

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

January 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, January 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. Don Brace, County Clerk; Mr. John Schlegel, Director, Metropolitan Area Planning Department; Mr. Mick McBride, Risk Manager, Risk Management; Ms. Diana Mansouri, Safety Coordinator, Risk Management; Mr. George Worman, Maintenance Worker, Facilities Department; Ms. Marilyn Cook, Comprehensive Community Care; Ms. Kristina Helmer, Health Educator, Health Department; Mr. James Weber, P.E., Deputy Director, Public Works; Mr. David Spears, Director, Bureau of Public Works; Ms. Kristi Zukovich, Director, Communications; and, Ms. Lisa Davis, Deputy County Clerk.

GUESTS

Mr. Clement Dickerson, Member, Sedgwick County Storm Water Management Committee.
Mr. Mitch Mitchell, Member, Sedgwick County Storm Water Management Committee.
Mr. Steve Jackson, Member, Sedgwick County Storm Water Management Committee.
Mr. Clark A. Sholts, Member, Sedgwick County Storm Water Management Committee.
Mr. Bob Seiler, Member, Sedgwick County Storm Water Management Committee.
Mr. Randy Oliver, Member, Sedgwick County Storm Water Management Committee.
Mr. Lyle Powers, Member, Sedgwick County Storm Water Management Committee.
Mr. Jack Whitson, Member, Sedgwick County Storm Water Management Committee.
Ms. Cheryl Nordstedt, Member, Sedgwick County Storm Water Management Committee.

INVOCATION

The Invocation was led by Reverend Dave Fulton of St. Paul's Lutheran Church, Wichita.

FLAG SALUTE

Chairman Winters said, "Reverend Fulton, we want to thank you for being with us this morning and we might also acknowledge that Reverend Fulton is a member of COMCARE's Advisory Board. So we think very special recognition of our advisory board. We rely on them a lot and today we're going to be appointing a whole brand new board, so thank you very much for being here.

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Madam Clerk, next item.”

ROLL CALL

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

CONSIDERATION OF MINUTES: Regular Meeting, January 16, 2008

The Clerk reported that all Commissioners were present at the regular meeting of January 16, 2008.

Chairman Winters said, “Commissioners, you’ve had an opportunity to review those minutes. What’s the will of the board?”

MOTION

Commissioner Welshimer moved to approve the Minutes of the Regular Meeting of January 16, 2008.

Commissioner Norton seconded the motion.

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

VOTE

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

Chairman Winters said, “Next item.”

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APPOINTMENTS

A. APPOINTMENTS.

- 1. RESOLUTION APPOINTING JERRY DAVIDSON (COMMISSIONER PARKS' APPOINTMENT) TO THE WICHITA/SEDGWICK COUNTY ACCESS ADVISORY BOARD.**

Mr. Rich Euson, County Counselor, greeted the Commissioners and said, "Commissioners, we've prepared this resolution of appointment for one year to this board. Each one of you has an appointment and this is Commissioner Parks' appointment and I would recommend you adopt the resolution."

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

MOTION

Commissioner Parks moved to approve the Resolution.

Commissioner Norton seconded the motion.

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

VOTE

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

Chairman Winters said, "And Mr. Davidson is here and our county clerk Don Brace is here this morning to swear in Mr. Davidson."

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Mr. Don Brace, County Clerk, said, “Good morning Jerry. How are you? Beautiful day out there, isn’t it. Please raise your right hand.

I, Jerry Davidson, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Kansas, and faithfully discharge the duties of the office of Wichita/ Sedgwick County Access Advisory Board, so help me God.

Mr. Jerry Davidson, Member, Wichita/ Sedgwick County Access Advisory Board, said, “I do.”

Mr. Brace said, “Congratulations.”

Chairman Winters said, “If you’d like to make a comment, Mr. Davidson.”

Mr. Davidson said, “I’d just like to thank Commissioner Parks for appointing me and the opportunity to serve the county.”

Chairman Winters said, “All right, well thank you very much for your willingness to do the task and we appreciate it very much.”

Commissioner Parks said, “Thank you Jerry.”

Chairman Winters said, “Next item.”

2. RESOLUTIONS APPOINTING MEMBERS TO THE SEDGWICK COUNTY STORMWATER MANAGEMENT COMMITTEE.

- **COMMISSIONER, FIRST DISTRICT – George Sherman**
- **COMMISSIONER, SECOND DISTRICT – Clement Dickerson**
- **COMMISSIONER, THIRD DISTRICT – Mitch Mitchell**
- **COMMISSIONER, FOURTH DISTRICT – Steve Jackson**
- **COMMISSIONER, FIFTH DISTRICT – Clark A. Sholts**
- **EAGLE DRAINAGE DISTRICT – Bob Seiler**
- **CITY OF CHENEY – Randy Oliver**
- **CITY OF DERBY – Kathy Sexton**
- **CITY OF KECHI – Lyle Powers**
- **CITY OF MULVANE – Kent Hixon**
- **CITY OF PARK CITY – Jack Whitson**

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- **CITY OF VALLEY CENTER – Cheryl Nordstedt**

Mr. Euson said, “Commissioners, this is a committee that comes out of a taskforce recommendation that goes back several years, but you created this committee in 2007 I think it was.

The members of this committee serve at the pleasure of the Board of County Commissioners. It is more or less a voluntary commitment. The purpose of the board is to do master planning for drainage projects within the county and to provide kind of a clearing house for ideas and projects county-wide.

We have prepared a resolution for the first round of appointments to this and if you wish, I will go ahead and state what those appointments are.”

Chairman Winters said, “Yes, if you would read those appointments please.”

Mr. Euson said, “I would be glad to. Each one of the commissioners has an appointment and Commissioner Winters’ [sic] appointment is George Sherman; Commissioner Norton has appointed Clement Dickerson; Commissioner Winters has appointed Mitch Mitchell; Commissioner Parks has appointed Steve Jackson and Commissioner Welshimer’s appointment is Clark Sholts; Eagle Drainage District wishes to appoint Bob Seiler; City of Cheney wishes to appointment Randy Oliver; the City of Derby, Kathy Sexton; the City of Kechi, Lyle Powers; the City of Mulvane, Kent Hixon; the City of Park City, Jack Whitson; and the City of Valley Center, Cheryl Nordstedt. We’ve prepared a resolution to make these official and I recommend that you adopt it.”

Chairman Winters said, “All right, I think what we will do is act on this resolution and then we’ll ask all of them to come up and stand along the wall and County Clerk Don Brace will swear them in.

Immediately after that, I would like to ask John Schlegel to come to the podium and make just a few comments about this taskforce and their work. Chris Carrier, City of Wichita, David Spears, our Public Works Director and John Schlegel have really been at the forefront of the formation of this taskforce and so I would like to call on John to make some comments about it.

But commissioners, you’ve heard the name of the appointments and we have the resolution in front of us. What’s the will of the board concerning this resolution?”

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MOTION

Commissioner Welshimer moved to approve the Resolutions.

Commissioner Norton seconded the motion.

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

VOTE

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

Chairman Winters said, “That motion passes and so if all of those folks who are a member and have just been appointed to the Sedgwick County Storm Water Management Committee, would you please come to the front of the room.”

Mr. Don Brace, County Clerk, said, “Please raise your right hand.

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Kansas, and faithfully discharge the duties of the office of Sedgwick County Storm Water Advisory Board, so help me God.

