

## **MEETING OF THE BOARD OF COUNTY COMMISSIONERS**

### **REGULAR MEETING**

**December 16, 2009**

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, December 16, 2009, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Kelly Parks, with the following present: Chair Pro Tem Gwen Welshimer; Commissioner David M. Unruh; Commissioner Tim R. Norton; Commissioner Karl Peterjohn; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Ms. Jo Templin, Director, Human Resources; Mr. Richard Janne, Fire Lieutenant, Fire District #1; Mr. Larry Barker, Work Release Officer, Sheriff's Office; Ms. Donna Hajjar, Residential Administrator, Corrections; Mr. Steven Latta, Lieutenant, Emergency Medical Services; Ms. Lennel Mullins, Housekeeper, Corrections; Mr. Steve Houlik, President, Sedgwick County Zoological Society; Mr. Mark Reed, Executive Director, Sedgwick County Zoo; Ms. Jennifer Magana, Deputy County Counselor; Ms. Irene Hart, Director, Community Development; Ms. Susan Erlenwein, Director, Environmental Resources; Ms. Charlene Stevens, Assistant County Manager; Mr. Ron Holt, Assistant County Manager; Ms. Deborah Donaldson, Division Director, Human Services; Ms. Annette Graham, Director, Aging; Mr. David Miller, Budget Director, Finance; Col. Richard Powell, Chief Deputy, Sheriff's Office; Ms. Iris Baker, Director, Purchasing; Mr. Rick Brazill, Deputy Chief, Fire District #1; Ms. Kristi Zukovich, Director, Communications; Mr. Kelly B. Arnold, County Clerk; and Ms. Katie Asbury, Deputy County Clerk.

### **GUESTS**

Mr. Gary O'Neal, 4967 N. Hillcrest, Bel Aire, Kansas  
Mr. Ken Thornton, President, OEI Facilities, Inc.  
Mr. Josh Schepis, 2253 Sandplum, Wichita, Kansas  
Ms. Lisa Rector, Appointee, Sedgwick County Onsite Water Well Construction Advisory Board  
Mr. Greg Mikesell, Southern Kansas Telephone Company  
Mr. Jon Rolph, Chairman, Visioneering Wichita  
Ms. Suzie Ahlstrand, Visioneering Wichita  
Mr. John Todd, 1559 Payne, Wichita, Kansas  
Mr. Bob Weeks, 2451 Regency Lakes Ct., Wichita, Kansas  
Ms. Pam Bailey, Senior Counsel, Hawker Beechcraft Corporation  
Mr. Max Weddle, 862 S. Zelta Ct., Wichita, Kansas  
Ms. Debbie Shepard, 451 S. 3rd, Clearwater, Kansas

### **INVOCATION**

Led by Pastor Larry Wren, Westlink Christian Church, Wichita

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### FLAG SALUTE

### ROLL CALL

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

### RETIREMENTS

#### A. PRESENTATION OF RETIREMENT CLOCKS.

- **RICHARD JANNE, FIRE LIEUTENANT, FIRE DISTRICT #1 WILL RETIRE JANUARY 1, 2010 AFTER 34 YEARS OF SERVICES.**
- **LARRY BARKER, WORK RELEASE OFFICER, SHERIFF'S OFFICE WILL RETIRE JANUARY 1, 2010 AFTER 32 YEARS OF SERVICE.**
- **DONNA HAJJAR, AISSC ADMINISTRATOR, CORRECTIONS WILL RETIRE JANUARY 1, 2010 AFTER 24 YEARS OF SERVICE.**
- **STEVEN LATTA, EMS LIEUTENANT, EMS WILL RETIRE JANUARY 1, 2010 AFTER 21 YEARS OF SERVICES.**
- **LENNEL MULLINS, HOUSEKEEPER, CORRECTIONS WILL RETIRE JANUARY 1, 2010 AFTER 16 YEARS OF SERVICE.**

**Commissioner Welshimer** said, "The Chairman's on his way around to the podium."

**Ms. Jo Templin**, Director, Human Resources, greeted the Commissioners and said, "Could I have all our retirees come forward, please."

**Commissioner Welshimer** said, "Retirements will be presented by Jo Templin, our Human Services [Resources] Director."

**Ms. Templin** said, "This item celebrates retirements of several of our long-term county employees. We would like to acknowledge their dedication and contributions to public service. Our first retiree is Richard Janne, who is a Fire Lieutenant with Fire District #1. Richard will retire January 1st after 34 years of service."

**Chairman Parks** said, "I'd like to present this clock to you as a token from the Board of County Commissioners for your years of service. And congratulations, you've seen a lot. You've seen the

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fire service come a long way in professionalism and technology, and if you want to say a few words, you certainly can, but congratulations. Take it easy.”

**Mr. Richard Janne**, Fire Lieutenant, Fire District #1, greeted the Commissioners and said, “Thank you. Well, I know I have to say something because there’s people out there at the stations that have bets saying that this would be the first time I would be speechless. So, thank you. It’s been great. It’s been a fun ride. Thanks.”

**Commissioner Norton** said, “Don’t let Richard run off yet.”

**Ms. Templin** said, “Okay.”

**Commissioner Norton** said, “You know, he...”

**Chairman Parks** said, “We have comments from the Commission.”

**Commissioner Norton** said, “Well I’ve known Richard for a long time, and he has served us well in Sedgwick County. I promised him the other day at his retirement party that I wouldn’t tell any stories on him, although, I’ve heard plenty from the Fire District and his colleagues. We honor your service today. If you ever want to know about the Fire District and the history of fire, this is the guy you need to connect with. He has all kinds of paraphernalia and historical kinds of things, and how many vehicles do you have, Richard? Do you have a couple of fire trucks?”

**Mr. Janne** said, “I have three antique fire trucks.”

**Commissioner Norton** said, “So if you need a fire truck for a parade, or if you would like to take...is this okay that I do an advertisement for you, Richard?”

**Mr. Janne** said, “Sure.”

**Commissioner Norton** said, “And enjoy your retirement. You deserve it.”

**Mr. Janne** said, “I will, thank you.”

**Commissioner Norton** said, “Thanks. That’s all I have, Madam Chair.”

**Commissioner Welshimer** said, “Congratulations.”

**Mr. Janne** said, “Thank you.”

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**Ms. Templin** said, “Our second retirement today is Larry Barker, Work Release Officer in the Sheriff’s Office. He will retire January 1st, 2010, after 32 years of service.”

**Chairman Parks** said, “Larry, we’d like to present this token as a memento and a remembrance of the County Commission and your service to the Work Release.”

**Mr. Larry Barker**, Work Release Officer, Sheriff’s Office, greeted the Commissioners and said, “Okay. Thank you very much.”

**Chairman Parks** said, “Congratulations. And I would like to say that Larry has given a lot of tours lately to a lot of people, Work Release has been on our Agenda, and we certainly appreciate him taking out his time to give us tours of that facility, and explain it, and he knows it very well, and there’s going to be some big shoes to fill there. Thank you.”

**Mr. Barker** said, “Thank you very much and good luck. You have a future to look forward to there. Okay. Thank you.”

**Ms. Templin** said, “Thank you. Donna Hajjar is a Residential Administrator with Corrections, and she will retire January 1st after 24 years of service.”

**Chairman Parks** said, “Again, as a token of our appreciation for your long years of service, the County Commission would like to present you with this crystal clock and every time you look at it you can think of the good times that you had with Corrections. And we would like to have you say a few words, if you would.”

**Ms. Donna Hajjar**, Residential Administrator, Corrections, greeted the Commissioners and said, “Okay. I did not realize I was going to have to say a few words, but I will say, anybody out there who wants to work for a good place, the county is it. And anybody who lasts as long as I do in Corrections...”

**Chairman Parks** said, “Deserves a rest.”

**Ms. Templin** said, “Steven Latta, EMS (Emergency Medical Services) Lieutenant, will retire January 1st after 21 years of service.”

**Chairman Parks** said, “Again, we give you this clock as a memento of the County Commission. When you look at it, think of those good times that you’ve had. I know there were a lot of times out there where you laid your life on the line at various positions that you’ve held in EMS, and I

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certainly appreciated my time working with all of the EMS and you at the Valley Center station. Thank you.”

**Mr. Steven Latta**, Lieutenant, EMS, greeted the Commissioners and said, “Thank you. Well, I just want to thank the Commission, administration, my coworkers and the citizens of Sedgwick County for allowing me to serve them the last 21 years. Thank you.”

**Ms. Templin** said, “Last, but certainly not least, is Lennel Mullins, Housekeeper with Corrections, and she will retire January 1st, 2010, after 16 years of service.”

**Chairman Parks** said, “On behalf of the County Commissioners, we would like to present you with this clock, and look at it and think of the good times, and we certainly appreciate your 16 years worth of cleaning up.”

**Ms. Lennel Mullins**, Housekeeper, Corrections, greeted the Commissioners and said, “Thank you.”

**Chairman Parks** said, “And it’s a pleasure to have you with our organization.”

**Ms. Mullins** said, “Thank you.”

**Chairman Parks** said, “And likewise, we have a certificate that you can place on your wall or in your den of abode. Take some time off and rest.”

**Ms. Mullins** said, “Thank you.”

**Chairman Parks** said, “You can say a few words if you wish.”

**Ms. Mullins** said, “Thank you all.”

**Commissioner Norton** said, “If I might, before our honorees get out of here, I just added it up, 127 years of service in five people. You know, when you talk about the human capital of an organization, it’s what makes it go, and we are losing, not only our human capital today, that’s been with us a while, but a lot of historical and intellectual capital that knows this organization very well and has been dedicated for a long time. 127 years of services provided to the citizens of Sedgwick

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County, and I'm so happy to be a Commissioner to be able to honor that group today, because that is a lot of service. And I certainly believe in servant leadership and public service, and they hold the highest standard of that today for our community, and we appreciate it. Thank you. That's all I have, Mr. Chair."

**Chairman Parks** said, "We will give about two minutes to clear the room of some people that are exiting. We certainly do appreciate those people. Okay, if we could call the next item."

### **CITIZEN INQUIRY**

#### **B. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING PROPOSED DETENTION AND WORK RELEASE FACILITY.**

#### **VISUAL PRESENTATION**

**Mr. Gary O'Neal**, 4967 N. Hillcrest, Bel Aire, Kansas, greeted the Commissioners and said, "Today I'm returning after an October 21st meeting with the Commission, at which time you asked me to update a 2003 proposal to construct a detention facility to meet the county bed space needs. This work has been completed. Others and I have created the Metropolitan Detention KS, LLC, (MD-KS) a private entity to develop this facility. In order to accomplish this work, a team was formed to include the original architect, a local general contractor experienced in jail construction, a national underwriter experienced in these transactions and a local law firm. I am confident that our team can implement this project to meet your needs with a cost-effective solution to jail overcrowding. The following PowerPoint provides the basics of our proposal. Upon completion I would be pleased to answer any questions. We can reduce the county's per diem expense and any significant increases in cost for the out-of-county housing of detainees. We want to house detainees in the county instead of sending them out of the county, thus eliminating the cost and risk associated with this practice. We will eliminate the need for a tax increase as the proposed jail facility is privately financed. We can tailor this project to what the county desires. In our planning work we must have county input on changes to be made. If the county needs work release space, our facility can also meet this need. This is a fast track and turnkey project. American Correctional Association (ACA) standards are being used to design and estimate the cost, and our company will fund the new jail based on an agreement with the county, the debt will not be on the county books."

**Mr. O'Neal** said, "You have seen this slide before, and it is our approach as a modular facility with an administrative core and three pods. Maximum design is five pods of 216 medium-security beds. The county can dedicate one or more pods to work release. We have made a preliminary estimate that one pod could accommodate approximately 350 work release detainees. If implemented, the county could consolidate the control of all detainees in a single location. Again, the facility is designed to ACA standards. This is the layout of a 216 bed medium-security pod. If this were a

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work release pod, the layout would be more like dormitory space. This slide demonstrates that our administrative center has all the components needed by the county to operate this facility, including medical and dental. We provided this slide to demonstrate to you that our design does not have the look of a typical jail or a prison with fencing. This design blends into an industrial park setting. Detainees are not seen from the outside, exercise areas are internal and covered with a wire screen.

