will happen."

Chairman Unruh said, "All right, thank you commissioner. And now this resolution that we're voting on now is different from the resolution in our backup?"

Mr. Chronis said, "That's correct. I believe you were given a copy of a revised resolution yesterday afternoon that was prepared following your staff meeting yesterday morning, when you discussed it among yourselves and decided to go a little bit farther in the delegation of authority."

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Chairman Unruh said, “Okay. And Mr. Euson, it’s all correct as to form?”

Mr. Euson said, “Yes sir, it is.”

MOTION

Commissioner Winters moved to adopt the Resolution regarding premium seating sales and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye
Commissioner Parks	Aye
Commissioner Welshmen	Aye
Chairman Unruh	Aye

Chairman Unruh said, “Thank you Chris. Next item please.”

HEALTH DEPARTMENT

E. HEALTH DEPARTMENT.

- 1. AGREEMENT WITH CENTRAL PLAINS REGIONAL HEALTH CARE FOUNDATION AND THE CITY OF WICHITA TO PARTNER WITH THE SEDGWICK COUNTY HEALTH DEPARTMENT UNDER THE PROJECT**

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ACCESS PROGRAM.

Ms. Claudia Blackburn, Director, Health Department, greeted the Commissioners and said, “The agenda item before you is an agreement with Central Plains Regional Healthcare Foundation, Sedgwick County and the City of Wichita to provide support to Project Access for \$192,000 for 2008. And this money will go for support of their Prescription Assistance program and new items that we’ll be supporting are prescription medical supplies and durable medical equipment. Project Access is administered by the Central Plains Regional Healthcare Foundation and is closely affiliated with the Sedgwick County Medical Society.

This morning, I would like to introduce Anne Nelson, who is the Chief Operating Officer of Project Access or of the Central Plains Regional Healthcare Foundation and she’s going to give you a brief presentation on Project Access and tell you about what they’ve been doing and the new things that they will be doing.”

POWERPOINT PRESENTATION

Ms. Anne Nelson, Associated Executive Director, Central Plains Regional Healthcare Foundation, greeted the Commissioners and said, “As Ms. Blackburn said, my name is Anne Nelson and I’m actually the Associated Executive Director for Central Plains Regional Healthcare Foundation. I am here to talk to you today about Project Access, which is a program that was established in 1999 as a means to address the needs of our local medically uninsured people living here and working here in our community.

In a nutshell, we coordinate donated medical care for uninsured people who are residents of Sedgwick County. As Ms. Blackburn said, we are managed by the Central Plains Regional Healthcare Foundation. We’re a 501.C-3 non-profit, charitable non-profit organization and an affiliate of the Medical Society of Sedgwick County. The Medical Society is a membership organization of our local physician community.

Our partners include 581 participating physicians who provide executive leadership, they donate office visits and surgeries and in addition to that, the medical society donates our office space to us.

We have eight participating hospital systems that donate in-patient and out-patient hospital services, five safety net clinics and the Sedgwick County Health Department that serve as enrollment sites for a majority of our patients getting enrolled in the program. They do a lot of outreach to the patients and identify those people with medical needs and provide that care coordination that’s so important as a medical home.

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We also have a partnership with the Wichita area SRS office. They provide six full-time eligibility specialist that help at the clinic sites, those enrollment sites for Project Access and they help process those enrollments for us as a contribution from the state. We have several residency programs that are donating office visits and enrolling their established patients.

In addition to that, we have 72 pharmacies that fill our generic prescriptions at 15% below average wholesale costs. And in addition to that, our prescription program includes a maximum allowable cost, or MAC list, which prevents extreme charges at any one pharmacy that's participating.

We have 12 dentist members of the Wichita District Dental Society participating and they donate oral health services to enrollees. The University of Kansas School of Medical is a strong partner, providing our evaluation data to us, and many other partners including MRI and PET imaging services. We have inpatient and out-patient rehabilitation and physical therapy services, Hospice care and a lot of other ancillary services provided.

Our funding partners for Project Access include Sedgwick County and the City of Wichita through their community service block grant, which fund Project Access prescription program and some of our operational day-to-day expenses. The United Way of the Plains is also a funder, providing significant support for our operational expenses. And then we have a separate grant from the Sunflower Foundation for a data project that provides five safety net clinics and Project Access to a shared database and we're soon going to be bringing on the hospital emergency department data into that project.