Members of the Sedgwick County Storm Water Advisory Board said ‘I will’.

Mr. Brace said, “Congratulations.”

Chairman Winters said, “Now, if each of you would like to just, as you leave, just stop at the podium and introduce yourselves, as you file out, because we would like to make sure we’re getting some names and faces together. So as you proceed on back, stop at the podium right there and please give us your name and where you’re from.”

Mr. Lyle Powers from the City of Kechi introduced himself.

Mr. Cheryl Nordstedt from the City of Valley Center introduced herself.

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Mr. Clement Dickerson from the Haysville area introduced himself.

Mr. Jack Witson, the City of Park City, said, "I know Chairman Winters is giving kudos to some of these folks out here, but Chairman Winters really needs a round of applause for all his hard work in providing the leadership to bring this up to where it is today and we really appreciate your efforts in that."

Chairman Winters said, "Thank you Jack."

Mr. Clark Sholts from the Derby area introduced himself.

Mr. Steve Jackson from Valley Center introduced himself.

Mr. Mitch Mitchell from Sedgwick County said, "Jack stole my thunder so again, congratulations Commissioner Winters."

Chairman Winters said, "Thank you Mitch. Mitch was one of the leaders and chair of getting us to this point. In the early formation stages, Mitch did a lot of work, made some trips to some other communities to see what they were doing, so Mitch we certainly appreciate all your work."

Mr. Randy Oliver from the City of Cheney introduced himself.

Mr. Bob Seiler from Eagle Drainage District introduced himself.

Chairman Winters said, "Thank you Bob. John, if John Schlegel . . . John, would you please come forward and just make comments about what you see as the task of this group and as we move forward."

Mr. John Schlegel, Director, Metropolitan Area Planning Department, greeted the commissioners and said, "Well as you know, . . . well first of all, let me express my appreciation to the board for setting up this board. As you know, this was a recommendation that came out of two groups that preceded it, the Flood Plain Management Taskforce and then an organizing committee that followed on the heels of that taskforce. And the purpose of this is to provide a group that will be able to focus attention on flood plain management and storm water management issues within the larger county community, so that we have a group that's coordinating efforts among all the different entities within Sedgwick County that are concerned about flooding and storm water issues."

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And our intension is to put them to work right away. If the folks that were appointed today wouldn't mind gathering out in the hallway after the meeting, what we'd like to do is poll them on when they would be available for that first meeting, so we can get started. We'd like to get started this month. There's a lot of work to be done, as you know Mr. Chairman, and we don't want to waste any more time. We'll probably spend the first couple of meetings getting newer members of this group acquainted with the work that's already been done by the preceding groups. And then hopefully this year we'll get a lot accomplished."

Chairman Winters said, "All right, thank you John. John, I know you have a staff member here with you who has done a lot of work on this project. Would you please introduce your staff that's here."

Mr. Schlegel said, "Yes. Christy Rodriguez, would you stand up and let everybody see you. Christy has been really the heart and soul of staff efforts to move this issue forward."

Chairman Winters said, "All right, well thank you. We certainly appreciate all of the work that you all are willing to do on this very important subject, all of Sedgwick County that needs to be looked at in a much broader sense than just one specific problem spot in one specific area so again, we thank you all. Commissioner Norton has a comment."

Commissioner Norton said, "And John, you can stay up there, because you may want to comment afterwards. Well, when I first became a commissioner, one of the things I found out real quick, particularly on the south side in my district is drainage is really important. Storm water management is important so I'm really glad that we've taken this to a more formalized kind of committee that can understand it holistically for the whole county and start to decide where we need to work on this.

I've often said that drainage is like roads and bridges and some other things, it's an infrastructure to help us make our county grow, to give quality of life to our citizens. And I really see what we're going to do is affecting kind of four different areas. The first one is public works. I mean, we continue to try to do major projects and you can talk about the road and you can talk about the development around it, but soon you get into storm water management and drainage in almost every conversation.

And it's also about planning. I mean, you may plan one area and if you don't fix the drainage there, it's going to move downhill somewhere else, so it is about where growth goes, how you plan it. It's about developers and development not having unintended consequences from a subdivision fixing only their drainage and having it affect someone else.

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And finally, it's a quality of life issue. Any citizen has to deal with flooding and draining and storm water runoff for whatever reason that hasn't been taken care of holistically by a good plan, it reduces their quality of life. I think we have some charge to help manage that and I'm glad to see we put this group together. It puts it through the filter of citizens that are affected by it and can advocate for their area of the county. I think it's going to be a wonderful committee that will probably do some very hard work because of the basin studies I've looked and the storm water studies, it's a complicated issue. I mean, if it was an easy issue we'd already have fixed it.

So it's going to be hard work, it's going to be demanding. There's going to be a lot of studying to do to figure out what's the next step, but I'm very encouraged that we've taken this step to create this committee, you know, to help figure out what we need to do. Now I don't know if John has anymore to add, but I'm excited that we've come to this point."

Chairman Winters said, "Thank you. I think you've made some very good comments. Commissioner Parks."

Commissioner Parks said, "Yes, I'd like to thank everybody for serving on this and there are some pretty impressive figures and whatnot and numbers out there that we're looking at in terms of dollars and I think that if you all work at this issue together and bring all the cities, the townships, the drainage districts together, that we can accomplish something without being a large burden to the taxpayer.

I would like to say a little something about my appointee. Steve is on one of those areas that's close to the river that's close to two annexation areas, as we're discussing so much now these days and he's also a rural mail carrier, so what better eyes that we can have from somebody that's out there every day, day in and day out, to tell you where the waters running across the road, so with all the technology and things, it's good to have somebody I think from . . . that's actually out there in the field and looking at some of these problems. Thanks."

Chairman Winters said, "Thank you commissioner. Commissioner Welshimer."

Commissioner Welshimer said, "Well I just want to thank you all for serving and I think the problem we have is simple. It's the fact that Sedgwick County is a river bottom and we've got to find a place for that storm water to go and it will not be easy and we're going to need some miracles. So thank you very much."

Chairman Winters said, "All right, well thank you very much for agreeing to serve. We believe these boards, such as this, are very important to us. Commissioner Unruh has a comment."

Commissioner Unruh said, "All right, thanks. John, I just had a question. Also want to express

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my appreciation to citizens willing to serve, but John, the membership or participation of this committee is not closed now. Others . . .”

Mr. Schlegel said, “Yes, that’s a very good point. I appreciate you making that, that this will be the core group. We’ll get started with this. There’s enough members now to get this group started, but as other entities that are concerned with drainage issues want to nominate membership to this committee, then they should bring those nominations to the county commissioners and you’ll be able to expand the board membership.”

Commissioner Unruh said, “All right, thank you. I just wanted the other communities in Sedgwick County to realize that they have an opportunity to participate and the other drainage districts that are not represented here, so thank you thank you very much. That’s all I had Mr. Chair.”

Chairman Winters said, “All right, very good. Well thank you all again and it appears that Mr. Schlegel has called the first meeting, which is going to be right in the hall just after this item is over, so thank you all for being here. Madam Clerk, would you call the next item.”

3. RESOLUTION REAPPOINTING RANDY PARKER (THIRD CLASS CITIES NOMINATION THROUGH SEDGWICK COUNTY ASSOCIATION OF CITIES) TO THE SEDGWICK COUNTY SOLID WASTE MANAGEMENT COMMITTEE.