“The smallest increment of the total project is administrative facility, and is our understanding that currently the county is experiencing total per diem costs, excluding any debt service, of about \$65 per day. We have used this cost as our benchmark in developing this project. As you can see, it is not cost effective to only build one pod with 216 beds and a total per diem estimate of \$79 per day. The administrative core adds too much cost for only 216 beds. We’ve also split the total cost into operations and debt service. The construction of two pods, or 432 beds, reduces the overall expected per diem cost, including debt service, to below the current \$65 value, however, 432 beds is short of your detention needs. A choice of 648, 864, or 1,080 beds, and this has got a typo here, it says 1,020, but 1,080 beds would be five pods; the per diem cost is down even more. Currently, the county is sending about 500 detainees out of the county every day, with a choice of 648, 864, or 1,080 beds, the per diem costs are reasonable and lower than your current costs, while permitting all detainees to remain near families, legal counsels, court mandated programs and particularly with close county control.”

**Chairman Parks** said, “Gary, I’m going to let you go by the five minutes, because we did ask you to come back with this presentation.”

**Mr. O’Neal** said, “All right. I will try to stay on track here.”

**Chairman Parks** said, “Okay.”

**Mr. O’Neal** said, “The objective of our company is to place adjudicated, nonviolent detainees, such as work release, in this new satellite facility. We know that horizontal construction is much more cost-effective than vertical construction, as proposed in a downtown facility. We compared our construction costs to the former downtown planned facility. In 1999, the downtown facility costs, we took that, it was updated again in 2007, and then we updated again to 2010. As we expected, the updated cost of the 397 bed, high-rise downtown facility to 2010 prices would be about \$60 million, or \$151,000 per bed. Our estimated cost for two pods providing 432 beds is \$40.8 million, or \$94,000 per bed. Our cost for constructing 1,080 beds, or all five pods, is about \$84 million, or

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\$77,000 per bed. If a decision is made to dedicate a pod to work release, the per bed construction costs will be lower as dormitory space is less costly than cell space.

“I also want you to know that we have completed detailed construction and operational cost information for this project that provides us complete confidence in the numbers you are seeing. This detailed costing is valuable in further discussions with the Commission, staff and the Criminal Justice Coordinating Council (CJCC). One of the advantages to the county in this public-private partnership, the company functions only as the tool for financing and construction, the county will be the decision maker on a final design, such as work release space versus medium security, and the county will operate the new detention facility. The detainees will be totally under local control and in close proximity to comply with court mandates and county programs. The county’s per diem costs are reduced. Under current budget allocations, no tax increase is needed to construct this facility. The debt is not on the county books. Our procurement and lease procedure requires a typical annual obligation by the county. Costs for out-of-county detention can be eliminated and cost savings diverted to operating this in-house facility. With the plan, the county has incredible flexibility in making decisions relating to detention.

“Agreement structure, in order to build this facility, our company outlines a two-part agreement between the county and the Metropolitan Detention KS. Part one permits our company to initiate programming to obtain the county’s input, determine the number of medium security detainees, the number of work release detainees the county may want, clarify the requirements for the administrative core and the specific standards to be applied, and we would need to determine schedules for design and construction. We will prepare and provide a guaranteed maximum price, and we’d need to complete the financing details. Those of you not familiar with how this will be financed, the project would be financed by the development team through the issuance of a series of taxable revenue bonds issued by the corporation formed for the purpose of owning the facility. The bonds will be issued by a single asset LLC (limited liability company) and would be payable from the revenue received by the developer from the lease of the facility to the county. This financing approach does not result in an increase in the county’s bonded indebtedness since the financing is completed by the developer.”

**Mr. O’Neal** continued, “Upon completion of part one, to the satisfaction of the county, we will proceed with part two, which consists of drafting and executing the lease and then moving, as soon as possible, into construction. The end task is to turn over the completed and operational facility to the county. Has this been done before? Yes. This approach has been used often throughout the country. The best example of government turning to the private sector is to construct and finance a facility to be leased by the government is to General Services Administration. The GSA is a department of the federal government which arranges for facilities which are to be used by agencies of the federal government. The GSA currently has approximately 8,600 public buildings, which are leased from private developers and used by agencies of the federal government. These leased

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facilities by the federal government include ten buildings that are currently located in Sedgwick County.

“We have outlined for you an aggressive schedule to design and construct this facility with the completion date in 20 months or less. Our company has compiled a team of professionals that are no strangers to expediting projects to meet clients’ deadlines. Our goal is to take all necessary steps to give the county new bed space at the earliest date. We appreciate your interest in this proposal. We believe that our proposal fits the goals and objectives of providing detention and work release space needed by the county. Our approach is simple; it’s to let the county define, in working with us, its own space needs. We construct the facility, and the county can put to rest the long-standing problem of detention space. I know that detention space has been a concern here for many years. I am going to read a brief paragraph from November 19th, out of The Wichita Eagle, ‘A bulging jail was on the county agenda,’ this is November 19th, 2002, and it says, ‘what do you get when you divide 1,000 jail beds by 1,500 inmates? You get a big and expensive problem for county government.’ One of the County Commissioners at that time said, ‘We don’t have the luxury of just wishing the problem away.’ Well, that’s seven years, one month and almost two days, or lacking two days, since that was stated and nothing has been done. And a Commissioner at that time also said, ‘This is just one Commissioner talking, but my thinking is, let’s look for a place for lesser offenders and keep our existing site downtown for maximum security type offenses.’ So I don’t think anything has changed in the last seven years, we still have overcrowding, and expanding downtown, I think, is a concern. That concludes our presentation. If there are any questions, we would be more than happy to try to answer them.”

**Chairman Parks** said, “Mr. O’Neal, have you met with any staff, Finance, or anybody from CJCC?”

**Mr. O’Neal** said, “We have talked with Mr. [Robert] Lamkey to be scheduled to meet with the CJCC and it’s my understanding we will meet with CJCC shortly after the first of the year. The numbers that we’ve pulled together did not come from staff, it came from your budget, and we would like today to leave this room with a recommendation from the Commission to meet with staff to dig deep into these numbers and then come back with more information.”

**Chairman Parks** said, “I certainly would appreciate Mr. O’Neal doing that. As one Commissioner, I’m going to say that we can listen to all options that are on the table on this, the better off we are going to be. So, I’d just like to direct staff, from one Commissioner, anyway, to staff that this is the way I would like to see it go. Commissioner Welshimer.”

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**Commissioner Welshimer** said, "Have you identified a location for this?"

**Mr. O'Neal** said, "We have a couple locations located within the county in close proximity and off of [Highway] 254. And if the county would have a location that you currently have land that would be suitable, we would be more than willing to look at what land the county may have available."

**Commissioner Welshimer** said, "On that \$60 million that you're talking about, does that include equipment and furniture, supplies and medical?"

**Mr. O'Neal** said, "That includes equipment and supplies, yes. And a medical facility."

**Commissioner Welshimer** said, "Medical is provided within this facility?"

**Mr. O'Neal** said, "The county will run the facility and will take care of the operation of..."

**Commissioner Welshimer** said, "But that goes in the price?"

**Mr. O'Neal** said, "...but yes."

**Commissioner Welshimer** said, "Yes. Okay. And is there a lease payment in addition to the per day charge, or..."

**Mr. O'Neal** said, "This is set up on..."

**Commissioner Welshimer** said, "...is this all just everything has been prepaid in that sixty some dollars per detainee, per day?"

**Mr. O'Neal** said, "Let me have one of my partners address that issue. This is Mr. Ken Thornton."

**Mr. Ken Thornton**, President, OEI Facilities, Inc., greeted the Commissioners and said, "The nature of the lease payment is that Metropolitan Detention KS would construct the facility and essentially just turn it over to the county. There would be, based upon probably a 30 year term of debt, and a taxable interest rate that the LLC will have when it issues bonds, a certain debt service payment that it has to make every year. That, in turn, would pass straight through to the county, and that would be the payment the county makes to the LLC so that the debt service can occur. The other expenses, the operational expenses, have been estimated by us, our experts in detention, and also trying to extrapolate from your county budget, to make sure that when we put down a per diem rate, which includes operation plus debt service, that it is fairly close to what you would actually

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experience. We've done our best, but we know there would be more work with your staff to define the facility and then define the true operation cost."

**Commissioner Welshimer** said, "So the sixty some dollars a day includes the lease payment?"

**Mr. Thornton** said, "It includes, well, we had several different per diem rates, it includes both the operation cost plus the debt service, or the lease payment, yes, ma'am."

**Commissioner Welshimer** said, "Thank you."

**Chairman Parks** said, "I believe some of these things could be worked out through CJCC, our Finance staff and the County Manager. Commissioner Peterjohn."

**Commissioner Peterjohn** said, "Thank you, Mr. Chairman. I was just going to basically second your general comments. I don't want to get into the details of the issue at this time. I hope our committee, which I am participating in, as referred to as CJCC, but the committee that's looking at this will look at all options, and I think I'm delighted that Mr. O'Neal brought this option to the table this morning, and Mr. Thornton, too."

**MOTION**

Commissioner Peterjohn moved to receive and file.

Chairman Parks seconded the motion.

**Chairman Parks** said, "Commissioner Unruh."

**Commissioner Unruh** said, "Thank you, Mr. Chair. Well I've had conversations with Mr. O'Neal and Mr. Thornton on previous occasions about this project, and I think our next step is to have more specific discussions with our staff, so that we can nail down these numbers and see if this is a viable alternative. So I would be supportive of your suggestion."

**Chairman Parks** said, "Okay. Seeing no further discussion, call the vote."

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye

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Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “Thank you, Mr. O’Neal.”

**C. REQUEST TO ADDRESS THE BOARD OF COUNTY COMMISSIONERS REGARDING THE WAY TICKETS ARE BEING SOLD AT THE INTRUST BANK ARENA.**

**Mr. Josh Schepis**, 2253 Sandplum, Wichita, Kansas, greeted the Commissioners and said, “It’s kind of a tough act to follow. Mine isn’t nearly as important, I reckon, but nevertheless. Good morning Commissioners, I appreciate this opportunity to speak with you guys. Five years ago and one month ago, I had a ‘Vote Yea’ sign in my yard and I wore one of those silly pennant tshirts that said ‘Vote Yea,’ and went around my neighborhood requesting others and trying to talk others into this great arena project that we’re now underway with, and almost at the completion of. So then the first opportunity that my daughters had that wanted to go to a concert, which happened to be the Taylor Swift concert at the beginning of this month, I was unable to get tickets. Like I said, I do have two daughters, at 9:59 on December 3rd, I had two screens up on my computer, as well as a laptop, as well as my wife trying to call in to the Select-A-Seat and I had no luck at receiving any tickets. I was put in a virtual waiting room for 48 minutes, and the other windows that popped up said, due to high volume we cannot get to your ticket request. After speaking with several people, including Commissioner Peterjohn, I requested and came up with a few questions, a few thoughts. The first one is, I would really like to know exactly how many tickets went on sale that morning at 10:00. I have heard anywhere between 1,600 and 2,000 tickets, which, to the best of my math, is about 10 percent of what that arena can hold.”