Since we opened our doors, we've enrolled, 7,700 uninsured residents of Sedgwick County into Project Access. We had more than 1,063 patients last year accessing donated medical care. We've tracked 65.7 million dollars in donated hospital and physician care over the last eight years, more than \$9,000,000 of which were provided just in 2007. We've purchased 3.2 million dollars in prescription medications for our patients with our county and city funds, approximately \$225,000 in medications were purchased in 2007 alone. In addition to that, we've leveraged 1.9, almost \$2,000,000 in donated medications from pharmaceutical companies and \$305,000 was leveraged just in 2007.

What's the return on your investment? We know that patients experienced a clinically significant improvement in their health status and we know that it's determined through a health survey that we administer at the point of enrollment and at the point of disenrollment in Project Access. Patients and providers also consistently report high rates of satisfaction with the Project Access program.

Every county dollar that's been invested in 2007 in our prescription assistance coordinators position leveraged an additional nine dollars in donated medications. For every dollar in, we got nine dollars out. That's not a bad return.

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I'd like to tell you about a 53-year-old woman who was enrolled in our program last year. She's the sole income earner for a family of seven. She has five children living in her home. She is working and she has an elderly father living with her who is in a wheelchair. She truly represents the working uninsured in our community. She receives her primary healthcare services at Grace Med Clinic, which is one of our enrollment sites. Dr. Paula Wirley is the medical director at Grace Med. She diagnosed this patient with a large tumor and severe anemia, which is a loss of red blood cells due to excessive bleeding.

This woman was enrolled in Project Access at that clinic site by the SRS staff persons that is there. And the patient was referred to Dr. Thalia Lopez for surgery and follow-up care. This woman is well today. She's recovered from her surgery, she's back at work and she's taking care of her family. We have five children who were prevented from moving into the foster care system and an elderly father who might have nowhere else to turn for care and support had this woman not accessed that donated care.

In 2007, our request was for \$192,000. In previous years, you have funded Project Access over the last eight years, in previous years we've draw down the entire amount of funding, in 2005 and 2006 for example. In 2007, we used only \$74,000 of that available \$192,000 and I would like to explain why that happened. Our lower expenditures were due to moving to a generics-only program. Generics cost far less than name-brand drugs, while providing the medication that's needed for patients and we moved to a generics-only program. We implemented our MAC list, which has provided us with considerable savings. We're not receiving any very high invoices from particular pharmacies for any particular drug. That has managed us better for us. We always connect patients to the pharmacies of four dollars program target, for example Walmart, they have several four dollar programs and because our program has a four dollar co-pay, that is in the best interest of the program and the patient to refer them to those other pharmacies for those other programs first.

And then, in addition to that, we do whenever possible, access those donated medications from pharmaceutical companies. We did provide \$530,000 in prescription medication support to patients, but \$305,000 of that was actually contributed by pharmaceutical companies.

In 2008, we do anticipate higher expenses and we believe that we will expend the full request and we are here today to respectfully request \$192,000 from the county. We want to continue paying for prescription medications for enrollees. We want to continue funding the prescription assistance coordinator position so that she can continue to access those donated medications from pharmaceutical companies and we hope to begin purchasing physician-prescribed, durable medical equipment. That is the new addition to our contract.

Durable medical equipment is the most common request that we get from participating physicians and our enrolled patients. It's been frustrating over the last eight years to not be able to provide that equipment, after procedures, in order for patients to heal properly. The most common requests we

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get are glucose meters for diabetics, breathing machines, crutches and canes, orthopedic splints and braces, there's a long list but those are the most commonly requested.

We hope to develop contracted arrangements with several suppliers to access low-cost equipment for enrollees and would institute a limit of \$2,000 per patient, so that we don't have excessive expenses with any one individual. However, the physicians that are participating in our program might request exceptions and those would be reviewed by our physician medical director prior to being approved.

Sedgwick County funding for Project Access and the prescription program has been an essential part of our patient's successful health outcomes and we want to thank you for that. Thank you for the partnership that you've provided and extended to us over the last eight years, but we would also like to recognize that your contributions to the healthcare community on a much larger scale have been quite significant in your appreciated for that, for your leadership.

I have contact information here, should you wish to submit questions or your audience would like to have us answer additional questions and I'm here to field those for you as well if you have any."