Mr. Euson said, “Commissioners, we’ve prepared a resolution recognizing the nomination of this is actually the third-class cities for the reappointment of Randy Parker and I would recommend you adopt the resolution.”

MOTION

Commissioner Norton moved to approve the Resolution.

Commissioner Unruh seconded the motion.

Chairman Winters said, “We have a motion and a second. Yes, Commissioner Unruh.”

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Commissioner Unruh said, “Thank you Mr. Chairman. I just want to make a comment to congratulate and thank Mr. Parker for his continuing, ongoing service to this committee. Ever since I’ve been associated with the committee, since I first was elected, well Randy has been a faithful, active member. He understands the details and the issues related to solid waste management and I just want to publicly thank him and congratulate him for his ongoing service.”

Chairman Winters said, “All right, very good. We do have a motion and a second to appoint Randy. Any other discussion? Seeing none, Madam Clerk call the vote.”

VOTE

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

Chairman Winters said, “And I don’t believe I see Randy in the room. Randy, are you in here? No, all right, we’ll take care of his swearing in at a later date. Madam Clerk, call the next item.”

4. RESOLUTION APPOINTING KATHY SEXTON (SECOND CLASS CITIES NOMINATION THROUGH SEDGWICK COUNTY ASSOCIATION OF CITIES) TO THE SEDGWICK COUNTY SOLID WASTE MANAGEMENT COMMITTEE.

Mr. Euson said, “And commissioners, this resolution comes to you as a result of the nomination by the second class cities of Kathy Sexton. I recommend you adopt this resolution.”

MOTION

Commissioner Norton moved to approve the Resolution.

Commissioner Unruh seconded the motion.

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

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VOTE

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

Chairman Winters said, “And I don’t believe Kathy is in the room this morning, so we’ll do that at a later date. We do appreciate both of those folks being willing to serve on this very important committee. Madam Clerk, would you call Item B.”

AWARD

B. ADOPTION OF THE 2008 SAFETY SLOGAN FOR SEDGWICK COUNTY EMPLOYEES: “COUNT ON SAFETY BECAUSE SOMEONE IS COUNTING ON YOU,” AND PRESENTATION OF A FRAMED POSTER AND OTHER SAFETY AND HEALTH-RELATED ITEMS TO GEORGE WORMAN, DIO-FACILITIES MAINTENANCE, WINNER OF THE 2008 SAFETY SLOGAN CONTEST.

Mr. Mick McBride, Risk Manager, Risk Management, greeted the Commissioners and said, “Thanks this morning for the opportunity this morning to share a safety moment with you. Each year, since 1994, Risk Management with your support has sponsored a Sedgwick County Safety Slogan Contest. This contest encourages employees to submit safety slogans for possible adoption for the county. The winner does receive a prize basket of safety related items and a framed copy of the published poster.

A copy of the safety poster for each of the last 13 years is on display in Risk Management, up on the eighth floor of this building, in case anyone would be interested in viewing our slogan progress over time. In 2005, Risk Management began emphasizing safety in Sedgwick County. Each department was encouraged to establish a safety committee to promote safety and provide employee training. The blood borne pathogen program, the chair standard and the ergonomic program have been enhanced during this time. The safety slogan contest continues to grow in popularity.

I’m happy to report that there are currently 23 individual active safety committees that work throughout Sedgwick County. These committees, with about 130 employee volunteers, do represent each elected office, as well as each county division. These committees do report safety training hours to Risk Management for inclusion on the KPI safety benchmark.

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During the period 2004-2007, approximately 39% of accidents reported to Risk Management are classed as preventable. And the National Safety Council defines preventable as 'did the employee do everything possible to avoid that accident'. I believe that there is a direct relationship between safety activities in a department and the number of preventable versus non-preventable accidents reported by that department.

As a part of the risk management key performance indicator, we'll continue to collect data that will show this correlation and we will continue to provide assistance to help departments reduce the incidents of those preventable accidents.

Diana Monsouri, your safety coordinator, will now present this year's safety slogan for your approval and introduce the contest winner for 2008. Thank you very much."

Chairman Winters said, "Thank you Mick. Welcome, Diana."

POWERPOINT PRESENTATION

Ms. Diana Mansouri, Safety Coordinator, Risk Management, greeted the Commissioners and said, "Employees submitted 203 safety slogans in this year's contest. Now that is an 11% increase in employee participation over last year's record high and we're very excited about that.

Clearly, very clearly we're experiencing a positive change in our organization's safety culture, which encompasses priority, enthusiasm and pride. A special thanks goes out to each employee who submitted a slogan. We'd like to thank the selection committee, which was comprised of employees, supervisors and managers who reviewed the list of slogans, 203 slogans, to help determine the winning safety slogan for 2008, which is 'Count on Safety Because Someone is Counting On You'.

Congratulations to George Worman of Facilities Maintenance in the Division of Information and Operations for submitting the winning slogan. This year's poster features a group of employees, our very own employees, representing various offices and divisions. Some of the employees, as you can see, are wearing personal technical equipment they don as part of their safety and health regimen to perform certain job tasks and to perform them safely, very safely.

The poster also shows a variety of items and equipment employees count on for safety while on the job, such as traffic cones, caution signs, first aid kits, fire extinguishers, sharps containers, water coolers; we want them to be hydrated out there in the summer months, ergonomic chairs and a variety of vehicles and other equipment. This group represents all Sedgwick County employees who count on safety because co-workers, family and our citizens are counting on them. We'd like to thank Kevin Miles, the director of Fleet Management, and his very cordial staff for

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allowing us to use the Fleet Management garage as a temporary photo studio for this group of employees. We'd also like to thank Lori Westphal of the Division of Information and Operations, for designing and printing this year's photo. And thanks goes out to Tony Guiliano of Communications for taking the photograph that's featured on the poster. It's a very, very wonderful photograph and we're very proud of it. Thank you, Tony.

Special thanks goes out to departments and employees who volunteered to be photographed. Without them, we couldn't have this awesome poster that you are looking at right now. At this time I ask that you approve this year's safety slogan and recognize George for winning the contest. I'll answer any questions that you may have. Thank you, commissioners."

Chairman Winters said, "All right, thank you Diana. Commissioners, are there questions at this point? Let's go ahead and take the recommended action and then visit with George for a moment."

MOTION

Commissioner Parks moved to adopt the Safety Slogan and recognize Mr. Worman for his winning contest entry.

Commissioner Unruh seconded the motion.

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

VOTE

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

Chairman Winters said, "All right, Diana, if you'll introduce us to George."

Ms. Mansouri said, "George. This is George Worman. He's in Facilities Maintenance, turned in the safety slogan as I mentioned, 'Count on Safety because someone is counting on you'. We'd like to present George with an award basket with the safety-related items that Mick mentioned. We'll do so at this time."

Chairman Winters said, "All right, very good. George, would you like to make a comment?"

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Please feel free to make a few remarks.”

Mr. George Worman, Maintenance Worker, Facilities Maintenance, DIO, greeted the Commissioners and said, “I’d like to thank you all for supporting Risk Management’s safety slogan contest and I’d also like to thank the selection committee for selecting my slogan. That’s all I’ve got.”