**Mr. Schepis** continued, “The recent Elton John/Billy Joel concert, they published in the paper that there would be 10,000 tickets sold to the public. I never saw such an article on the Taylor Swift concert, it was never published. I understand that SMG runs Select-A-Seat by the direction of this Commission, and it is my understanding that the majority of those tickets available for the concert were sold to the Taylor Swift people, management team, and then they turned around and sold those to the American Express Company, which sold those to their customers for a small increase in fee, of course. And many of those tickets went on sale and were actually on eBay, there were 4,500 tickets on Select-A-Seat, TicketsNow, StubHub and eBay before Sedgwick County residents were even able to purchase those tickets. So that’s kind of troubling to me. That arena was built based upon the taxpayers’ money. The sales tax, from not only people here in Sedgwick County, but close proximity, and I would hope that a person that did that, it’s now going to cost me about \$640 to go to this concert, bare minimum, that’s the opposite end, upper level, top row, anywhere from \$640 to

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about \$2,000 to get my family of four in. That's about a 300 percent increase from what those original tickets were. So I would just like to know the actual amount.

“Second, I would like to see this Commission set some guidelines for SMG when negotiating with future artists. I would recommend between 25 and 35 percent, no more than that allotment of tickets go to the artist, just to preserve the fact that the residents of this county could have access. Third, I think we need to upgrade our computer system for Select-A-Seat. This last concert, I know that the computer went down as well. I was unable to purchase tickets even to the Harlem Globetrotters at 2:30 on the afternoon of December 3rd because the system was still down due to high volume. We have a great facility, we have great acts coming. I think we need to upgrade our system as well. I'm not sure what all goes into that, but I know that there has to be a better way than the first two minutes people are getting put in virtual waiting rooms due to the high volume. And lastly, I would like to see that we limit the sale of tickets in the first hour to only residents of Sedgwick County. This is done with the Kansas City Chiefs in Jackson County. They only allow residents of that county to purchase tickets for the first hour. Then after that it opens up to other people around the area that would like to purchase tickets, but that would ease the volume, as well as allow the opportunity for Sedgwick County residents to purchase tickets. I appreciate you hearing my thoughts and concerns. If you have any questions, I can try to answer those. Thank you.”

**Chairman Parks** said, “Thank you. I do think that there are some things in there that may have been, and certainly I would hope that our speaker would go to SMG, and if he doesn't get satisfaction there, come back and contact Ron Holt with our staff. He is the contact, point of contact with that, with his concerns. What is the will of the Board?”

### MOTION

Commissioner Welshimer moved to receive and file.

Commissioner Peterjohn seconded the motion.

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

### VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye

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Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, "Thank you. Next item."

**RECOGNITION**

**D. RECOGNIZING MARK REED FOR 30 YEARS OF SERVICE TO THE COMMUNITY AS EXECUTIVE DIRECTOR OF THE SEDGWICK COUNTY ZOO.**

**Mr. Steve Houlik**, President, Sedgwick County Zoological Society, greeted the Commissioners and said, "The society would like to honor Mark Reed for his 30 years of service with the county, including 19 years as Executive Director of the Sedgwick County Zoo. We would also like to thank the Board of County Commissioners, the County Manager, Assistant County Manager and staff for their leadership and support for the Zoo since its inception. The society and the county began a public-private partnership back in the 1960s, which has been very beneficial and productive. We look forward to continuing that partnership, with Mark being a key reason that it has been so successful. A few examples; during the time Mark has been Zoo Director, more than \$23 million of new buildings and exhibits have been added to the Zoo. The Zoo has been accredited six times by the Association of Zoos and Aquariums (AZA); Mark has also served as President of the AZA. Zoo attendance records have fallen continuously, during Mark's years led again by 2009 when the Zoo will attract 650,000 visitors, the most ever. Thank you for your time."

**Chairman Parks** said, "Mark, I would like you to step to the podium for a moment. I can only say that I second the comments that were made here a while ago by your Director, and in looking at the accreditation reports out there from various sources and seeing Sedgwick County move up through the scale of, and into the top ten in some categories, has made me extremely proud to have you as our Director, and I would like to thank you for that. Commissioner Welshimer."

**Commissioner Welshimer** said, "Well, Mark, I'm proud of you, too, you know that. I am proud of the tender loving care you give to all the animals that we have at our zoo. They always look healthy and happy. You've created some beautiful enhancements over there. You've given the most professional attention to all the exhibits, and most of all, to the public needs. And I thank you very much for your 30 years of service."

**Chairman Parks** said, "Commissioner Unruh."

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**Commissioner Unruh** said, “Thank you, Mr. Chairman. Mark, having the privilege of sitting on the Zoological Board for the last seven years, I’ve had the opportunity to see how you lead that Board. First of all, I want to say that you have an outstanding Board of Directors for the Zoological Society. I’m not saying it about me; I’m saying it about the [inaudible]. We have some outstanding citizens in the community; they’re very supportive of the Sedgwick County Zoo, and of your leadership. As you said at our meeting last night, where we recognized your tenure, that you don’t do this alone, but you definitely are the leader. You’re recognized both locally and nationally, and internationally, for your work with zoos, and Sedgwick County Zoo is a great asset to this whole region, and largely due to your leadership and your development. We are proud of the Zoo, and we are very grateful for your leadership, so thank you for your service.”

**Chairman Parks** said, “And if I may let Commissioner Peterjohn speak, and then I want to have one more thing before I get into your speech.”

**Commissioner Peterjohn** said, “Well, thank you, Mr. Chairman. In the brief time I’ve had the privilege of being a Commissioner, I’ve been out to the Zoo a number of times. Of course, I’ve had a zoo membership for a lot longer than the time I’ve been a Commissioner, but the excitement that I felt, and more importantly my children felt, when we were out there at the tiger exhibit and watching all the folks who had a great time, and seeing that facility come online this year, you’ve got the opportunity to not only have a record setting year, but I would be remiss if I didn’t say after seeing those pictures in the paper, you look a lot better with a tiger than with a vulture. Thank you for your great work.”

**Chairman Parks** said, “Commissioner Norton. We have one more.”

**Commissioner Norton** said, “Well I had the opportunity to be quoted in the paper about Mark, so I will keep my comments short. The one thing I know about Mark is, over the years I’ve tried to have conversations just about life and kids and other things, and almost immediately the conversation goes to his passion about the Zoo, and about looking for animals, and the next new, new thing that he is going to put at the Zoo. And that passion is what we all honor today, because he lives and breathes our zoo. And it is our zoo. You know, as we have struggled throughout the years to look at, subsidizing is what it’s called, entities, what a great public-private partnership that the Zoological Society and Mark has brought to the county, and we’re proud to be partners and to help put some funding in to make it one of those entities in our state, and probably in our region, that everybody knows about, participates in, loves for a lot of different reasons. So, Mark, continue to have that passion, that tenacity to take us to the next level. I know it’s elephants today in your head, but if we talk for very long today, it wouldn’t be about elephants. I don’t know what it’s about the next time.”

**Mr. Mark Reed**, Executive Director, Sedgwick County Zoo, greeted the Commissioners and said, “Sea lions.”

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**Commissioner Norton** said, “Sea lions. There you go. You’ve heard it today, it’s public now, sea lions. So, Mark is always thinking of that improvement and we honor that today. Thank you for your service and that great partnership that you help bring to the table. We appreciate it.”

**Mr. Reed** said, “Commissioners, it’s been a pleasure. I must thank Beccy Tanner of The Eagle, the article, with one exception, which I’m going to correct now was, when I first came to Wichita, it wasn’t the board, it was my first boss, Mr. Blakely, the first Director, that I said, I guaranteed him five years, and I fell in love with Wichita and the community. It’s a great place, the people, and I’ve said all this. I have a fabulous staff; the community has been very supportive, working with the County Commission. And I just wanted to say this morning, I probably haven’t said enough, but this public-private partnership, we are the envy of many of my colleagues in zoos throughout the country. I’ve just sent off our operating agreement and so forth to the Tulsa Zoo. They’re looking at going to a public-private partnership similar to ours. But the whole concept, thinking back into the ‘60s, of the boldness of a County Commission, well then it was actually the Wichita Zoological Society, they changed their name after the Commission said we’d love to partner with you, we’ll get this bond issue passed, and people collected bread wrappers and milk cartons, and boo hoo, we need a new zoo. After we opened up the Downing Gorilla Forest, I had somebody come up to me and said, by God, I remember collecting those bread wrappers and those things. And we were promised gorillas and you did it, and we really have a world class zoo. And I think it is because of this partnership.”

**Mr. Reed continued**, “We forget at times that it is more than the county, it’s so many departments, with what David Spears and his crew has done, the Legal Department, the Sheriff and Fire Department help on so many things that we’ve collaborated on, or made successful with the Zoo, it’s been fantastic working with not only the community, but with the county and all their departments and people. Made a lot of great friends. I’m hoping as long as you all and the Board will have me, I will be here for many, many years, and looking forward to the next things. So thank you all very much for what you’ve done.”

**Chairman Parks** said, “Mr. Euson, was that a verbal contract from him for employment?”

**Mr. Rich Euson**, County Counselor, greeted the Commissioners and said, “It sounds like it.”

**Chairman Parks** said, “What is the will of the Board on this one?”

### MOTION

Commissioner Unruh moved to receive and file.

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Commissioner Norton seconded the motion.

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

### VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

### OFF-AGENDA ITEM

**Chairman Parks** said, “We have some people waiting, apparently, some appointments for an Off-Agenda Item. All of you, in the front of your book, did you happen to see the Off-Agenda Item there? I’ll give you a few seconds to look at the Off-Agenda Item. It was brought to my attention that they are waiting and would like to have this done. These are appointments to various boards, the Sanitation [Sanitary Service Advisory] Board, [Onsite] Water Well [Construction] Board.”

**Commissioner Norton** said, “Mr. Chairman, I move we take an Off-Agenda Item, and if we could, include all of these appointments in one motion. Is that appropriate, Mr. Euson?”

**Mr. Euson** said, “Yes, that’s appropriate. There’s two separate boards and I think the Clerk would probably like to swear them in by the board.”

**Commissioner Norton** said, “Okay.”

### MOTION

Commissioner Norton moved to take an Off-Agenda Item for appointments.

Commissioner Welshimer seconded the motion.

**Chairman Parks** said, “We have a motion and a second that we take those en masse with the legal amendment on that. Legal amendment on that? Yes. Okay. That we do it by the Advisory Board and the first one is the Sanitation [Sanitary] Service Advisory Board.”

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**Mr. Euson** said, “Commissioners, the first board is the Onsite Wastewater System Installers, Maintenance and Sanitary Service Advisory Board. There is a resolution to reappoint Randy Wirths and Tim Lubbers to that Board, and I would recommend that you adopt those resolutions.”

**Commissioner Norton** said, “Do we need a motion to add all of this as an Off-Agenda Item first? And then take this?”

**Commissioner Welshimer** said, “Didn’t we?”

**Mr. Euson** said, “You did. Yes, you do need to vote on the Off-Agenda Item.”

**Chairman Parks** said, “Let’s go ahead and vote on the Off-Agenda Item. Call the vote.”

**Commissioner Norton** said, “Just to add all of it, yeah, okay.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “And now a motion for the Onsite Wastewater System Installers.”

**MOTION**

Commissioner Norton moved to approve the Resolution.

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 Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “Now, I don’t see, I see that Mr. Lubbers is not going to be in attendance, is Mr. Wirths in attendance? Go ahead and approach the...neither one of them are here. Okay. Well they will be sworn in by Kelly Arnold, the County Clerk, at a later date. The next is the Advisory Board for Onsite Water Well Construction.”

**Mr. Euson** said, “And, Commissioners, for that Board you have several reappointments and a couple of new appointments. The reappointments are Rich Chase, Todd Harp, Trista Curzdlo, hope I’m pronouncing that correct, also Tim Lubbers and Bob Vincent, and then the appointments are Lisa Rector and Curtis Weninger. I recommend you adopt all of those resolutions.”

**MOTION**

Commissioner Norton moved to approve the Resolutions.

Commissioner Welshimer seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “And I do believe there are a couple of those here today for that. Go ahead and approach the bench there with Mr. Arnold.”