Chairman Unruh said, "Well, thank you for that presentation, Anne. It was very thorough and gives a full picture of what you're attempting to do. We just want you to know we appreciate your oversight in trying to help our Sedgwick County citizens stay healthy. One of the outstanding components of this program, it seems to me, is there's just great cooperation between different levels of government, city and county and different agencies and the private sector and the medical community. So folks who have a tendency to say that governments and business and all can't get along, here's a clear example that under your leadership and tutelage things are happening very favorably.

Chairman Unruh said, "One question I had though. When you don't spend down the full amount of the grant, I mean do you keep that monies in order to build the program or does that come back to the county?"

Ms. Nelson said, "We have consistently requested, on a quarterly basis, the amount that we project that we'll need. In other words, what we think we'll spend. We have not, and this was 2007 specifically, drawn down additional funds that we did not think we would spend. We wanted to be good stewards of your money and only spent what we really needed."

Chairman Unruh said, "Okay. We like that too, so thank you. Commissioner Norton."

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Commissioner Norton said, “She shouldn’t have told us that, you know. Aren’t you supposed to spend every dollar you get? You know, that’s admirable that we have a partnership where you don’t just take the grant money and try to push it into other areas of your organization, but you spend it on what you said you would and that’s wonderful to have that kind of partnership.

I wanted to comment just a little bit on Project Access. You know, as we’ve moved health access in our community forward with our Assembly and our Summit and the workgroups that we have going, I’ve always seen that one of the bedrock programs of that health access initiative is Project Access. Early on, we understood as the county that being able to connect people to physicians and primary care and low-cost prescription drugs would make our community much healthier. So that early incarnation of Project Access that sprung out of the Robert Wood Johnson Foundation grant has really set a bedrock and an initiative that we can all look to that works with partnership.

Project Access and particularly Anne have been a very active participant in that conversation that got us to the health access project that we’re doing right now and I know she works on one of the workgroups to try to help us through that process. I really see the Project Access has also been a conduit for information and change information that we need because they’ve been doing a project in our community for seven or eight years that has been very influential, that’s been very successful, that’s been very cost efficient and that leads us to some of the good conversations we’re having in our workgroup. Can these things work and how do you make it work and are you cost efficient? And we can look to project access and say there are successes, it can be done, you can maximize public money to make sure that it affects our community in the best ways. And I think that’s what it’s all about, as we continue to have this conversation.

It’s not about spending more money. It’s about maximizing the money that we have to take care of the uninsured, to take care of the underinsured, to make sure that we promote wellness programs and connections to a medical home and a primary care physician and Project Access has done that successfully for many years and I’m glad that Sedgwick County and the City of Wichita are attached to it in some way so that it is a public, private medical community consortium that makes this happen. And it is provable that it maximizes public money, because when we set aside so much, you still serve your clients and don’t have to spend all the money we earmarked, that’s pretty good use of money as far as I’m concerned.

So I applaud you. I’m going to be very supportive of the full amount because it fits in, plugs in to the tough conversation that we’re having in our community right now with our workgroups on navigation, coordination and coverage to figure out this issue in our community. We’ve got to

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solve healthcare for the 60,000 estimated uninsured and underinsured. It's just not good enough and Project Access I think is one of the key players in that solution. Thank you, Mr. Chair, that's all I have."

Chairman Unruh said, "Thank you. Well Commissioner Norton, would you like to make a motion?"

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

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

2. AGREEMENT WITH DEVELOPMENT SYSTEMS, INC. TO PROVIDE DATA COORDINATION FOR THE KANSAS INFERTILITY PREVENTION PROJECT.

Ms. Blackburn said, "Commissioners, the agenda item before you is an agreement with Development Systems Inc. to provide data coordination for the Kansas Infertility Prevention project. The specific focus of this project is Chlamydia screening. That is a sexually transmitted disease that usually causes no symptoms in women and can result in tubal pregnancies, which can be fatal because of scarring. It can result in infertility and pelvic infections, so we're interested in preventing this disease.

We've participated in the CDC sponsored project since 1990 and this is \$4,000 to help us with data

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collection that feeds into their project and continues funding for our STD program. In 2007, the Health Department tested over 3,000 individuals for Chlamydia and we had about a seven and a half percent positivity rate. I'd be happy to answer any questions."

Chairman Unruh said, "Thank you Claudia. Commissioners, are there any questions on this agenda item? What's the will of the board?"

MOTION

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

Commissioner Park seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item."