Chairman Winters said, “All right, well thank you. Well you know I think it’s somewhat amazing that we had 200 entries for safety slogan, which means to me that people are thinking about this issue. And one of the things that we all know is safety doesn’t just happen. I mean, you can be doing a lot of tasks and not be thinking about the safest way to do things and those are the times when accidents happen but it would appear to me that we’ve got people in this organization that are very concerned about it and to have 200 entries is, again, I think pretty remarkable. Commissioner Parks.”

Commissioner Parks said, “I would just like to say, George, an extra thank you. You see George in the courthouse quite a bit. He’s always ready to help people also, along with being safety oriented. He’s a cordial and kind of a spark to the courthouse at times to help people out. I really appreciate your work ethic and your attitude on that George. Good job.”

Chairman Winters said, “All right, very good. And I think we’ve got some other folks here from DIO that I assume are here to kind of support George and help them carry the winning basket home. But we appreciate all of the work that you all do in the courthouse. It’s very important to us all and thank you very much. Commissioner Welshimer.”

Commissioner Welshimer said, “Well I just want to say that I think it’s an excellent slogan. I like it very much and I think that everyone in the county is going to enjoy it. Thank you.”

Ms. Mansouri said, “Thank you Commissioners.”

Chairman Winters said, “All right, thank you Diana. Thank you Mick and thank you George. We appreciate your commitment to safety in Sedgwick County and we thank the other DIO folks who are in the room this morning. We appreciate your being here. Madam Clerk, would you call the next item.”

DONATION

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DIVISION OF HUMAN SERVICES- COMCARE

C. DONATION OF NEW CLOTHING ITEMS FROM WWW.OPINIONSRFUN.COM VALUED AT \$1,300 TO COMCARE'S HOMELESS PROGRAM.

Ms. Marilyn Cook, Director, Comprehensive Community Care, greeted the Commissioners and said, "COMCARE is really grateful for the donation of long-sleeved tee shirts and really heavy duty sweatshirts and some hoodies that we got from Opinions R Fun, which is a local specialty print shop that advertizes and runs contests on B98. This organization, the same organization donated some shirts over the summer to the homeless program. Our staff and our consumers were so appreciative of that that they donated these.

Many of the shirts are already gone and are being put to good use. One young man in particular who has been homeless was just overjoyed getting the one that he got and spent quite a bit of time entertaining and modeling his shirt for the Center City staff. We recommend that you accept the donation and authorize the Chairman to sign a letter of appreciation."

MOTION

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

Commissioner Welshimer seconded the motion.

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

VOTE

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

Chairman Winters said, "Thank you Marilyn. Be sure you express our appreciation from the commission. Next item."

NEW BUSINESS

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DIVISION OF HUMAN SERVICES- COMCARE

D. AGREEMENT WITH SUMNER MENTAL HEALTH CENTER FOR COMCARE TO PROVIDE AFTER HOURS MENTAL HEALTH EMERGENCY SERVICES.

Ms. Cook said, "Commissioners, this is a renewal of an agreement that we've had for a while with Sumner Community Mental Health Center for COMCARE to provide after-hours emergency crisis services for this community mental health center. We have a designated line for the calls that come in, so we are aware that it is Sumner County consumer calling or resident calling. We receive about 30 calls a month on that particular line and we fax contact sheets back to that center the next business day, so they know who in their area called us and what the disposition was. We feel that it's working well for both of us and we are recommending that you approve the agreement."

Chairman Winters said, "All right, commissioners, we've had this agreement in effect for several years. Do you have any questions? Commissioner Unruh."

Commissioner Unruh said, "Thank you Mr. Chairman. Marilyn, how many counties do we have an agreement like this with? Is this just a single instance?"

Ms. Cook said, "No, we do this for Sumner County, we do it for Butler County and we do it for Hutchinson Community Mental Health Center that encompasses five counties. So we're doing that for a number of counties, in addition to us."

Commissioner Unruh said, "And that's been going on for several years."

Ms. Cook said, "A number of years, six or seven years."

Commissioner Unruh said, "Well I think it's a great service that we're able to provide and it just makes this service more efficient for the whole region and it seems like that's the effort of all governments, is trying to be more efficient through a regional effort, so appreciate your managing this effort."

Ms. Cook said, "And I forgot to add that we also have the capability, all those communities are adjacent to ours so if someone does want to drive in, under this agreement we also agree to see them face to face if that would be their choice."

Commissioner Unruh said, "All right thank you. That's all I have, Mr. Chair."

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

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Commissioner Parks said, “I just wanted to say that I thought that this was a bargain for Sumner County also. That \$1,200 a year, a dollar a minute, it makes it very lucrative for them. Thank you.”

Chairman Winters said, “All right, commissioners. Can we have a motion?”

MOTION

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

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 Marilyn. Next item.”

HEALTH DEPARTMENT

E. ANNUAL REPORT AND UPDATE FROM THE SEDGWICK COUNTY WELLNESS COMMITTEE.

POWERPOINT PRESENTATION

Ms. Kristina Helmer, Health Educator, Health Department, greeted the Commissioners and said, “I’m here to give a quick overview of our great wellness program that we currently have with Sedgwick County. Our big slogan is of course ‘working well for you’.

The Sedgwick County Wellness Committee, our purpose is to enhance the overall health and

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wellness of our employees by providing them the tools and information they need to lead a healthier lifestyle. The Wellness Team is comprised of 15 different committee members, representing most of our departments. Some of them are here with us today and I want to thank them for all the hard work that they have done throughout 2007 and would like to recognize them. Without them, a lot of our stuff that we did in 2007 would not have happened. We also have wellness liaisons to help us promote things throughout the county.

This year, in 2007, we added a Sedgwick County Wellness Club. Currently, we have 340 members and I actually just updated this yesterday, so we now actually have 387 members that are part of the Sedgwick County Wellness Club and they receive a weekly health tip from me that talks about just a quick, maybe fun thing that they can do to increase healthy behaviors. The first 350 people that signed up received a pedometer, which is donated to us from Preferred Health Systems. We also have been giving them bracelets, which just says the 'Working Well For You' slogan on it. And we just hope to give that to them so that they have a daily reminder to eat better and move more and maybe they can see someone else wearing the bracelet and they can join a walking buddy, you know they can find someone else that's part of the club and we hope to continue that.

Also in 2007, Sedgwick County had a tobacco workgroup that worked on a tobacco policy. This did not come out of the wellness committee, but it is a great place . . . we wanted to highlight it, because we are creating a healthier environment for our employees to be at. And this is just showing that there is no smoking within 25 feet of the exterior doors, operable windows and air intake vents. We did have a couple of people on the Wellness Committee sit on this taskforce and I'd just like to thank them. It's a great step forward to a healthier environment for our employees.

And this is just a quick overview of the website that has been developed. It was launched in December of 2005. Since then, we've had over 11,000 hits on this website and in 2007 we had 6,000 website hits. It's updated weekly with a health tip, with a healthy recipe and you can go back and archive all the healthy recipes that have been used in the past. I update it with a healthy article of the month. February will be heart health month. We just updated it and we keep it updated current with just some tools and information that people can go in and grab real quick to lead a healthier lifestyle.

This year, we also did a health risk appraisal. This year the Health Fitness Corporation conducted a confidential health risk appraisal for our employees. It was a two-part series. In September, we

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promoted it through an on-line health assessment. Employees had the opportunity to go on line, fill out a report about their health and they received feedback immediately regarding their behaviors. The committee did receive an aggregated report. We had 436 unique responses back. We received an aggregate report that showed the details of what our employees' health looks like, just kind of a broad picture range.