**Mr. Kelly B. Arnold**, County Clerk, greeted the Commissioners and said,

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

**Ms. Lisa Rector**, Appointee, Sedgwick County Onsite Water Well Construction Advisory Board, greeted the Commissioners and said, "I do."

**Mr. Arnold** said, "Congratulations."

**Ms. Rector** said, "Thank you. Thank you. I appreciate being appointed to this. I'll do my best."

**Chairman Parks** said, "And if you want a speech, you can limit that to five minutes."

**Ms. Rector** said, "Oh, no."

**Commissioner Norton** said, "Thank you."

**Chairman Parks** said, "Thank you. We're always pleased to have volunteers and their professional expertise on these boards, and the pay is not great, but the public service satisfaction you get for serving on these boards, and the regulation, and the checks and balances systems for our Board are an important part of the citizen involvement."

**Ms. Rector** said, "Sure."

**Chairman Parks** said, "Thank you."

**Ms. Rector** said, "Great. Thank you."

### **PUBLIC HEARING**

#### **E. PUBLIC HEARING ON A REQUEST BY THE SOUTHERN KANSAS TELEPHONE COMPANY, INC., FOR A NON-EXCLUSIVE COMMUNITY ANTENNA TELEVISION SYSTEM FRANCHISE IN THE UNINCORPORATED AREA OF SEDGWICK COUNTY.**

**Ms. Jennifer Magana**, Deputy County Counselor, greeted the Commissioners and said, "You have before you a resolution to renew a nonexclusive franchise in the certain portions of the unincorporated area of Sedgwick County for the Southern Kansas Telephone Company for their provision of cable television services. This resolution is for a 15 year term and would call for a five

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percent franchise fee to be paid to the county, and the fee is based on the gross receipts, as that term is defined in the county code. By way of background, I might tell you that the county has authorized franchises since about 1980 under its home rule authority; it's done about 10 franchises or renewals. And under our home rule authority, we require, and in this case Southern Kansas has provided, that the applicant complete an application, including provisions of a surety bond and insurance coverage to ensure the integrity of our right-of-ways. And as I said, Southern Kansas Telephone has done so. The resolution language is almost identical to that that you approved in 2004. Greg Mikesell and Lonnie Stieben from the telephone company are here today to answer any questions you have. I believe they have some handouts for you. Under the terms of our home rule authority, this does require a public hearing, so I am available to answer any questions. Mr. Mikesell and Mr. Stieben are available for comment or questions. I would be glad to answer any questions you have. With that I would recommend you open the public hearing."

**Chairman Parks** said, "Before the public hearing is opened, I would want to clarify a couple of things. This is a nonexclusive?"

**Ms. Magana** said, "Nonexclusive franchise."

**Chairman Parks** said, "Okay. And, also, this was a four year and now we're doing a 15 year?"

**Ms. Magana** said, "Fifteen years, consistent with how we've graded franchises in other circumstances."

**Chairman Parks** said, "And certainly I have no recollection, I was not on the Board in 2004, why that was only a four year."

**Ms. Magana** said, "The minutes don't reflect that, but we think 15 years is an appropriate recommendation."

**Chairman Parks** said, "Okay."

**Ms. Magana** said, "Thank you."

**Chairman Parks** said, "Thank you. I'll go ahead and open the public hearing, and if you would like to pass out the items to us, that would be great. Is there anybody in the audience that would like to speak either for or against this item? If there's anybody in the audience that would like to speak before or against this item, please line up behind the requesters. Seeing nobody for the public hearing, I close the public hearing and turn this over to Mr. Stieben."

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**Mr. William P. Buchanan**, County Manager, greeted the Commissioners and said, “Mr. Mikesell.”

**Mr. Greg Mikesell**, Southern Kansas Telephone Company, greeted the Commissioners and said, “Lonnie Stieben and I are here to represent Southern Kansas’ application for a community antenna television system franchise, I know it as a cable TV franchise. Anyhow, a little bit of background. I know we have some new Commissioners since we were here last, a little background on Southern Kansas Telephone. We were founded in 1940, we’re locally owned and we’re headquartered out of Clearwater, Kansas, and we serve approximately 23 communities, rural communities, in south central and southeastern Kansas. And we provide voice services, cable television and internet services, and we also provide communications and networking products and services under the SKT name in the Wichita metro [metropolitan] area. Appreciate the opportunity to be here, and I appreciate your consideration for the application on our franchise. Thanks.”

**Chairman Parks** said, “Any questions by the County Commission of the request for franchise?”

**MOTION**

Commissioner Welshimer moved to open the public hearing; accept public comment; close the hearing; and adopt the Resolution.

Chairman Parks seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “Thank you.”

**Mr. Mikesell** said, “Thank you.”

**NEW BUSINESS**

**F. VISIONEERING WICHITA 2009 FUNDING.**

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**Chairman Parks** said, “Mr. Rolph, if you’ll approach the podium.”

**Mr. Jon Rolph**, Chairman, Visioneering Wichita, greeted the Commissioners and said, “Thanks for allowing me to be here today, and happy holidays to all of you. Appreciate the invitation, Chairman Parks, from you, to be here. My name is Jon Rolph; I’ve met many of you or all of you before. I’ve been the Volunteer Chairman of Visioneering Wichita for a little over a year now, and my day job is the Executive Vice President of Sasnak Management, which operates Carlos O’Kelly’s. Now, I have two goals here, as I talked to Chairman Parks about this presentation, he asked that I present really the business case for Visioneering, and with that, I also want to just show some of the faces that are associated with Visioneering, just to introduce you to that.”

“One of the faces that I think you’re all familiar with is Ms. Suzie Ahlstrand here. She’s actually been at the county building all week, this is her third day in a row, because she was doing jury duty at the beginning of the week, a good citizen of our community. So, thank you, Suzie for being here. Her leadership is essential to what we’re doing. I have a few other people to introduce to you, but let me present the business case first for what we do. We came together in 2004, and the data for our region showed that we were losing ground. We were losing people, especially young people, our per capita income was declining, and many other complicated issues we were dealing with either needed to be accepted as they were, or we needed to choose to begin to work on those issues. And as a community, we decided to address them and start making things better. Initially, we were able to engage over 16,000 citizens in the process through this first ever regional planning process. And we were able to develop a 20 year long-range plan that dealt with things like stopping brain drain, stopping the decline of per capita income and various other things.

“As part of the 20 year plan, we were able to identify eight key benchmarks that people said were important to our region’s future. Through the first five years of Visioneering, we’ve had unheralded success, probably more than any of us anticipated, and certainly, it’s been the most successful Visioneering effort of anywhere in the country. Obviously, we’re experiencing some setbacks now, through the national economy, but it’s in our hands to address these issues, and in the hands of the citizens and our volunteers as we try and make things better. Now, the overall results, just to show the last time we measured this, we measured this just before the national kind of catastrophe, or recession, that we’re going through. And as I look at these, as I say these to you, Visioneering is not taking credit, necessarily, for this. It’s just we try and measure some of things, because what gets measured gets done, and we want to bring the focus to that. So one of the things we measure every year is per capita income. The last time we got the measurement, and we’ll get more, is for the first time in 21 years we had an increase in the data. The last data available was 2005 in per capita

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income, which was up 37,471, which was finally above the U.S. (United States) average of 36,000, so we finally got above the U.S. average as a community.

“Job growth was also higher based on that data. We all know it’s down this year because the economic downturn hit and hit hard, but together, we feel like we can continue to address these. We appreciate all your leadership on these issues. One other stat (statistic) that we measure is our annual job growth rate, and it was at 1.2 percent below the peer metros that we measure ourselves against. In 2005 and 2006, it was actually at 2.4 percent. We had seen that number double as far as job growth rate in our region. And in ‘06 and ‘07, it was at 2.9 percent, which was more than double of what we started. It’s going to take all of us working together, keep our focus on recovering from this economic downturn and moving us back towards our goals, but we’ll continue to measure these stats.”

**Mr. Rolph** continued, “Now I want to talk to you about how the real magic in Visioneering happens through our alliances. These are volunteer led groups. We have 15 active alliances right now that come around various different strategies, and I’m just going to highlight a few of those for you today. Birth through Kindergarten (Birth-K) Alliance has secured \$2.2 million in state grants for our region. Many different agencies were able to work together on a plan, through Visioneering, to submit one plan for the area, securing more dollars for our region as we competed with the rest of the state for those grants. It was really a pretty amazing feat, because when that group first got together, there was quite a bit of turf war, but they were able, again, to come together as a community, collaborate, come up with one plan and I think able to bring more dollars into our region through this grant process than before; \$2.2 million. The next thing I’d like to highlight is our Unified Legislative Agenda Alliance. This is where we come together as a region, every group has its own agenda, but this is our collective agenda that the volunteers worked through the process and the legislators have very much appreciated. So far, in five years, this Unified Agenda has brought \$62 million back to our region to fund issues that benefit not only Sedgwick County residents and businesses, but the economic engine of the state. One example is Affordable Air Fares [for Kansans], funding that has now saved \$197 million for citizens and businesses. In addition, it also returns \$5.25 for every dollar invested back into our state’s general fund. So it has earned more than \$105 million over four years to our state’s coffers; huge success story.

“Our Parks and Recreation Alliance was able to secure a \$150,000 grant for a regional website to connect people to existing parks and activities to keep them active and healthy, and that website is [www.goPLAYkansas.com](http://www.goPLAYkansas.com). The alliance that focuses on the older adults has been very active with lots of input and leadership from the Central Plains Area Agency on Aging. Working together, this group just had funded 14 grants to make life better in various ways for older citizens. Where they got the grants from had never granted more than one grant to one community, and they elected to grant us 14 different grants because our alliance was so active. Also, the Young Professionals (YP)

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of Wichita group was a direct result of Visioneering planning to help stop brain drain. We now have one of the most successful YP programs in the country with over 1,200 active members helping connect and encourage young people to locate here. And we have held two 12 week sessions of Minority Business Initiatives completed for minority-owned small businesses through volunteer business experts. And coming in 2010, we already have acknowledged that we'll be launching two new alliances, one having to do with sustainability and the other having to do with family stability, which is another one of our benchmarks that we measure. So something to look forward to there."

"I've talked to you about the alliances; now let me get back to the people. We have more than 500 organizations in our community who have signed on as partners. And these alliances alone have 500 active volunteers working for them. I just did a little rough math, let's say your average, and I think this is pretty conservative, your average Visioneering volunteer gives two hours a month to Visioneering, typically that's what those meetings run. That's 24 hours a year, and so you're getting out of Visioneering about 12,000 hours of volunteer service, which is outstanding, which would make us one of the largest volunteer organizations in our region. If those people, because time is money, let's just go at a minimum wage rate of \$7.25, times that 12,000 hours, you're up to \$87,000 worth of time being donated, and that's a very conservative estimate, through these volunteers. To put some faces to some of these volunteers, we asked just a handful of active Visioneering volunteers to be here. And let me start by introducing you to Teresa Rupp, if she would stand up for one second. This is Teresa; she has been working with us for a long time. She is the Co-Chair of the Birth to Kindergarten Alliance, and she's also the Director of Child Start. Thank you for being here, Teresa. Again, that Birth-K Alliance, and which she could tell you many stories about how that alliance has helped the early childhood education community come together under the Visioneering banner, but again, their big success story, that \$2.2 million in grants that they were able to come together pulling all those agencies and trying to create one vision for our region. We're helping children that are under-served.