- 3. AMENDMENT TO THE AID-TO-LOCAL AGREEMENT WITH THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT TO RECEIVE SUPPLEMENTAL FUNDING OF \$3,000 FOR THE SEXUALLY TRANSMITTED DISEASE #16 INTERVENTION AND PREVENTION GRANT FOR STAFF DEVELOPMENT OF DISEASE INTERVENTION SPECIALISTS.**

Ms. Blackburn said, "Well I think that pretty well describes it. Yes, before you is an agreement with the Kansas Department of Health and Environment. It is an amendment to our aid to local contract. Our contract is for \$102,964. This will add \$3,000 and bring it up to \$105,964 and this funding is specifically to send our two disease intervention specialists to the 2008 STD National Prevention Conference in Chicago in the spring. And that will help them to do a better job and

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make sure that we're doing all the current things we should be doing with our STD program. I recommend you approval of this amendment and I'd be happy to answer any questions."

Chairman Unruh said, "All right, thank you."

MOTION

Chairman Unruh moved to Approve the Amendment and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

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

VOTE

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

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

F. REPORT THAT THE PETITION FOR INCORPORATION OF THE CITY OF WEST VALLEY IS IN PROPER FORM.

POWERPOINT PRESENTATION

Mr. Don Brace, Sedgwick County Clerk, greeted the Commissioners and said, "Kansas statutes govern the process for incorporation of new cities in Kansas. There are approximately nine statutory requirements a petition must meet before the Clerk's Office can take action on any petition.

A petition was submitted to our office on 19 December, 2007 for incorporation of West Valley, Kansas. And I have a map here, I'll bring it on up and hopefully it will come up. There she is. The

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map, the top of the map is north, and you can see West Valley. They requested the incorporated area is the dark blue. Valley Center is the cream color. Across the bottom of the map there's a road that goes east/ west and that is 69th Street North. As you come across the map, there's a road that goes north/ south, up through the lower dark blue portions. That is 55th Street West and there's a road that goes east/ west about a third of the way up, the middle section and that's 77th Street North.

For you information, all the area above 77th Street is Valley Center Township. The area to the south of 77th Street is Park Township. There's a clear area to the left of the two lower blue areas and to the right of the separate blue area and that doesn't go directly north/ south but that's the Big Ditch. If you take the Big Ditch and go further to the west, left, there's a road that goes north/ south and that's Ridge Road. If you have any questions on this map, I'd be glad to answer them for you. I'll leave it up for the rest of my presentation for the people to see.

Except for some minor omissions in the petition that was filed that have since been fixed, I decided with collaboration with the Legal Department that sufficient information had been presented to start the clock on timelines given to us in this statute. The board must now set a hearing date, time and place for a hearing. The date must be between 30 and 90 days of the date of the filing, refresher, 19 December, 2007. The earliest you can have this hearing would be 18 January, but because of other statute requirements of filing notices of hearing and 15 day timeframe, the soonest the hearing can be held would be February the 6th. The 90-day not to exceed date is Tuesday, 18 March, 2008.

The statute requires the board to set a hearing in a place convenient for most of the inhabitants of the area proposed for the incorporation. The petitioners have not identified a more convenient location for the hearing than Board of County Commissioners' meeting room and the petitioners have agreed that setting the hearing as part of the regular meeting of the board would be convenient for most of the inhabitants of the area proposed for incorporation.

The petitioners do request the hearing be held on March 5th, 2008. If you have any questions, myself or Mr. Euson's staff, we'd be glad to answer them."

Chairman Unruh said, "All right, thank you Don. And your recommendation of March 5th, I mean, do we have to set a time?"

Mr. Brace said, "Yes, I would probably set if March 5th as the date you all decide on, I would set March 5th as the date and set a specific time during that meeting to have the hearing."

Chairman Unruh said, "All right, thank you. We have a comment from Commissioner Parks."

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Commissioner Parks said, "I believe the map that you have here, there may have been some omissions from the company that conducted the metes and bounds and I understand from one of my constituents that there could be some forthcoming amendments on that."

Mr. Brace said, "That shouldn't be any problem. You did talk to me yesterday about that and I did go through the metes and bounds again with GIS and the area that we discussed yesterday were not in the metes and bounds and they can be fine-tuned before the hearing, whatever date you decide to, that would be no big problem."

Chairman Unruh said, "All right, thank you and the action we're taking today is not approving or disapproving this request. It's simply setting the time for public meeting."

Mr. Brace said, "Yes sir."

Chairman Unruh said, "Okay. Commissioner Winters."