And then also, on October 8th, on Columbus Day, we had a health fair for our employees. We had local vendors there providing information regarding health information that they had and we also had Health Fitness Corporation there to do biometric screenings. We did everything from blood glucose, cholesterol, height, weight, BMI and at the end they also again received a personal health report from the Health Fitness Corporation. The committee also received an aggregated report back from that company to again just show us where we stand as a population.

In 2007, we provided wellness classes and we have provided 24 wellness classes that were offered to our employees. That was double what we offered in 2006. This year, 383 employees attending those 24 classes and some of the topics included: women's health; we did a men's health; what not to wear was talking about some good makeup; wellness in the 21st Century, what is our health involving now, it's changed a lot from even the 70s of what doctors would recommend; we had dining with diabetes, there's a lot of people that are diabetic and have a hard time picking out what is a good thing to get when you're eating out or when your making at home, so we had a person from the Extension Office come out and talk about that; we did a healthy eating out presentation, and these are just a few of the great topics that we had to offer in 2007.

Some of our wellness events that we did, we did a walk at work event. It happens every year. It's on National Employee Health and Fitness Day and we promote it to all county employers. It's not just with just our thing. The Sedgwick County Wellness Committee then promotes it with all our employees. It's a time to get out, take a walk, meet new people and promote health. This year we had 27 organizations throughout the county recognized that day.

We also did a stair challenge where we encouraged people to take the stairs. You might notice, there's been signs at the elevators and there's signs in the stairwells to motivate you to encourage you to take the stairs. The Take Charge of Your Health Challenge and we actually just launched the Take Charge of Your Health Challenge again for 2008 and we have our highest number of participants yet for 2008, so it's another great thing for . . . to put in our report next year. And then we also have a monthly walking club. The group meets every third Thursday. We take different paths and we just kind of go for like a quick, 20-minute walk and again, that's just a way to meet new people and to encourage walking throughout the day.

Another cool thing that we did in 2007 was we added a healthy signage to our cafeteria. You may notice, if you go downtown, you might see 'choose wheat over white' for the bread. You see the salad bar, you might see a red light, green light, yellow light. And it's talking about the green light,

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go for it, load up your salad with those. When you see the red light stuff, you may go easy on those type of items. So it was a great improvement that we saw in our cafeteria and as soon as more healthy items are introduced, we'll keep adding new signage.

We also provide a discount to local health clubs. These are some of the partners that we are currently working with. They provide a discount to our employees in exchange that we promote it to our wellness club members, we promote it to our employees to go and to get some type of discount through their club. Currently, this is actually getting updated. Again, currently employees will e-mail me and ask 'well, what about this place, have you contacted them?' I have sent a letter to all health club organizations in Sedgwick County. If someone, an employee, was interested, I have followed up with those health clubs and I have two health clubs who are working on a proposal for me right now, so hopefully we'll add a few more.

And so for 2008 we continue planning and promoting wellness classes and wellness events. We update it through e-line. The wellness club members get to find out about it. The wellness liaison send it to all their employees and coworkers of upcoming things that are happening. And like I said, we've already launched the Take Charge of Your Health Challenge, with over 200 people participating. And we're going to begin research on best practice comprehensive wellness programs to continue to enhance our wellness program each year. And thank you for letting me present. If you have any questions, let me know."

Chairman Winters said, "All right, well Kristina, thank you very much for that update. You certainly make a very enthusiastic presentation and if you work with the committee in that same line of enthusiasm, I can understand why we're on a good road. But you know, this is one of the things that we do for several reasons. One is because it's just the right thing for each of us to do is to become as healthy as we can. But again, as we try to tackle these issues revolving around health insurance and the cost associated with insurance, as we move forward, the best prevention is to stay healthy and it certainly is obvious that we're on that path.

Who else in the room is on the Wellness Committee? How many do we have? Good. Well, we thank you for your work on that committee. It is very important to us, again both as commissioners as we look at what our responsibilities are, but more importantly it's important to those who participate and those employees who take advantage of the opportunity to stay healthy. Commissioners, if there are no other comments, could we have a motion to receive and file this update."

MOTION

Commissioner Unruh moved to receive and file.

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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, “Again, thank you Kristina and thank you to all of those of you who serve on the Wellness Committee. Thank you. Madam Clerk, call the next item.”

F. PUBLIC WORKS.

1. MODIFICATION OF FLEET INVENTORY TO CHANGE THE CLASS OF A ¾-TON TRUCK TO A ONE-TON TRUCK.

Mr. David Spears, P.E., Director, County Engineer, Public Works, greeted the Commissioners and said, “In Item F-1 we are requesting that you approve a change in class for a pickup truck in our fleet. Vehicle #4060 is currently a Class 230 three-quarter ton pickup truck with a service body. Fleet Management has recommended an upgrade to a one-ton truck because the frame and suspension system of the existing truck cannot adequately handle the weight of the service body and the stored equipment.

This results in higher maintenance and repair costs for the vehicle. Since it is time to replace the vehicle, we have been working with Fleet Management to replace this truck and service body with a Class 304 one-ton truck and service body. And we recommend that you approve the modification to the fleet inventory.”

Chairman Winters said, “Commissioners, you’ve heard that report. Commissioner Parks, did you have a comment?”

Commissioner Parks said, “Just a question. Does this eliminate any particular model or make, or is this going to be able to enable all the manufacturers to still bid on this?”

Mr. Spears said, “Commissioner, Fleet Management puts together those specifications and it will

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go out for bid and we don't have any one . . . I know at Public Works, we don't have any one vendor in mind. It should go to, I would think, all the Ford, Chevy, Dodge, any."

MOTION

Commissioner Parks moved to approve the modification to Fleet Inventory.

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, "Thank you, David. Next item."

2. AGREEMENT WITH THE CITY OF WICHITA FOR THE LIDAR MAPPING PROJECT.

Mr. James Weber, P.E., Deputy Director, Public Works, greeted the Commissioners and said, "In Item F-2 we request that you authorize the Chairman to sign an agreement with the City of Wichita for the LIDAR mapping project. This item is closely related to the next item, Item F-3 for the levee accreditation project. And I did leave with you this morning a copy of the map of the levee system and that map really relates to both of these projects. And just so you'll know, the red lines are the actually levees in the flood control system as they are today.

When we started looking at getting the levees certified, it became obvious that we were going to be starting a massive survey project in order to meet the federal requirements. The City concluded early on that aerial mapping is one of the most cost effective way to complete the survey of over 100 miles of levee. They were also interested in getting good quality mapping of the city and the surrounding area for their utility work. They contacted the county and other cities in the county to

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see if it might be possible to get the entire county mapped with one project.

As the project developed, it became apparent that the mapping would be useful for both government and private users. The economies of scale on a project of this type are significant given the cost to mobilize airplanes and equipment and LIDAR detection equipment itself and a one and a half million dollar piece of equipment that they mount in the airplane. Eventually, the United States Geological Survey expressed an interest in the project and they will provide partial funding for the work.

Under this agreement, Wichita will contract with a mapping company to collect data for all of Sedgwick County. Data collection for the entire county will be able to produce two-foot contours. In some of the more critical areas, along the Big Ditch or inside the city limits, the data will be able to produce one-foot contours which are just excellent. The flight will include new digital aerial photos of the entire county that will then be tied to the elevation data.