"Another face I want to introduce you to is Jason Dilts, if he'll stand up for one second. Jason will probably be a very familiar face to many of you, as his ROK ICT! initiative has been very active in engaging young people to be involved and to volunteer their time to give us a very exciting arts culture. I appreciate your service, Jason. Jason's story is that of several young people I know. He had a chance to leave following school, was looking at the east coast. One of the reasons that he's told me that he chose to stay here was based on Visioneering's efforts. That he knew that our community had a plan and a direction that we were going, and that was very exciting to him. He has gotten involved with our efforts and been a great partner. So thank you, Jason. Another example of someone who couldn't be here today, she had an emergency come up about 15 minutes before, was

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another Young Professional, Jennifer Szambecki, who grew up here, went to college here, then moved to Boston and chose, after spending about a year and a half in Boston, to come back to Wichita because she loved it here and in part, again, because of the excitement she felt that was going on through Visioneering. She came back, called me the day she got back and joined two different alliances; one mentoring, she works for Big Brothers and Big Sisters of Sedgwick County and then also has a passion for racial diversity, harmony and opportunity and is involved with that alliance as well.”

**Mr. Rolph** continued, “Now, I’m not sure if Judy made it here. Yep, there she is right there. She was coming in from Derby. If Judy Morris would stand up for a second. Thank you, Judy. Judy drove in all the way from Derby to be here. She is a great example of our volunteer base. She lives in Derby, has a small business there and she is involved in two alliances, the Older Adult’s Alliance and also the Recreation Alliance. She is exactly the type of volunteer we bring to the table. A place for everyone to get involved, and in her case, in two different groups; both working to make the community better and to achieve our long-term visions. Thank you for your service. Last, but not least, a volunteer I’d like to have stand up is Tracee Adams. I’d like to introduce you to her. Tracee is a trooper, her and I walked up the stairs today instead of taking the elevator. Appreciate you, Tracee, keeping me company on that journey. She is a commercial real estate agent and is on the Entrepreneur and Small Business Leadership Team. Tracee has put in countless volunteer hours as she has worked with the Minority Business Initiative, the 12 week program run by volunteer business experts to help minority business owners learn through experienced business leaders. Tracee has been a huge blessing to the effort and also helped launch this program through another Visioneering initiative. So there are some of the faces that you get to see. That’s just five of the volunteer stories that are repeated hundreds of times over. As an early and strong supporter of Visioneering, you guys can take credit for helping have launched this amazing and strong volunteer force dedicated to helping our community move forward and achieve our community’s goals.

“I know there’s a lot of different things that can divide our community, and different people have different issues important to them. I believe that, as I have listened to you all speak about what’s important to you, as Commissioners, something in Visioneering that speaks to something that each of you sees as important, and Commissioner Unruh, I’ll just start with you and work to the right. I know that you talk a lot about economic growth, and that’s really at the heart of Visioneering. We want to see per capita income growth, job growth and spur economic development, which is one of our core foundations. Commissioner Welshimer, I know that you have a great passion for allowing the community to be open to all people to have a voice. There’s been a reputation, I think, in our community that maybe some smoke filled room in the back are the people that are creating vision for our community, and I think you’ll see through Visioneering that we give everybody an opportunity to shape the future of where we’re going. This is a citizen led movement. It speaks to

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that, that it's very open and transparent in front of everybody. Chairman Parks, I know that you talk a lot about ethics and openness, which I think is a wonderful thing. We've been very open and transparent these last five years. You'll see under the government foundation that we talk about having an accountable government, that that's what the people want, that's open and transparent. And I appreciate your efforts there."

"Commissioner Norton, I know for a long time you've talked about the regional aspects, and how we need to pull together as a region, and not just be Wichita versus everybody else, and that's been one of the core tenets of what we do through Visioneering, and it's been one of the most successful aspects as far as pulling people from all over our region in to work together. Commissioner Peterjohn, I know that you want an efficient and limited government and that's also in that government foundation that talks about wanting efficiency, and our Parks and Recreation Alliance is a perfect example of that, where we're pulling the different communities together to not duplicate efforts and to start bringing efficiency into that part of our government. Lastly, I guess, I want to show you one more face with Visioneering that is why I contribute my time. I think it's a pretty cute face, and let me just put it up here for everybody to see. This is my daughter, Emma Grace Rolph, she's seven and a half months old. This is the face that drives me to volunteer the hours I do towards Visioneering. I know there's a lot of things in this community that can divide us, but I know one thing we all agree on is we want to leave a better community to our children and their children, and that's at the core of what Visioneering is all about and why I do what I do. I was just looking at her face this morning and I think together we can achieve this and pass a better community on. So thank you for your partnership so far. I would be glad to answer any questions that you guys have."

**Chairman Parks** said, "Sure. Thank you for that presentation. I know that there's going to be some discussion from Commissioners, and I am going to open it up pro and con for discussion in this. I know it's not a public hearing. I had, let me start out with mine, because there's just one comment that I received via email that a lady from West Valley unincorporated had emailed me and asked me about what Visioneering was doing out in the county, and if you could elaborate a little bit on that, Jon?"

**Mr. Rolph** said, "You mean around the county?"

**Chairman Parks** said, "Throughout the whole county, and she had a perception it was just Visioneering Wichita and she was wondering why we were spending money for the thing instead of just the City of Wichita?"

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**Mr. Rolph** said, "Yeah, you know part of the name came from Henry Luke, as our consultant, trying to get us to change the way we think when we say Wichita. When you say New York City, you're not thinking of New York City proper, or when you think of Oklahoma City, you're thinking of the MSA (Metropolitan Statistical Area). So when we say Wichita and Visioneering Wichita, we're talking about the whole MSA, which we consider a four county area. Now all these alliances that I just mentioned to you involve people from all over those four counties, in particular, all over our county. Our Unified Legislative Agenda has been headed up by the mayor of Hesston, and the City of Derby has provided a lot of leadership on the Recreational Alliance."

**Mr. Rolph** continued, "I feel like I could go down, the Birth-K Alliance involves serving children all over that four county area. So I know the name can be misleading, but don't allow yourself to believe that this is focused on Wichita at its core. This is focused on a region, and the idea is to pull our region together, and we now have people thinking that if Newton gets something it's a win for all of us. As Wichita can succeed, it helps everyone else to succeed. A perfect example too, just about three weeks ago, Suzie and I made a trip out to Augusta to their City Council and they just joined on as Vision Partners, and Suzie was able to help them in their own personal visioning process. But they saw the value in coming together regionally. It's a partner on different issues to benefit us as a region. Does that answer your question?"

**Chairman Parks** said, "Yes, it does."

**Mr. Rolph** said, "Okay."

**Chairman Parks** said, "Commissioner Welshimer."

**Commissioner Welshimer** said, "Well, that was quite a pitch. I would say Visioneering has got the right guy for that. I don't have anything in my backup material that tells me how much money you're asking for. What are we spending?"

**Mr. Buchanan** said, "If it would please the Commission, we had budgeted \$50,000 in 2009 for this program. We have been a contributor at that level for the last several years since 2004."

**Commissioner Welshimer** said, "Since '04?"

**Mr. Buchanan** said, "Yes, ma'am."

**Commissioner Welshimer** said, "And that goes for what?"

**Mr. Rolph** said, "Go ahead, sorry, Mr. Buchanan."

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**Mr. Buchanan** said, “The understanding is it goes for program initiations and program implementation and it helps with promotional materials, it helps with logistics, it helps with providing the necessary staff to do that.”

**Commissioner Welshimer** said, “Okay. Well you mentioned that you were interested in the outer areas around Wichita. Have you had any, I mean, my concerns are southeast Wichita and Derby, of course, but some of the areas that really need some, a shot in the arm for some commercial or neighborhood development, and that would be the Oaklawn and Plainview area. Another area that is sadly in need of some vision is the Coliseum site. Has any of that, any of those areas, been considered in your plans?”

**Mr. Rolph** said, “Well, I mean, the way Visioneering basically works is we created the long-range strategic plan and then we make sure that that plan is living and we add to it, and as we accomplish things we take it off the plan, and we add to it as we have new dreams and then we adjust as dreams change. And we are open as citizens who want to come together around different strategies and ideas that are in the document to work on these alliances to try and move those things forward. So just like the Sustainability Alliance, we’ve had a group come together and say, you know, we see this as a need in our community. We want to come under the Visioneering banner with the alliance to work on this. So I don’t know that, specifically, the Coliseum issue is not being addressed through Visioneering, other than the sense, I guess, of the broader scale of wanting to see the overall prosperity of our region. But we certainly don’t try to favor any one part of our county or city over any other. Specifically, we’ve not dealt with those issues, except in maybe the Minority Business Initiatives and things like that. I don’t know exactly where the people that participated in that have come from, but that may have supported some of the businesses in the southeast area of our county and all that too. But those are all open to all those people from those areas.”

**Commissioner Welshimer** said, “You have an office and office expenses?”

**Mr. Rolph** said, “Yeah. Suzie is the fulltime staff and then she has a secretary, Diane Longfellow, who does great work as well. But we don’t, I believe the office space is donated to Visioneering, so we don’t have a necessary expense there.”

**Commissioner Welshimer** said, “All right. Thank you.”

**Chairman Parks** said, “Commissioner Peterjohn.”

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**Commissioner Peterjohn** said, "Thank you, Mr. Chairman. John, I appreciate your presentation this morning and I appreciate getting some information from you in the past. Still got some questions for you and some things I think we ought to talk about on the record. I was interested to get the Manager's information that the county has been a contributor since 2004. My recollection, if we contributed in 2004, and if it's been at the same level at \$50,000 a year, we would be close to, if this is approved today going forward, we'd be looking at \$300,000. Is that roughly what you would say at your end..."

**Mr. Rolph** said, "Yeah. That's my..."

**Commissioner Peterjohn** said, "...over that period of time?"

**Mr. Rolph** said, "...understanding. I've been doing this for a year, so Mr. Buchanan might be able to answer more appropriately, but that's my understanding."

**Commissioner Peterjohn** said, "Well, let me ask you, what's your total budget and how much of it is funded from tax dollars, and not only county tax dollars..."

**Mr. Rolph** said, "I'd say over time..."

**Commissioner Peterjohn** said, "...but all tax dollars?"

**Mr. Rolph** said, "...and this is my understanding, I don't have the exact numbers in front of me, is that about a third of our budget comes from tax dollars. That's between the city pitching in their \$50,000 and the county pitching in their \$50,000, another two thirds comes from the private sector. So the \$300,000 you guys have given would represent probably about 15 percent of our total budget."

**Commissioner Peterjohn** said, "So your annual budget's about \$150,000 a year?"

**Mr. Rolph** said, "It might be a little more than that, closer to \$200,000. I'm not sure. Is that about right, Suzie? Yeah. I think we run about \$200,000."

**Commissioner Peterjohn** said, "About \$200,000 a year? Well, is that open..."

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**Mr. Rolph** said, "But it's fluctuated through the years as different things have come up, you know, we have different projects. Obviously, it was heavier up front."

**Commissioner Peterjohn** said, "Okay. Because, in terms of the mix between public and private, are you organized as a 501(c)(3)?"

**Mr. Rolph** said, "No. We're not organized as a 501(c)(3), to my understanding. We're actually labeled as a community initiative and/or a volunteer organization, have no taxable status."

**Commissioner Peterjohn** said, "So contributions to Visioneering are not tax deductible?"

**Mr. Rolph** said, "Not that I understand. I believe that the Chamber and their partnership with us is the clearinghouse for that, so Visioneering by itself does not have any taxable."

**Commissioner Peterjohn** said, "Your offices are over at the Chamber though, aren't they?"

**Mr. Rolph** said, "Yes. Yes, sir."

**Commissioner Peterjohn** said, "Okay. Because I was interested when you said partner, City of Augusta became a partner, I was curious what sort of a commitment that might have brought in to the table for Visioneering and how that's structured? Is it based on the size of the city? Or how do you..."

**Mr. Rolph** said, "Well, when I say they became a partner, it's in the way that I'm talking about the 500 active partnerships we have. Whether it's through businesses, or area city councils, or area Chambers of Commerce, or Rotarian clubs, or things like that, that believe in what we're doing and have signed on. And what they do is adopt individual parts of the overall agenda and support that, so it's not necessarily a financial contribution."