Commissioner Winters said, "Thank you Mr. Chairman. After we set a hearing date today, then at the conclusion of that hearing, will then a decision be made by the board of county commissioners or will that be at some later meeting?"

Mr. Brace said, "I'll refer that to Legal."

Mr. Euson said, "Commissioner Winters, you can make a decision at that time or you can defer your decision to a later date."

Chairman Winters said, "All right, thank you. That's the only question I had."

Chairman Unruh said, "All right, thank you. I think we're fairly well rehearsed on this. I don't know if . . . well here's a comment from Commissioner Norton."

Commissioner Norton said, "Well, as we move forward on this and move towards the public hearing date, I know we won't take any action until we hear from the public. We try not to form any opinions as to how we'll rule on this but I do have some questions. Are there some rules for municipalities that they have to follow, as far as setting up statutes, articles of incorporation for a municipality that will set a structure for that particular municipality? How will they create a governing board for their municipality? How does . . . I need some information about how that works so that I understand when we start to make a decision whether this makes sense as to is it going to be a city of structure or is it going to be a city that just impedes another city from

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increasing their boundaries.

I think if we're going to create a municipality in our community it needs to have governance, it has to have rules and laws, it has to have mechanism for funding if they ever need it. I mean, there's a lot of things that come with that, at least I understand, that come with being an incorporated city of the third class, as opposed to being unincorporated, township kind of entity. And I don't know what that looks like, but I'd like a lot more information as we move forward to that public hearing, because it could be that we would have to rule right after the public hearing and I don't know near enough about how you create a municipality and what the rules are, or the laws are that govern what they have to do to become a full-fledged city of the third class."

Mr. Brace said, "There is guidance in the statutes and I'm sure Legal will research that and give you that."

Chairman Unruh said, "Mr. Euson, you'll make sure that all the Commissioners have that information."

Mr. Euson said, "We will make sure that you have that well in advance of the hearing."

Chairman Unruh said, "All right, thank you. Commissioner Parks."

Commissioner Parks said, "I think the attorney for the people that are promoting this will in fact answer a lot of those questions and when you have this public hearing and like Commissioner Winters said, I don't think that there's a need to rule right after that public hearing. Thanks."

Chairman Unruh said, "Okay, at this time I don't see anyone asking to speak. Commissioner Parks, do you want to make a motion on this or is your voice up to it?"

MOTION

Commissioner Parks moved to Receive and file; set hearing date and time of March 5th in the BoCC at 9:00 a.m.; and approve the notice of hearing.

Commissioner Welshimer seconded the motion.

Mr. Brace said, "You want to start off right with the hearing?"

Chairman Unruh said, "Well we will set our meeting time at 9 a.m. and they will be on our agenda. Is that sufficient to meet the requirement?"

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Mr. Euson said, “Yes sir.”

Chairman Unruh said, “Okay. All right then, a review of Mr. Park’s motion, we receive and file, set the date of March 5th in the BoCC room, 9 a.m. And we have a second from Commissioner Welshmen. Okay. Any further discussion? Madam Clerk, call the vote.”

VOTE

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

man Unruh said, “Thank you, Don. Next item please.”

DIVISION OF HUMAN SERVICES- COMCARE

G. ADDITION OF ONE ADMINISTRATIVE OFFICER POSITION, B321, TO THE COMCARE STAFFING TABLE.

Ms. Jeannette Livingston, Contract Administrator, Comprehensive Community Care, greeted the Commissioners and said, “There are several factors that have combined resulting in the need to add the new position to the COMCARE staffing table.

COMCARE’s Addiction Treatment Services, ATS program, has been providing administrative services for the city’s Special Liquor Tax grant program since 2000. Since that time, the quantity of service and the number of grantees has increased significantly. We provide services such as monitoring provider contracts, refining outcomes, assisting with the development of Request for Proposals, in addition to supporting the Special Liquor Tax Coalition for the city. So in recognition of that increase in workload, the city did provide an additional grant amount for this current contract year.

Additionally, due to the changes in the state Medicaid plan, our Addiction Treatment Services program has experienced an increase in their administrative burden, both in size and complexity, so the staff at our additions program that have previously been able to provide these services have

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found it very difficult to keep up with their jobs and also provide these services in accord with the contract with the City of Wichita.

Additionally, the city staff and the Special Liquor Tax Coalition have both expressed an interest in monitoring the liquor tax contracts, similar to how we do the Community Crime Prevention grants and it seems to make sense. There's some similarities between the programs and we've had a lot of success with our crime prevention grants and we'd like to replicate that. So the position would be under the contract administration program rather than our addictions treatment.