Sedgwick County's share of the project will be \$385,419. We request that you approve the recommended action. I'll be happy to try and answer any questions you might have."

Chairman Winters said, "All right, thank you Jim. Are there questions or comments? Commissioner Norton."

Commissioner Norton said, "Well not really a question but I'm going to be supportive of this. You know, as we just talked about storm water management, this topographical kind of information is going to be so powerful. One of the things we've had problems with, particularly in my district, is that when we look at maps and they're in increments of five feet or ten feet in the topographical things, we know that many of the changes down there are six inches to a foot, so that if we can get it down closer to what the lay of the land really is, it's going to be much easier to look at a map, an aerial map, and determine why things don't flow like we think they do, based on the past information we've had without doing an extreme amount of ground surveying to figure out where those one foot drops are, it's going to be much easier I believe with this mapping system and Jim may want to comment on that, but I believe that's the truth, that this will make it easier to use aerials to start figuring out some of these drainage issues and why things, anecdotally we hear water running one way and in our surveys that are at two and three and five feet don't tell us that. This will give us more data to figure that out I believe."

Mr. Weber said, "That's absolutely correct. In fact, I'd say that I think about drainage as being just a big jigsaw puzzle and all the pieces that have to go together and they're working on a number of them today, with the storm water management advisory board. The levee agreement that we'll do in a minute is not really part of that work, but yet it provides kind of a backbone. But this LIDAR work provides the framework from which you can hang everything else that needs to come on there. We can see kind of what the picture looks like with the LIDAR and then we can go take

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an individual puzzle piece and we can study it in detail and then snap that into the picture and for the amount of money that you're spending here, the value of this data is just astronomical. And it's useful life, I'm thinking, is 20 to 30 years out that we can still work with the same data and we'll be able to update it with spots of information as we get it."

Commissioner Norton said, "That's all I had."

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

Commissioner Parks said, "I know from my other job and seeing a city participate in this, this will help those cities that meet those levee accreditation and FEMA requirements and we're not charging any of the individual cities, other than this is just a contract with the City of Wichita, which is a major player in this."

Mr. Weber said, "Right. Let me clarify a little bit. This agreement that we have with Wichita will cover the entire county, with at least two-foot contours. Some portion of the smaller cities, because of Wichita's utility system or because of the flood control system, will be covered with one-foot contours, but those cities have all been given an opportunity if it's got half of the city covered and they want to upgrade from two-foot contours to one-foot contours, they can take advantage of the pricing that we have here and they can contract directly with the vendor, and they've agreed to do this and go ahead and complete a whole city or whatever they want at the greater contour interval.

That, for Valley Center I think, is maybe three to five thousand dollars worth of extra expense for them to upgrade and we don't know for sure who all's going to do that yet, but some of them are certainly talking about it."

Commissioner Parks said, "I'm sure that that would be well worth it to them to do that and we've provided the base for a lot of those smaller cities out there to do that.

The . . . some of the logistics of this, and I know we've discussed this at staff meeting, but I think it's good to get the public aware of this also. The grass that's mowed and the brome and the other vegetation that's out there may make a difference in the height of some of these. Kind of explain how that LIDAR works there."

Mr. Weber said, "The LIDAR is a laser beam that's shot from the plane and the locations are

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essentially random on the ground, but they can concentrate them and they're trying for two-foot contours, they're trying to get a point on the ground every five feet at random. The issue with the vegetation is that . . . and you probably maybe even notice that on the Big Ditch for example, the city has got it mowed down just as close as you have ever seen it and the point is that the less interference there is, the better chance you have of getting more of these laser hits actually on the ground.

If it hits a blade of grass or a tree limb, they can still go in and filter that out and find the ground data, but to get the best information, the closer it is the better. That's why they're going to fly it in March before the trees leaf out, before the grass starts growing. Areas on the Big Ditch for example, they really want to know what's going on. They've gone and they've cleaned it up just as well as they can. But they can just put so many points on the ground that that will get good data, even in an area where it's forested, they'll still get hits on the ground with the LIDAR."

Commissioner Parks said, "Well like a say, I know some of my neighbors questioned it and that was certainly something we needed to get out to the public, and I believe that's all I have."

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

Commissioner Welshimer said, "Is this the first time we've done this?"

Mr. Weber said, "Yes."

Commissioner Welshimer said, "Flown with this type of photograph. Have we talked with anyone else who has used this type of photography? I mean, are there other entities, counties, anyone that's used this?"

Mr. Weber said, "Yes, there are. In fact, that's where the USGS has gotten interested. They're working on creating a national database with this kind of data. And their participation is geared strictly so that they can get access to the data we're getting and add it to their national database. In Kansas, . . ."

Commissioner Welshimer said, "The only concern I have is that whenever we go into new technology, that we learn what the problems are with it and it takes many flights from there on to get down to where we wanted to be in the first place. So what I'm asking I guess is have we checked with other entities or government or units that have used this type of technology to see where those problems are. Maybe we can eliminate some of them to begin with."

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Mr. Weber said, "I have not personally, John Rogers and the people in GIS have had those conversations, but I think the thing that I would tell you is that it's technology that's actually been around for quite a while, but it was very expensive in the other days and the people that were using it would be the Department of Defense. They've been flying LIDAR all over the world for their mapping projects and that . . . there's enough of it going on, that the cost of it has gotten down to where people like the county can afford to do it. But it is actually a very well-developed technology. They're flying it now, this same company that will do it, is flying it in South America, in the jungles, and they're looking for . . . they can identify, if you do it right, you're going to be able to identify different kinds of plants, so they're out looking for drugs growing for example with LIDAR. They're using it . . ."

Commissioner Welshimer said, "Okay, well my concern is I just don't want to next year say we have to do it over."

Mr. Weber said, "Well I do not intend to come back and ask you to do that."

Commissioner Welshimer said, "And this will be in addition to a regular flight for appraisal purposes."

Mr. Weber said, "No, the same flight."

Commissioner Welshimer said, "It's the same flight?"

Mr. Weber said, "Yes, they'll put . . . a digital camera will be mounted with the LIDAR equipment and that's why the two things will be so closely tied. They're going to get shot at the same time from the same elevation from the exact same point."

Commissioner Welshimer said, "Okay, all right. Thank you."

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

Commissioner Unruh said, "Thank you Mr. Chairman. Jim, I guess I appreciate Commissioner Welshimer's concern, but this is proven technology from all our evaluation of it."

Mr. Weber said, "Yes."

Commissioner Unruh said, "Well I'm happy that we can access something as high-tech, scientific as this, to help us in a major effort, you know, related to all these drainage issues."

But in the report, you talked about our share of the cost of the project. Are there other partners in

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this besides the United States Geological Survey or are there other partner?"

Mr. Weber said, "The City of Wichita is the other partner. The total project is about \$900,000 and the city actually is probably paying for more than their share. They're paying for all of the stuff that covers the flood control system, even that's out in the county. We have simply picked up the costs from what they haven't covered because of the flood control system or because of the utility system, we've picked up the cost outside of that. And then the U.S.G.S., I can't tell you what the percentage is, but they're paying about \$75,000 worth on what would be out in the county."

Commissioner Unruh said, "All right, well thank you. I just want to verify the fact that we had full partners in the effort for all those who are going to benefit in it, everyone's paying their fair share it appears. So that's all I have, Mr. Chair."