**Commissioner Peterjohn** said, "Oh, okay."

**Mr. Rolph** said, "Except through their time, which they give."

**Commissioner Peterjohn** said, "Let me ask you then, if the county's been contributing \$50,000 a year, and I believe the City of Wichita has been contributing a similar amount, are there any other cities, or counties, or other governmental bodies contributing to help fund Visioneering at this point in time?"

**Mr. Rolph** said, "Suzie is giving me a nod yes."

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**Chairman Parks** said, “She can certainly come to the podium and answer that.”

**Mr. Rolph** said, “Yeah. I think probably what would be best is for us to make sure we got the numbers right and provide that information for you. We're open and transparent. We have nothing to hide.”

**Commissioner Peterjohn** said, “Okay. I guess that would raise a question, in terms of open and transparent, in terms of your board and do you basically, if someone would, since you do have public funding, would you consider yourselves covered under open records and open meetings like a public agency, like the county is, for disclosure and transparency purposes?”

**Mr. Rolph** said, “Boy, I don't know that I have an answer to that question. I'd probably need to consider it more. I would think we'd probably fall more under a category of some of the other public-private partnerships, just off the cuff, GWEDC (Greater Wichita Economic Development Coalition) or anything like that. I mean, certainly an investor, yes, we want to be open. We have nothing to hide. As far as that status goes, I guess I would have to talk to the people that have invested a lot in this to know if we feel like we fall under KORA (Kansas Open Records Act) or not.”

**Commissioner Peterjohn** said, “Okay. Because I was going to say, who are your board members at this point for Visioneering?”

**Mr. Rolph** said, “Boy, we have a Steering Committee of over 50 people.”

**Commissioner Peterjohn** said, “Is it posted up on your website?”

**Mr. Rolph** said, “Is it up on our website? Yes, it is.”

**Commissioner Peterjohn** said, “Okay.”

**Mr. Rolph** said, “And that's people from all over the community and that's some that are political in nature, but more than that. You know, like Commissioner Norton sits on our Steering Committee. But more often than not, it's either private business owners or it's people like you see here that have gotten involved with Visioneering and at a level that it felt like it was right to invite them to be on steering. It represents all over the region.”

**Commissioner Peterjohn** said, “Well, because I've had a lot of questions, in terms of for Visioneering, and you probably get more publicity for trips, and if I remember right, I think

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Visioneers, over since 2004, have been, and I'm thinking of the cities right offhand; Richmond, Jacksonville, Fort Worth, Oklahoma City, this year Chattanooga..."

**Mr. Rolph** said, "That's the complete list right there."

**Commissioner Peterjohn** said, "...is there anyone I've missed of that list?"

**Mr. Rolph** said, "Nope. That would be the trips we've taken."

**Commissioner Peterjohn** said, "I was interested, in terms of, is that connected at all with the \$62 million you said you brought back into the region?"

**Mr. Rolph** said, "No, not necessarily. Those trips, you know, you and I had a conversation once and you said, it seems like Visioneering is really goal setting and doesn't know how it wants to get to the prescribed goal. We want to increase our vertical by two feet, I think is the example you used. The Visioneering trips, though they do garner a lot of publicity, is only one small part of what we do. Those trips, I would say, we go and we try and educate ourselves. We see Chattanooga who did something like increasing their vertical by two feet and we say, how did you do it? Because maybe we can learn and try and do it ourselves that way. The majority of people on those trips are people like me that have chosen for multiple years, the trip was \$1,500 every year, up until this year it was \$1,600, to pay out of my own pocket because I believe in it as a learning experience for our community. I feel like those trips weren't worth it if we didn't feel like we were bringing anything back, you wouldn't have the repeat people contributing the funds that it would eventually peter out. We had our most highly attended trip this year, but the majority of the people on the trip, I mean, really all the people on the trip are paying out of their own pocket and believe it's worthwhile. The \$62 million was strictly to unify legislative agenda. That doesn't even include these grants, the \$2.2 million from the Birth-K Alliance or anything like that."

**Commissioner Peterjohn** said, "Well, the county did participate in a sense because we had a couple of Commissioners who did participate in the trip..."

**Mr. Rolph** said, "Yep."

**Commissioner Peterjohn** said, "...to Chattanooga, although..."

**Mr. Rolph** said, "Which we appreciate greatly that you guys would do that."

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**Commissioner Peterjohn** said, "...I wasn't one of them. Let me jump back to the \$62 million. Could you be more specific, in terms of the \$62 million, I'm interested in that number. How much of that \$62 million, you mentioned the Fair Fares, obviously that would be coming from the State of Kansas. That \$62 million, how much of that is basically governmental allocations like Fair Fares or from other sources?"

**Mr. Rolph** said, "I believe it's all that would be, basically, Unified Legislative Agenda doesn't advocate for any tax increases or anything like that. I know that that's certainly something you oppose, and as a fiscal conservative, I oppose myself. Basically, it tries to unify the legislators around what we can agree on as a community is important to our community. As they look at the state coffers, and what they have, and how to allocate that, it unifies it to some of the projects that we consider important. Affordable Air Fares is one, the Equus [Beds] Aquifer water beds is another, which would be factored into that, among other items. And I think we have seven different items on there this year. Is that correct? Yeah."

**Commissioner Peterjohn** said, "Because you mentioned eight key benchmarks, and you mentioned several items that I thought might have been benchmarks, but you didn't identify all of them. If it's possible, could you kind of walk through..."

**Mr. Rolph** said, "Got them right here, and they're..."

**Commissioner Peterjohn** said, "...those key benchmarks?"

**Mr. Rolph** said, "...on our website as well, but let me..."

**Commissioner Peterjohn** said, "Well, I think it's good to get it on for the record..."

**Mr. Rolph** said, "Let's do it."

**Commissioner Peterjohn** said, "...for our discussion today too."

**Mr. Rolph** said, "Okay. The categories for our benchmarks are: job growth, per capita income, education, family stability, downtown development, arts and recreation, racial diversity, opportunity and harmony, that's one, and leadership would be the eight benchmarks that we measure ourselves against. And then there's six core foundations that are the building blocks that support the long-term vision, and those would be: economic development, education, quality of life, government, infrastructure and private sector leadership."

**Commissioner Peterjohn** said, "Thank you, Mr. Chairman."

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**Mr. Rolph** said, "Thank you, Commissioner Peterjohn."

**Chairman Parks** said, "Okay. Commissioner Welshimer."

**Commissioner Welshimer** said, "You mentioned job growth. What are you doing right now? I mean, we're needing job growth right now."

**Mr. Rolph** said, "Yeah. Well, I mean, I guess it's difficult to answer. You know, what we're doing right now, I mean, I guess that's a difficult question for me to know how to answer. I mean, really..."

**Chairman Parks** said, "If you want to call somebody else up who'd be better suited for that."

**Mr. Rolph** said, "I'm seeing if they have any inspired type of answer either, because it's a difficult situation for all of us. Really, what I'd say, well, I'll let Suzie speak first."

**Ms. Suzie Ahlstrand**, Visioneering Wichita, greeted the Commissioners and said, "As far as addressing the economic development, Visioneering encourages the partners that come to the table, like GWEDC, like the governments, to work together in partnership to promote job growth. We don't do that ourselves, we encourage partners to do that. What Visioneering does instead is that we provide the community improvement side of job growth. Companies want to come to the community because there's an environment here, we've got an attractive downtown, there's amenities here in the community that they feel would be good for their particular employees. So what we do is we measure job growth because we, as a community, understand that it's important that we have job growth here. But we have to create the environment for that, and all of us have to do it together, so we do it through our partners that come on board to do economic development."

**Commissioner Welshimer** said, "So it's mostly working through GWEDC?"

**Ms. Ahlstrand** said, "I'm sorry?"

**Commissioner Welshimer** said, "Mostly you work through GWEDC?"

**Ms. Ahlstrand** said, "Yes. And then there's other organizations that are the area economic developers that come together. They're all interested. There's a regional group that does that also, besides GWEDC. We work with all of those and encourage them and want to support them."

**Commissioner Welshimer** said, "Thank you."

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**Ms. Ahlstrand** said, "You're welcome."

**Mr. Rolph** said, "Thank you, Suzie. She's much more eloquent than I am. So thank you, Suzie."

**Chairman Parks** said, "Commissioner Unruh."

**Commissioner Unruh** said, "Thank you, Mr. Chairman. Well, Jon, I don't think you have to apologize for your eloquence. Your presentation today was really very persuasive and comprehensive as to what Visioneering does in our community. I've had some involvement with Visioneering since its inception, and have always been supportive of the concept that in order to make our community attractive, and livable, and trying to retain our young people while we're working with community partners to develop and achieve the goals that you enumerated, I think is a worthwhile activity. It does not happen by itself. It takes a lot of different components and a lot of different initiatives in the community to make this, and this region, the best region that it can be. And I think Visioneering is a very important component of all that. It seems like much of what Visioneering accomplishes with the partners is they come together in the various different strategy groups is to plant seeds of ideas and then cultivate the growth and the accomplishment of those ideas through the different community organizations. So far, I think it's been very successful and one of the measures of that, because it's hard with the Visioneering activity to get real specific in quantifying what happens, but one of the measurements is just simply citizen and community involvement throughout our region, and I think that's been very gratifying to see folks step up to the mark, and so I think that it has been successful.

"I think it's a component of growth and part of our culture now that we need to continue to be supportive of in the community, so in reference to the specific request today of funding for 2009, especially being aware that this is included in our 2009 budget, it's not an additional request, or a change order if you will, this is something that we've planned on, and I think what's been accomplished is worthy of our continued support. So I'm going to be supportive and I appreciate all you folks who are here today, and the presentation you have made, and I also see that the City Manager from the City of Derby is here, and I know Kathy has been very involved as someone who is non-Wichitan trying to make these different strategies successful. So, obviously, this is not a question. This is a statement. But I think that Visioneering is an important component of the culture of our community, has been successful and I'm going to be supportive."

**Mr. Rolph** said, "Thank you, Commissioner Unruh."

**Chairman Parks** said, "I believe you answered the question from the lady that had emailed me earlier..."

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**Mr. Rolph** said, "Okay."

**Chairman Parks** said, "...maybe she was very into computers, and she probably got on your website, and you mentioned one of your eight goals, that you mentioned to us there a little bit ago, was the downtown development. That may have been something that clicked with her to ask what you..."

**Mr. Rolph** said, "And that supports the downtowns of all the communities. Like we've gone to Newton and spoken with them and are supportive of their downtown revitalization. Also, when we're out with Augusta, that's another item, we want strong downtowns for all the regions and all the cities that are around here. And I know Haysville is working on their downtown, too."

**Chairman Parks** said, "Commissioner Norton."

**Commissioner Norton** said, "Well, I wrote down a lot of just thoughts, so bear with me as I try to touch on all of them. The first thing is, I really see Visioneering as the platform for the structure of the dialogue in our community. It's that ongoing dialogue of people talking about our best future. And we can have that at the political level, we can have it at the churches, we can have it at the coffee shops, but somewhere we have to have a structure, a platform, where that continuing dialogue of what we see as the vision of our community is going to be, and not just engage some elected leaders, but engage the citizens. And as I see, and have been involved with Visioneering, that's what this is, is that platform for citizens to tell their story and to look to the best future and help mold that. I participated since the very first Visioneering meeting when we called together some private sector individuals, some volunteers, some nonprofits and some government folks to say, what is it that we want to do? We opened up and looked at Jacksonville, Florida, Richmond, Louisville, Kentucky, many other places that had done a similar kind of process. One thing we realized is it's a 20 year process. It's a marathon; it's not a sprint, and to get where we want to be is going to be plodding along, continue to work on it, picking things that we can have small wins that improve our communities and occasionally hit the home run. But it's going to be citizen driven with a lot of input from people that have a lot of competing interests sometimes, but at the end of the day, the heart for the community at the core of what we're doing."