The city provides, as I mentioned, a grant of \$127,515 for these services. The position will be funded from this grant. The recommended action is to approve the addition to the staffing table. I'm available if you have any questions."

Chairman Unruh said, "All right, thank you. Commissioners, are there . . .?"

MOTION

Commissioner Winters moved to Approve the addition to the COMCARE Staffing Table.

Commissioner Welshimer seconded the motion.

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

VOTE

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

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

H. PUBLIC WORKS.

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1. RESOLUTION DESIGNATING AND CLASSIFYING CERTAIN STREETS TO THE TOWNSHIP SYSTEM. DISTRICT #4.

Mr. David Spears, P.E., Director, County Engineer, Public Works, greeted the Commissioners and said, "It is standard procedure that after a road is constructed within a platted residential subdivision in accordance with county standards, that road is then assigned to the township road system. In this particular case, 'Hidden Acres', located in the subdivision of Stoneridge Estates, will become the responsibility of Park Township. The Park Township Board was informed that this resolution would be on the county commission agenda, by letter, dated November 27 and I recommend that you adopt the resolution."

MOTION

Commissioner Norton moved to Adopt the Resolution.

Commissioner Welshimer seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item."

2. FORCE ACCOUNT CONSTRUCTION ENGINEERING INSPECTION SERVICES AGREEMENT WITH THE KANSAS DEPARTMENT OF TRANSPORTATION FOR SEDGWICK COUNTY PROJECT 618-2-4100; BRIDGE REPLACEMENT ON CENTRAL BETWEEN 375TH STREET WEST AND 391ST STREET WEST. CIP# B-431. DISTRICT #3.

Mr. Spears said, "Item H-2 is a force account agreement with the Kansas Department of Transportation to reimburse Sedgwick County for engineering inspection services performed during the construction of the bridge replacement project on Central between 375th and 391st Streets West. This project is designated as B-431 in the Capital Improvement Program and will have 80%

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reimbursement. The maximum amount of federal funds the county can receive is \$54,162.43. I recommend that you approve the agreement and authorize the Chairman to sign.”

MOTION

Commissioner Norton moved to Approve the Agreement and authorize the Chairman to sign.

Chairman Unruh seconded the motion.

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

VOTE

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

Chairman Unruh said, “Next item.”

- 3. FORCE ACCOUNT CONSTRUCTION ENGINEERING INSPECTION SERVICES AGREEMENT WITH THE KANSAS DEPARTMENT OF TRANSPORTATION FOR SEDGWICK COUNTY PROJECT 636-7-1973; BRIDGE REPLACEMENT ON 71ST STREET SOUTH BETWEEN 295TH STREET WEST AND 311TH STREET WEST. CIP# B-384. DISTRICT #3.**

Mr. Spears said, “Item H-3 is a force account agreement with the K DOT to reimburse Sedgwick County for engineering inspection services performed during construction of the bridge replacement project on 71st Street South between 295th and 311th Streets West. This project is designated as B-384 in the Capital Improvement Program and will have 80% reimbursement. The maximum amount of federal funds the county can receive is \$76,880.70. I recommend that you approve the agreement and authorize the Chairman to sign.”

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MOTION

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

Chairman Unruh said, “Thank you David. Commissioners, it is 10:28 and at 10:30 this morning we have a scheduled reception, our annual passing of the gavel reception in the commission boardroom and we have some more items on our agenda that we need to take care of, so if those folks are over in the boardroom and happen to be watching this, suggest that they have some refreshments and that they have delight and scintillating conversation among themselves while we finish our agenda and we will be there very shortly, so I hope they heard our suggestion. Madam Clerk, now would you call the next item please.”

I. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING ON JANUARY 3, 2008.

Mr. Joe Thomas, Senior Purchasing Agent, Purchasing Department, greeted the Commissioners and said, “There are two items for consideration that resulted from the meeting of the Board of Bids and Contracts of January 3rd .

1) E-MAIL ENCYPTION- DIVISION OF INFORMATION AND OPERATIONS FUNDING: DATA CENTER

Item one is the e-mail encryption, Division of Information and Operations. The recommendation is to accept the proposal from Zix Corporation and execute a contract for an initial purchase of

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\$12,240 and establish a total five-year cost of \$63,158.40.