Chairman Winters said, "All right, thank you. I see no other questions. Commissioners, what's the will of the board?"

MOTION

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

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, "Next item."

3. AGREEMENT WITH THE CITY OF WICHITA FOR THE LEVEE ACCREDITATION PROJECT.

Mr. Weber said, "In Item F-3 we request that you authorize the Chairman to sign an agreement with the City of Wichita for the Levee Accreditation Project. A year ago, Sedgwick County, Haysville, Valley Center, Park City and the City of Wichita entered into an agreement with the

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Federal Emergency Management Agency that designated the levees in the Wichita- Valley Center Flood Control Project as Provisionally Accredited Levees. This provisional status has allowed the current floodplain maps to become effective and allowed the communities in Sedgwick County to remain in the flood insurance program.

Under the terms of the agreement, we have until February 2nd, 2009 to provide FEMA with certification that the levees meet current standards. Failure to meet this requirement will result in a remapping of the community as if the levees do not exist. This would result in higher flood insurance premiums and the inclusion of large areas of the community in the floodplain even though they are protected by the levees.

Design and construction of the levee system in Sedgwick County was completed approximately 50 years ago. The U.S. Army Corps of Engineers designed the system and constructed the levees. Wichita and Sedgwick County acquired the right-of-way and are responsible for maintenance and operation of the system through a jointly funded flood control department. The system is inspected annually by the Corps of Engineers staff from Tulsa.

The system includes approximately 100 miles of levees and protects properties along the Big Arkansas River, Little Arkansas River, Middle Branch of Chisholm Creek, Main Branch of Chisholm Creek, and the West Branch of Chisholm Creek. The most well known portion of the project is what is commonly known as the Big Ditch in west Wichita. And again, this map that you have, the lines highlighted in red are those levee systems.

A year ago, we were unable to tell you what it would cost to accomplish this task. The City of Wichita went through a selection process and is set to contract with AMEC Earth and Environmental at their regular meeting next Tuesday. The contract with AMEC is for approximately 2.4 million dollars. And so they will be performing settlement analysis, seepage analysis, field surveys to supplement the LIDAR work, some places you actually have to go in and tune it up on the ground, soil borings and the hydraulic analysis of the entire levee system.

As with all operation and maintenance on the flood control project, this cost will be split equally between the City of Wichita and Sedgwick County. Under the terms of the agreement, we will provide a total of 1.2 million dollars for the project. The first \$500,000 was included in your adopted 2008 budget. The remaining \$700,000 would need to be included in the 2009 budget.

In the next few months, the city expects to negotiate an agreement with the Corps of Engineers to provide some additional services for the project. The city may request additional cost sharing from

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the county when the cost of those services are identified. I don't expect that to be a really large contract. There are just some things that will be more useful if we get it straight from the corps. AMEC, when they were putting their proposal together, said it really makes sense if you go straight to the corps instead of contracting with us.

You should also be aware that we expect that this study will identify some areas of the system that require improvements in order to be accredited. AMEC will try to identify those areas early in the project so that solutions can be found and repair funds can be budgeted in a timely manner.

Last Thursday, local officials met with FEMA and the Corps of Engineers to discuss the status of the project. FEMA seemed to be very satisfied with the progress to date. We told them that we do not expect to complete this work by the time the deadline arrives. We expect the study to be completed by the end of 2009.

FEMA noted that Sedgwick County was the first community in the nation to enter into a PAL agreement. They acknowledge that we are plowing new ground and at least the staff in Region 7 Office in Kansas City is willing to work with us on the deadline.

We'll need to submit a formal progress report to FEMA within the next 90 days. Given our timeline for completion, I am suggesting that we start communicating to FEMA with the progress report that we need at least a one-year extension to our PAL agreement to complete the study. Depending upon what improvements might be needed to the levee system, we may need additional extensions.

I just want to remind everyone in the community that properties that are already protected by the levees will continue to receive insurance credit for that protection while we complete this work. Again, I'd try to answer any questions that you might have. We request your approval of the recommended action."

Chairman Winters said, "All right, thank you Jim. Commissioners, are there questions of Jim on this item? Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. Jim, we were the first county to sign on to accomplish this thing. Is this a nationwide effort? Are other people on board now?"

Mr. Weber said, "Yes, there are some communities that are three or four weeks behind us. That's the way I like to think of it, is we were the first ones that got forced into signing one of these agreements. We didn't volunteer for it. They picked us, so you should be proud of that or not. Another piece of interesting information I learned last week was that in the Tulsa district of the

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Corps of Engineers, we actually have over . . . we have approximately half of the levee systems that they have under their jurisdiction right here in Sedgwick County. It turns out we're probably fairly significant players nationally in the levee business."

Commissioner Unruh said, "All right, so . . . and we can meet the deadline to have . . . we have one year to get this done."

Mr. Weber said, "We won't be done in one year. We have a year from now that we're supposed to be done. Our agreement expires in a year from Saturday, but we know that we're not going to make it and we've told them we're not going to make it. The staff says we think you're on track and you're going in the right direction. The issue is can we get FEMA to start recognizing the timeline that we're in and go ahead and start granting extensions so that we don't get up to February 2nd, 2009 and have them saying 'well we knew a year ago that you weren't going to make it, but you're not making it, so now we're going to pull some sanctions against you or something'."

Commissioner Unruh said, "All right. Well, as long as we've got agreements that during this time our citizens won't be faced with surprise insurance bills and those sort of things if we get de-certified or whatever the language is, well I guess we don't have a choice. We have to press on, so I don't see a way to not take the recommended action."

Chairman Winters said, "All right, thank you. Commissioners, are there other questions or comments? I see none. What's the will of the board?"

MOTION

Commissioner Unruh moved to approve the Agreement 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 |

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Chairman Winters said, "Thank you, Jim. Jim, just one comment. When we get the LIDAR mapping all done, I think we would like to have . . . see the result of that, see what kind of data we get. So if you could share that with the commission when that project is completed."

Mr. Weber said, "Yeah, that's a good idea, we can do that."

Chairman Winters said, "All right, thank you very much. Madam Clerk, call the next item."

CONSENT AGENDA

G. CONSENT AGENDA.

1. **Anonymous donation of approximately 10-15 duffle bags each month to be used to benefit the youth at the Juvenile Residential Facility.**
2. **Agreement with Brett Hutchinson providing employment terms and conditions regarding development and retention.**
3. **Order dated January 23, 2008 to correct tax roll for change of assessment.**
4. **General Bills Check Register(s) for the week of January 23 – 29, 2008.**

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "Commissioners, I'd like to withdraw Item #3 and recommend that you approve the consent agenda Items 1, 2 and 4."

Chairman Winters said, "All right, we have a recommendation to eliminate Item 3. Commissioner Welshimer."

Commissioner Welshimer said, "Do we need a motion for that?"

Chairman Winters said, "Yes."

Commissioner Welshimer said, "Okay, I'll move and then I have a question."

MOTION

Commissioner Welshimer moved to remove Item #3 from the consent agenda and approve

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Items #1, #2 and #4.

Commissioner Norton seconded the motion.

Chairman Winters said, “Commissioner Welshimer.”

Commissioner Welshimer said, “I’m just . . . I need an explanation on #2 please. I’m not sure what that is.”

Mr. Buchanan said, “Commissioner, I’m not so sure either.”

Chairman Winters said, “Jo Templin is in the room. I believe Jo knows.”