**Commissioner Norton** continued, "I've been on the Steering Committee since the very beginning and have enjoyed the time to listen to all the competing interests and different thoughts about where we wanted to take our community. The thing that I think is most important about Visioneering, as I have watched it over the years, is the public engagement; to make sure that we continue to talk about, if you want to be a part of it, come to the table, sign up, show up at the committee meetings

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and have a voice. I chaired one of the core value groups and that was on adult basic education. I saw a need to have a conversation and for several months we met, brought all the principal players together in that arena, and a lot of volunteers, and had a conversation about adult basic education. What should it look like in our community? Where would we go next? How do we get more funding? How do we eliminate duplications of services? How do we make sure that our community advances in that very important small part of the community? It is our job to describe our own best future. You know, it was nice to have Henry Luke here, that kind of facilitated, but he's an outsider and he can guide us and facilitate, but he's not going to tell us what our best future is. Only the citizens of Sedgwick County will be able to do that.

"I've been on all the city-to-city visits. I've gone for all the years for a number of reasons, and I generally had an agenda of what I wanted to find out when I got there. We went to Richmond and you know we learned a lot about high tech, and we learned about their ability to bring Virginia Commonwealth University (VCU) into the research segment of their community and built a huge entity around that. And that technical education in that community was a driver through VCU to make job growth happen. We came back and started to think about aviation as our cluster and how we tied research to training and how we moved forward with what is today NCAT (National Center for Aviation Training). As we went to Jacksonville, I looked at healthcare. They got a tremendous system of public health there that is a little different than we have. We came back and we started to re-describe what our health department should look like and we've moved forward on access to public health, on information systems, on safety net clinics and their capacity and growth. I was struck in Jacksonville that they have five federal qualified health safety net clinics. At that time, we had one. We came back with the goal of having five. Today we have three. And Visioneering is part of the driver of moving us to that status in our community. We went to Oklahoma City and looked at the downtown. And how do we understand what they've done to their downtown with the Brickyard, and the Ford Center, and the Myriad, and their MAPS program, which is their Metropolitan Area [Projects] program that changes. And if you know about Oklahoma City, they just voted again on their third incarnation of MAPS, and it passed millions of dollars to put more into their downtown, build more facilities, reimprove. And that is something that we learned about, how do you use the public pulling together to fund those kind of projects? And MAPS is in their third incarnation. And if you've been to Oklahoma City, which is a large downtown metropolis, but was really tired and old and run down 15 years ago, and look at it today, dramatic improvements. And that's the benchmark we looked at there."

"We go to Chattanooga and they've got a river that in 1969 their downtown, or their city, on national TV by Walter Cronkite was named the dirtiest city in the United States, and that pushed them to movement. And today they've revitalized the Tennessee River, they've torn down all the old factories along the river from that generation. They've got a new aquarium with two parts. They've got an amphitheater. They've got a bridge walkway that connects both sides of the river and it's a vital community. So that's what you learn through Visioneering and community

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engagement and opening your eyes. I often say, you don't know what you don't know. You have to sometimes look outside the boundaries of your own restrictions in your community to see what the possibilities are. That's one thing Visioneering has helped us do. It's interesting, we talk about, well it's all government pushed, but we came back from Chattanooga and one of the things we saw was a place called CreateHere, which is an incubator for bringing business together with the arts, so that entrepreneurs that are artistic and kind of Bohemian in nature learn about business plans so they can incubate small businesses around creative people. And we thought that was pretty powerful for keeping young people that have very great intellectual capital in the creative arts in a community, and it was proliferating there.

“So Janet Miller, to her credit, came back and said, you know, we probably need to make sure some of our young people get down there and see that. So without government money, she sent out an email to just the folks that went on Visioneering and said, can we do that, can we come up with some scholarship money? And within two hours, she raised almost \$5,000 to make sure, now this is just from private donations, just from people writing checks, to be able to send some of our youngest people, creative people, to Chattanooga to learn about what they've done. Because we've got an arts district right next to our arena that we want to have creative people feeling good about being in our community. So those are the kinds of things that Visioneering does. Now, having said all of that, I'm going to be supportive of continuing our support. It is a platform for us to let the citizens of our community be engaged at whatever level they want, have a voice, sit at the table and not be limited by some other person's expectations, but by our own ability to dream, and have a vision, and move towards our best future. Jon, I agree with you, it is about Emma Grace. For me, it's about Kirsten, and Skyler, and Jamie, and Avery, and Eli and Charlotte. It's about those next generations that we want to have look back and say, you know, my grandparents, my parents, my friends and neighbors cared about my future, because they did the hard work that citizens have to do to make the community the best it can possibly be, and I'm proud that Visioneering is that platform. Now having said that, years ago, I had some consternation with Visioneering, because I thought the idea that you could design a community by a committee, you know, that old line that you start out to design a horse and you get a camel, but it's been hard, it's a slow process, but I think we've got some pretty great results. And the more people we can get involved, the more we can sing the praises and get people engaged in our community, the better. So I certainly will be supportive of an action today to be sure there's funding to move us forward. Thank you, Mr. Chair.”

**Chairman Parks** said, “Commissioner Welshimer.”

**Commissioner Welshimer** said, “Well, Jon, I'm going to support your request today, but I do want to express my concern. I don't think, I can see in some ways that we're doing the same things for the same results. GWEDC picks and chooses economic development projects and sometimes those are not exactly what we need at the time. Property tax funds are paid to your organization and they're paid to GWEDC as well, and I'd like to see some more broader results than what we get in

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our economic development efforts here. Much of our economic development money goes to limited places, an example, downtown redevelopment, and it just seems to pull away from the other areas. GWEDC is mostly centered on manufacturing, and between those two and downtown, and that's not really what our economy is lacking in right now. We need something different and we're into a situation where we seem to be unprepared. The county is a social service organization, an extension of the state, and we have those requirements, and we get more and more into the economic development. If we're going to do that, I want to see a broader application of it, rather than to have it so limited and going to certain places, having certain partners who seem to contain all of that. And I don't disagree with Commissioner Norton, however, I do understand that from those who went to Chattanooga that Chattanooga did some tremendous things for their city, but they did not do it with public money. And one of our problems here, for instance our downtown development, just is not going to go anywhere without the public money. And if downtown would create their own foundation, like Chattanooga did, then I think we'd be in business and we can move on. But, you know, I want to see some more, some different results and some different things done in the economic development area for my own satisfaction. Thank you."

**Mr. Rolph** said, "Thank you, Commissioner Welshimer. I would agree with that, one of the best challenges from Chattanooga was to think about challenging our foundations here to think more catalytic in the idea of having patient capital, it was very challenging for all of us on that trip to think about how we could do it here."

**Commissioner Welshimer** said, "Well I hope to see some changes, because I'll really give that consideration next year, for me, that's what I will be looking for."

**Mr. Rolph** said, "Well thank you very much."

**Commissioner Welshimer** said, "Thank you."

**Chairman Parks** said, "I had a lot of the same thoughts that Commissioner Welshimer did about openness and receiving public money. I still have some questions about the legislative things that are going on. And I wish I had actually had more time in the calendar year to have studied that. I guess with the budget money, if this is not spent by the end of the year, then that goes back to total general and then we start, correct me if I'm wrong on that, Mr. Manager..."

**Mr. Buchanan** said, "That's right."

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**Chairman Parks** said, "...it goes back into total general and then we look at cash carryover, the fund balances as a potential source, or something like that for the next year. But I just wish I had had more time in looking at this towards the end of the year. Hopefully next year it will be brought up a little bit quicker. I see that Commissioner Peterjohn has a comment."

**Commissioner Peterjohn** said, "Thank you, Mr. Chairman. I just wanted to check procedurally, when it comes back to the bench, I've got a few more comments, but I wasn't sure if you were going to open it up for the public or not."

**Chairman Parks** said, "Well, I am. Jon, if you have anybody else here from the public that would like to sing the praises of Visioneering, please have them come to the podium at this time."

**Mr. Rolph** said, "I think we probably were able to do it, would you guys agree? Thank you. And, I guess, just publicly, I'd like to thank one more time Teresa, and Tracee, and Jason and Judy all for taking the time to come here, and Suzie, to give up their time, and also to thank you, Commissioner Unruh, and Commissioner Welshimer, and Chairman Parks, and Commissioner Norton and Commissioner Peterjohn for your thoughtful consideration of this. We tried to do a lot with a little. We're going to keep trying to make this community better. Thank you. I'm still available for questions if you have any more. Thank you."

**Chairman Parks** said, "I know this is not a public hearing, but if anybody would like to approach the podium in the opposition to this, please do so at this time. I see several movements back there in the back. Please step to the podium, state your name and address. You'll have approximately five minutes to respond."

**Mr. John Todd**, 1559 Payne, Wichita, Kansas, greeted the Commissioners and said, "I suspect, you know, I love visions and I love downtown development and growth. Probably the problem that I have with most of what I see going on downtown, is that it always has to involve public subsidy. There's always a public incentive tied to it. I believe the question that needs to be asked today is, Visioneering, is your role one of steering people into, businesses into these incentive programs, is that how it works? Okay. I think that's pretty much all I have to say. I'm concerned about how public money is spent. Is it the role of government to use taxpayer money to seek out subsidies for downtown developers, things along this line? This has always been bothersome. And I didn't bring the pictures of my grandchildren, but economically, I can tell you that I too am concerned about the

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economic future for my children, as well as grandchildren, and I'm somewhat concerned about the economic legacy that we're leaving them. Thank you."

**Chairman Parks** said, "Anyone else wish to speak on this topic? Please come to the podium, state your name and address."

**Mr. Bob Weeks**, 2451 Regency Lakes Ct., Wichita, Kansas, greeted the Commissioners and said, "I'm here today to recommend that this body not give taxpayer funds to Visioneering Wichita. My reason for this is simple. Many of the items that Visioneering is in favor of require government spending. I talked with Mr. Rolph this week and he told me that Visioneering doesn't advocate for higher taxes. It seems to be true. But any government spending, at least by governmental bodies other than the federal government, requires taxation or borrowing, which is simply deferred taxation. For example, the items on Visioneering's Unified Legislative Agenda all involve funding from the state. Mr. Rolph told me, and I agree with his assessment, that we're in a battle with other parts of the state to see who gets funding and that we need to make sure that we in south central Kansas get our fair share. There's some truth in that. But I think the better battle we need to fight is to control state spending in all areas of our state, so that there's not this regional battle every year. The county is inclined to spend money on legislative matters, I might suggest that restoring funding for a contract lobbyist, that was about \$29,000, if I remember correctly, plus some expense money for Commissioners to spend some time at the statehouse might be a better expenditure. This is especially true this year as this Commission has proposed some important legislative initiatives that deserve advocacy in Topeka. In another area, Visioneering supports the planning effort for the revitalization of downtown Wichita. Now besides being an expenditure of taxpayer money to pay for that plan, it's certain that the ambitious plans for downtown will require a massive infusion of taxpayer funds. The sales tax used in Oklahoma City, for example, has been cited as something that should be of interest to Wichita, is the quote from one source there."

"So funding Visioneering with taxpayer funds, therefore, amounts to taxpayer funded lobbying for more government spending funded by taxation. This leads to a loss of economic freedom for the people of Wichita and Kansas. I'm reminded of the words of Milton Friedman, who wrote in his book Capitalism and Freedom that, 'Freedom in economic arrangements is itself a component of freedom broadly understood, so economic freedom is an end in itself. [In the second place], economic freedom is also an indispensable means towards the achievement of political freedom.' So, no, we don't need to do anything that encourages more government spending and taxation. If this Commission should decide to fund Visioneering, however, I make this suggestion. As a condition of funding, the county should require that Visioneering agree in writing that it, and its parent or affiliated organizations, meet the definition of a public agency as defined in Kansas statute 45-217(f)(1) and are, therefore, subject to the provisions of the Kansas Open Records Act and the

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Kansas Open Meetings Act. By doing this, citizens may then request documents without having to confront disagreements over the definition of what is and what is not a public agency. Thank you. I would be happy to answer a question if there is one.”