**2) COST ALLOCATION PLAN, INDIRECT RATE PROPOSAL AND JAIL STUDY PLAN- DIVISION OF FINANCE
FUNDING: REVENUE MANAGEMENT**

Item two, cost allocation plan, indirect rate proposal and jail study plan, Division of Finance. The recommendation is to accept the proposal from Maximus Financial Services Incorporated and execute a three-year contract, for a total cost of \$55,500 with two one-year options to renew.

If you have any questions, I'd be glad to answer them, and recommend approval of these items."

Chairman Unruh said, "All right, thank you Joe. Commissioners, are there any questions about items on the bid board?"

MOTION

Commissioner Welshimer moved to Approve the recommendations of the Board of Bids and Contracts.

Commissioner Winters seconded the motion.

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

VOTE

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

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

CONSENT AGENDA

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J. CONSENT AGENDA.

1. **Waiver of policy to hire a Community Health Nurse, B322, above 6% the minimum pay for this position.**
2. **Applications for Cereal Malt Beverage License.**

<u>Applicant Names</u>	<u>Business Name</u>
Joseph Mark Sroufe	Lake Afton Bait Shop
3. **Order dated January 2, 2007 to correct tax roll for change of assessment.**
4. **General Bills Check Register(s) for the week of January 2, 2007 – January 8, 2008.**

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

Chairman Unruh said, “Thank you. Commissioners?”

MOTION

Commissioner Norton moved to Approve the Consent Agenda as presented.

Commissioner Winters seconded the motion.

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

VOTE

Commissioner Norton	Aye
Commissioner Winters	Aye

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Commissioner Parks	Aye
Commissioner Welshimer	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Commissioners, I think we've come nearly to the end of this agenda item, but I would like to recess the Regular Meeting of the Board of County Commissioners."

The Regular Meeting of the Board of County Commissioners was recessed into the Fire District #1 Meeting at 10:30 a.m. and returned from recess at 10:32 a.m.

Chairman Unruh said, "All call back to order the Regular Meeting of the Board of County Commissioners. Commissioner Winters."

Commissioner Winters said, "Mr. Chairman, before we take the last two items, I would like to present you, at this final meeting as your chair leadership, a plaque in recognition of that leadership. Over this past year you have shown leadership in a number of times and places, both in the deliberations that this commission has had at this meeting and other meetings that we've been involved in. You've shown great leadership in the community. You have expressed the sentiments of Sedgwick County very well to all of those who have been listening, so with all of that, we want to say thank you for your past year's work as Chairman of our commission. With that, we'll present you this plaque."

Chairman Unruh said, "Thank you. Well commissioners, thank you very much. This is very much appreciated and I have had a wonderful year serving with the privilege and the honor serving as Chair this year and the opportunity to represent this county commission. I want to thank each of you collectively and individually for your collegiality and for the teamwork that we've displayed and the professionalism that I think this commission has played over this year. We have had a lot of challenges. We talked a lot about one of them earlier in this meeting, with the arena, how it's come about from finally getting the architectural and engineering plans and selecting a contractor and breaking ground and the tax ending and now naming the Intrust Bank Arena, so it's been a significant year for that in itself. But we've also had other, I think, significant milestones in the life of Sedgwick County government. We've made great progress in technical education and training, as we've moved forward in approving the National Center for Aviation Training out at Jabara Airport, which is significant for this community.

We've had some more in-house things, like the opening of our new Public Safety building, which is significant for this community. We've actually made great progress in trying to solve our jail overcrowding problems with alternatives to incarcerations: Sedgwick County offender assessment program, our day reporting program, this commission moved to go forward with housing fees. We

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have on the horizon trying to establish a drug court. All of these things hopefully will help us deal with the issue of whether or not we enlarge the jail facility.

We've done quite a few things. It's all been important and along with that we've continued with what we call our necessary county government issues in our health and human services and our public works department we've managed things legally, orderly through our County Counselor's Office, so the normal operation of county government has gone forward and for that I want to thank County Manager Bill Buchanan and all of his staff, who have been Johnny on the spot every time that we've needed some sort of help they've been there to help us and provide us the information we need. I think that we have a great county staff and we appreciate their support.

And while I'm thanking everyone, we have 3,000 employees I think at Sedgwick County. I won't mention each one, but I do want to mention Lisa and Carol, who help us in our office and the great, great support that they give to not only the Chairman, but to each commissioner. So I appreciate this plaque. I thank you for the support you've given and we will continue to go forward as, I think, a good team for Sedgwick County citizens, so thank you all very much. Madam Clerk, next item please."