Ms. Jo Templin, Director, Human Resources, greeted the Commissioners and said, “You’re talking about the employee agreement? Yes, this is a brand new ERP analyst in Renfeng Ma’s department of ERP. And because the county invests significant training dollars, it’s an agreement that if that person would choose to take advantage of our investment and then leave the organization, that there is some payback of those training dollars. We’ve worked with Legal on those agreements. This is not the first agreement. The employee has agreed to that and this is just your approval of that agreement.”

Commissioner Welshimer said, “Okay, thank you. All right, thank you, that’s fine.”

Chairman Winters said, “All right, very good. Again we have a motion to approve the consent agenda, items 1, 2 and 4. Any other discussion? Seeing none, Madam Clerk, call the vote.”

VOTE

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

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Chairman Winters said, “All right commissioners, that concludes our regular agenda items. We do need to have an executive session today, but before we recess into executive session, is there any other business that needs to come before the board? Commissioner Welshimer, is your light on or did I just forget to turn it off?”

Commissioner Welshimer said, “I don’t have it on.”

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

H. OTHER

Commissioner Parks said, “Well, as Kristi said at the first of the meeting, kind of expand a little bit on the Sunflower Swap Meet. This event has evolved from a Model A part swap meet back 20 years ago or so to an event young and old, male and female, it’s the auto memorabilia event of the community. Even if you don’t plan on going out to this event and buying anything, it is a museum, a virtual museum of parts and auto and related things and I’m excited about it. It’s an event that I’ve participated in for about 15 years and I just think it’s a great venue. There’s a three-dollar-a-day or four fifty for two days parking but you will certainly get that back many times fold by your enjoyment of this project. Thanks.”

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

Commissioner Norton said, “I just wanted to comment that this last weekend several of us went to the machinists hall down on South Meridian for a presentation. The governor was there, Governor Tom Vilsak from Iowa was there, Kathleen Kennedy-Townsend from Maryland was there to promote a union plan called America’s Edge to promote job skills, job training and technical education for not only our community but the nation and I was pleased to be there. We got some real nice credit for what we’ve done as far as technical education in our community but I thought it was a pretty good evening and a chance to talk about how we compete globally for the jobs and for good-paying jobs in our community through training.

And other commissioners may want to comment on that too, but it was a wonderful evening and it really substantially verified, at least in my mind, that some of the tough decisions we’ve made on technical education are being widely accepted as good public policy. It’s been tough, but I think it’s going to move us ahead in our community, because we’ve got a lot of different entities that are signed on and said this is a good deal. That’s all I have, Mr. Chair.”

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

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Commissioner Unruh said, “Thank you, Mr. Chair. I just wanted to make a comment about another activity we were involved in and I think probably most of the citizens of Sedgwick County are aware that we took a tour of the arena site and just to talk about the great progress that’s going on there. It’s exciting to see that facility coming up out of the ground and that by all appearances, I’m not a construction person, but all appearances, it looks like we’re on time and going well and I was concerned about the cold weather and pouring concrete in cold weather, but they assured me that go down a little bit in the ground and it’s plenty warm and coming out of the ground everything’s insulated, and so just an ignorant layman’s question. They’ve got it all covered. So I just want to report that things are going well and we’re really proud of that progress.

Second thing is that, as I just want to mention, I’m really quite surprised that Commissioner Norton didn’t say something about Exploration Place’s designation and so maybe I can get ahead of it. Sedgwick County Zoo and our board of directors is happy, after our year of nearly 600,000 visitors, to acknowledge that Exploration Place was awarded Destination of the Year, well I don’t know exactly what it is but Sedgwick County Zoo is happy . . .”

Commissioner Norton said, “Number one destination.”

Commissioner Unruh said, “All right, well do you want to say anything about that, Tim?”

Commissioner Norton said, “Well, it’s an award that the Convention and Visitors Bureau did some hard work and decided that Exploration Place is the number one tourist destination in the community and I think that’s powerful. You know, my e-mail to everyone says ‘the gloves are off’. It looks like the zoo and Exploration Place you’re going to fight it out every year now to see whose number one. And I’m proud that Sedgwick County has a role in both of those entities to provide quality of life and the ability to engage in science, whether it’s zoological science or space/exploration science or whatever, right here in our community. And we’ve been instrumental in making sure that happened.

And it’s nice to know that two and a half years ago, when I first really got involved in Exploration Place, we were about sixty days away from turning out the lights and locking it up. And today it’s the number one tourist destination in our community and I think that’s pretty powerful.”

Commissioner Unruh said, “Well, from the Board of the Sedgwick County Zoo, we want to congratulate the Board of Exploration Place.”

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Commissioner Norton said, "Should I throw down the gauntlet for next year right here?"

Commissioner Unruh said, "No, we're doing good, everything's good."

Commissioner Norton said, "Okay."

Commissioner Unruh said, "That's all I had Mr. Chair."

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

Commissioner Welshimer said, "Well yesterday in our staff meeting, we had our Kansas Secretary of Labor, Jim Barner here. I thought we had a very good meeting. The room was full. We had very good attendance from all the department heads and the secretary advised us on how the state organizes employees and how they've become an umbrella over employee organizations for the purpose of negotiations, so thank you very much."

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

Commissioner Parks said, "Well there may be a sleeper in this entertainment venue here. I'm going to have my friends and staff at 81-Speedway check to see how many numbers of people actually come through the gate from March through October at 81-Speedway and maybe there'll be a sleeper coming in there to contest the numbers here on that entertainment venue, so thank you."

Chairman Winters said, "Well thank you. It's good to know we've got a zoo guy, a museum Exploration Place guy and a car guy all up here touting their wares right."

Commissioner Unruh said, "They call them 'gear heads'."

Chairman Winters said, "Okay. All right, is there any other discussion that we need to have before we go into Executive Session?"

MOTION

Commissioner Norton moved to move 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 10:30 a.m.

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Commissioner Unruh seconded the motion.

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

VOTE

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

Chairman Winters said, “We are in recess for approximately 10 minutes.”

The Board of Sedgwick County Commissioners recessed into Executive Session at 10:19 a.m. and returned at 10:33 a.m.

Chairman Winters said, “All right. I’ll call the meeting of the Board of County Commissioners January 30th back to order. Let the record show that there was no binding action taken in Executive Session. But now that we’re back in session, Mr. Euson.”

Mr. Euson said, “Thank you. Commissioners, while in Executive Session, we discussed the two Worker’s Compensation cases and I would ask you to approve both of those in one motion.

The first of those was an employee by the name of Joe Baughman who suffered compensable injuries in the course of employment. We are recommending that we settle his case in the total amount of \$31,863.41 and the settlement would leave review and modification for medical payments open.

And the second case involves a Public Works employees by the name of Richard Robbins who suffered a compensable injury, also while in the course of employment and we are recommending that you settle his case in the total amount of \$21,431.62 and likewise this settlement would leave review and modification of the award open and future medical payments open. Be glad to answer any questions.”

Chairman Winters said, “All right, thank you. Commissioners, if there’s no question is there a

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motion to settle these two cases as presented by Mr. Euson?”

MOTION

Commissioner Unruh moved to approve the settlements as described by Counselor Euson.

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, “Thank you Mr. Euson. Is there any other business, Mr. Manager? Any other business? This meeting is adjourned.”

I. ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:35 a.m.

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

Regular Meeting, January 30, 2008

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