SELECTIONS

K. SELECTION OF ONE MEMBER OF THE BOARD OF COUNTY COMMISSIONERS TO SERVE AS CHAIRMAN THROUGH JANUARY 14, 2009.

Chairman Unruh said, "Commissioners, at this time I would nominate Commissioner Tom Winters to serve as chair through January 14th, 2009."

Commissioner Norton said, "I would second that if it requires a second. Rules of protocol, that just puts him in nomination, is that correct?"

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Mr. Euson said, "It really doesn't require a second. You can just have a slate of nominees and vote on them in the order in which they're listed."

Chairman Unruh said, "All right, very good. Well we have a motion and a second in any event."

Commissioner Norton said, "I would move that the nominations cease and that we have a vote on Commissioner Winters."

MOTION

Chairman Unruh moved to elect Commissioner Winters as Chairman for the 2008-2009 year.

Commissioner Norton seconded the motion.

Commissioner Unruh said, "We have a motion then to election Commissioner Winters as Chair for 2008 until January 14th, 2009. And we have a second from Commissioner Norton. Mr. Counselor, are we doing this right? Will this work?"

Mr. Euson said, "It will work, it will work."

Chairman Unruh said, "Very good, thank you. Madam Clerk, call the vote."

VOTE

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

Chairman Unruh said, "Well Commissioner Winters, congratulations. And let me hand you this symbol of your overwhelming authority."

Commissioner Winters said, "Thank you very much."

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Commissioner Norton said, "As long as you get two other votes."

Commissioner Unruh said, "That's right, as long as you get two other votes."

Commissioner Winters said, "Well Mr. Chairman, I would like to make just a very brief comment. I am, because of the time and the reception that folks are waiting on, I'm not going to go over all of the issues that you mentioned because you clearly outlined all of the things that Sedgwick County is involved in and we do have a full plate in front of us. We've had a full year behind us. I anticipate that there will be a full year ahead of us. We still are working on the largest construction project we've been involved in, the arena. We are committed to Kansas Aviation. We know that this gives jobs to over 36,000 of our citizens here in south central Kansas and we're committed to moving forward with that.

Some other issues are our continued work with the Greater Wichita Economic Development Coalition and the good partnership we have with the City of Wichita in that group. Adult detention continues to be an issue. I continue to work with the REAP organization, which is an organization of nine county and twenty-five cities here in south central Kansas that really are on the forefront of Kansans for Affordable Airfares, the legislative issues that affect our region and for the Workforce Alliance of South Central Kansas, which is the Federal Department of Labor dollars that flow into again south central Kansas. We've got work to do with the future of the Kansas Coliseum, Visioneering and, as you said, we will continue our support for the employees of Sedgwick County as they perform their duties, so I look forward to 2008."

Chairman Unruh said, "Thank you very much, Mr. Chairman. Madam Clerk, next item please."

L. SELECTION OF ONE MEMBER OF THE BOARD OF COUNTY COMMISSIONERS TO SERVE AS CHAIRMAN PRO TEM THROUGH JANUARY 14, 2009.

Commissioner Winters said, "Mr. Chairman, if I might, I would like nominate Commissioner Tim Norton as Chairman Pro Tem."

Chairman Unruh said, "Thank you. I will second that nomination. And Commissioner Parks, Commissioner Welshmen, your lights aren't on, so I will continue on as we did last time. We have a motion and a second for Commissioner Norton to serve as Chair Pro Tem. Madam Clerk, call the vote."

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MOTION

Commissioner Winters moved to elect Tim R. Norton as Chair Pro Tem for the County Commission 2008-2009 year.

Chairman Unruh seconded the motion.

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

VOTE

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

Chairman Unruh said, "Congratulations, Tim. All right."

Commissioner Norton said, "What does that mean, but the way, now that I've got it? No, I'm just kidding."

Chairman Unruh said, "Okay, I think you know. Is there any other things to come before the Board of County Commissioners? Hearing none, we are adjourned."

O. OTHER

N. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:40 a.m.

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

DAVID M. UNRUH, Chairman
First District

Regular Meeting, January 9, 2008

TIM R. NORTON, Commissioner
Second District

THOMAS G. WINTERS, Commissioner
Third District

KELLY PARKS, Commissioner
Fourth District

GWEN WELSHIMER, Commissioner,
Fifth District

ATTEST:

Don Brace, County Clerk

APPROVED:

_____, 2008