**Chairman Parks** said, “Have you ever asked Visioneering for any of these documents?”

**Mr. Weeks** said, “No, I have not.”

**Chairman Parks** said, “Okay. Thank you. That’s all I had. What’s the will of the Board?”

### MOTION

Commissioner Welshimer moved to approve 2009 funding.

Commissioner Norton seconded the motion.

**Chairman Parks** said, “We have a motion and a second, we have further discussion, Commissioner Peterjohn.”

**Commissioner Peterjohn** said, “Yes. I have participated in Visioneering at the very beginning, obviously not as a Commissioner. I’ve looked at the legislative agendas, and I’ve had some of the concerns as some of the folks who spoke here on this have. But I have some bigger concerns, in terms of the specificity and accountability of Visioneering. One of the problems I see with this, and I asked Mr. Rolph a number of questions, and some of these are questions I’ve posed to him in the past. How much money has been spent? Openness and transparency, and it’s one of the problems with Visioneering, it’s been rather general, and amorphous in some ways, because people participate.”

**Commissioner Peterjohn** continued, “But I’m not sure and I’m frankly uncomfortable if the only two public entities involved in helping fund this are the City of Wichita and Sedgwick County. I obviously would like more information before we proceed, but obviously we’re down to the end of the year. I have heard often many discussions, in terms of this public-private partnership model, and unfortunately, there are problems with accountability. We need accountability in the public sector and we need it, frankly, in the private sector, and that’s done by the profit mechanism. The vernacular for that among a lot of business people I’ve talked to, they say skin in the game, that’s not a phrase I’m totally comfortable with. But you have a feedback mechanism where if you make money, you’ve got positive feedback. If you don’t make money, you restructure and try again. We need that, and I agree very much with some of the objectives described here, in terms of income and job growth.

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“The problem I’ve got is we’re six years into a 20 year plan, and five year plans, and 10 year plans, 20 year plans, however the length, we should be somewhere 25, 30 percent of the way towards those objectives, specific objectives, if this is actually a process that’s meaningful. With the financial challenges that I’m concerned that we’re going to be facing, particularly for next year, I’d be comfortable with a slightly smaller amount. I like the idea, in terms of Mr. Weeks’ suggestion, in terms of more clarity and transparency, in terms of where the money is being spent, because I have asked some specific questions this morning to Mr. Rolph and I think he gave me the best information he had, but it wasn’t specific enough that I was comfortable with.

“So what I’d like to suggest, Mr. Chairman, is amending this motion to include that our agreement, in terms of providing any additional funding, and frankly, I’d be more comfortable with an amount that’s somewhat smaller, say \$40,000 or \$45,000 and a provision that our agreement, in terms of any future funding, that the funding would be open to disclosure just like the county’s checkbook’s online and you can get any information about Sedgwick County, and I think we need some assurance, in terms of that disclosure. If we don’t have that, I’m going to have some concerns about proceeding here today. So I’m going to suggest that as an amendment, Mr. Chairman, and I don’t know whether I’ll get a second or not, but I would like to see any of our funding here contingent upon an agreement where there would be disclosure by Visioneering, because they didn’t say whether they were just sort of an amorphous entity out there, not a (c)(3), not a (c)(4), just a community. And we’ve gotten into some problems with funding different organizations that even were (c)(3)s in the past and I think we need to be careful before we proceed today with the public trust for however amount of money, whether it’s a dollar, or \$50,000, or some other amount, and how we proceed.”

**Chairman Parks** said, “For the Clerk and I both, could you read your amendment on the motion?”

**Commissioner Peterjohn** said, “Well, I’ll move that we amend this proposal to require that they would provide disclosure as called for. I didn’t jot down the statute that Mr. Weeks cited, but they would have disclosure, in terms of their meetings and their financial records for this amount.”

**Chairman Parks** said, “For the total \$50,000 amount?”

**Commissioner Peterjohn** said, “For the total \$50,000.”

**Chairman Parks** said, “Okay. There’s been an amendment to the motion. Is there a second? Hearing none, it dies for lack of a second. Commissioner Welshimer.”

**Commissioner Welshimer** said, “Well one of the reasons that I don’t support reducing it this year is that we haven’t given them any notice. We haven’t worked with them. The reason I’m supporting

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it is that they have planned on this, and there are so many volunteers involved here, and these volunteers are dependent on this support. But I would say that over this next year, 2010, that we interact more with this group, and as you said, look over their disclosed reports and that way we have a better understanding of what it is we want to do in next year's budgets. But we haven't given them any warning, we haven't played any role with what they're doing, that I know of, but we have explained what our problems are. So that was my reason for not seconding your motion."

**Chairman Parks** said, "Okay. I will say that Mr. Rolph contacted me last week and again yesterday. I had asked him to be as specific as he could of where the money was going and I think he did a good job of that, telling us where the money is going. I just wanted everybody to know that, that I did ask him to be explicit and that's why it was a lengthy presentation, but we appreciated that. Or I appreciated that. I think that had we had this discussion in November, and then I was able to come back in and delve back into some of the things, I could have had more questions for Mr. Rolph to answer at that time. We're at a late date here and today brought up some questions for me. So my vote is going to reflect that, that I didn't get some of those questions answered that I needed to, just in general, not that I'm totally against these things. I like a lot of the programs that they're doing, the Young Professionals, the economic development, but there were some things that were brought up today that I don't feel comfortable supporting this expenditure. Commissioner Peterjohn,"

**Commissioner Peterjohn** said, "Well, I'm going to make a motion that we reduce this amount from \$50,000 to \$45,000. Because I have had discussions with this point with folks involved and Visioneering, and the accountability that I think should be there hasn't been, and some of the questions I have posed today are not totally new and we're going to be facing some very tough budget decisions and this is a priority that I have some concerns about, because I don't think with some of the other challenges we're facing financially, this motion may die for lack of a second, too, and I'm willing to accept that, but..."

**Chairman Parks** said, "This is to..."

**Commissioner Welshimer** said, "Did you say \$45,000?"

**Commissioner Peterjohn** said, "The \$45,000 instead of \$50,000."

**Commissioner Welshimer** said, "Would that make you..."

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**Chairman Parks** said, “No.”

**Commissioner Welshimer** said, “No?”

**Chairman Parks** said, “Well, I’ll make it, and if it dies for lack of a second, so be it.”

**Chairman Parks** said, “Make it for...we have an amendment to the motion. Do I hear a second for \$45,000? Hearing none, dies for lack of a second. Okay, let’s vote on the...if there’s no further discussion from anybody in the gallery or the Commission, let’s call the vote.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	No
Commissioner Welshimer	Aye
Chairman Parks	No

**Chairman Parks** said, “And hopefully we will have earlier dialogue next year. Thank you. We’ve been at this for a little over two hours. I need about a ten minute recess.”

**The Board of County Commissioners recessed at 11:06 a.m. and returned at 11:14 a.m.**

**Chairman Parks** said, “I call this meeting back to order. Next item. Please do. I can’t see over the top here to see the Clerk is not in the seat.”

**G. DIVISION OF COMMUNITY DEVELOPMENT.**

- 1. RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$40,000,000 PRINCIPAL AMOUNT OF TAXABLE INDUSTRIAL DEVELOPMENT REVENUE BONDS FOR HAWKER BEECHCRAFT CORPORATION (FORMERLY RAYTHEON AIRCRAFT COMPANY).**

**Ms. Irene Hart**, Director, Community Development, greeted the Commissioners and said, “Counties are allowed to issue Industrial Revenue Bonds (IRBs) for the purpose of paying the costs of constructing new facilities and purchasing machinery and equipment to be located in Sedgwick County. This is our 23rd consecutive annual issuance of Industrial Revenue Bonds to Hawker Beechcraft Corporation and their preceding corporations. The amount of bonds that we’re requesting to be issued are not to exceed \$40 million. The bonds are not the responsibility of the

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taxpayers of Sedgwick County but are backed by the corporation. You have been briefed by the Hawker Beechcraft CFO (Chief Financial Officer), Sid Anderson. Today with us in the audience we have Pam Bailey, who is Senior Counsel from Hawker Beechcraft; Lisa Hefner, Director of Tax; Winton Hinkle, the corporation's bond counsel and Joe Norton, our bond counsel. These have been reviewed by county bond counsel and I would like to give Ms. Bailey an opportunity to make some comments. Thank you."

### **VISUAL PRESENTATION**

**Ms. Pam Bailey**, Senior Counsel, Hawker Beechcraft Corporation, greeted the Commissioners and said, "Good morning."

**Chairman Parks** said, "Good morning."

**Ms. Bailey** said, "May it please the Commission, I have a very brief presentation that I wanted to make since we're here today to request the approval of these Industrial Revenue Bonds. I wanted to give you a little brief overview of 2009 with Hawker Beechcraft. As Irene said, our total request is up to \$40 million. We use the money that we receive to buy tooling and equipment and we also make some improvements to the facilities with this. In 2009, Hawker Beechcraft invested over \$400 million in research and development for new products. Here's a picture of some of our products, while not all of them, it does show our jet line and a couple of our turbo props. We also have a couple of piston aircraft that we sell and market."

**Ms. Bailey** continued, "For our 2009 business update for the Commissioners, our worldwide employment at Hawker Beechcraft is 7,000, and approximately 6,000 of those are here in Sedgwick County. More than 75 percent of our aircraft have been delivered to non-U.S. markets this year, so we're a large exporter for Sedgwick County and the State of Kansas. In 2009, our military trainer aircraft sales rose to \$507 million from \$338 million in 2008, which was a bright spot for us this year. We also introduced the King Air C90GTx, which is an enhanced model on our C90 product, which has been a popular model for our customers. We also have a taxiway extension that we did this summer. I think it was completed the end of August or first of September. You're probably familiar with the FlightSafety Maintenance Training Center that has been built on Greenwich between Central and 13th. We built an extension over of our runway so that they could have aircraft over there for the maintenance facility. Likewise, just being involved with the community, we're working with Wichita State [University] to form a local coalition to focus on increased industrial recycling."

"Just so that you are aware, Hawker Beechcraft does give back to the community. We had approximately \$1 million in donations this year out of our charitable fund. Also, more importantly, the 6,000 folks that work at Hawker Beechcraft here in Sedgwick County provide thousands of

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hours of volunteer service to the community. We participate in various ways; we're very pleased to show that our United Way program was very successful in a down economic time. I believe we were number two this year in the county on our contributions. We're very pleased with that. If you don't have any questions, I don't have anything further to say. I do appreciate the opportunity to appear before you and I thank you for the consideration of our request."

**Chairman Parks** said, "Are there any questions of Hawker Beechcraft of the Commission? Seeing none, I know this is not a public hearing, but I would like to invite anybody else that has any comment on this to approach the podium at this time. I do see some movement... we have a little on deck circle there behind the podium if you want to go in that, also. Please state your name and your address."

**Mr. Max Weddle**, 862 S. Zelta Ct., Wichita, Kansas, greeted the Commissioners and said, "For 45 years I lived at Hawker Beechcraft. I just had one question. In the Agenda item, it talked about \$1,648,884.16 going to Saline County, and I just wanted to know what the status of the in-draw from Salina is in the whole picture of this?"

**Chairman Parks** said, "Is that your only question, Mr. Weddle?"

**Mr. Weddle** said, "Yes."

**Chairman Parks** said, "If it is, thank you and you can be seated. I can refer that back to Hawker Beechcraft. Go ahead and answer that now if you will."

**Ms. Bailey** said, "Yes. There has been some publicity recently that we will be leaving our Salina facility within the next couple of years. There is a plan to do that, and some of that work will indeed move here to Sedgwick County, some of it will not. I don't know if that, Max, specifically answers your question or not."

**Mr. Weddle** said, "Will there still be a presence in Salina?"

**Ms. Bailey** said, "There will not be at some point in time."

**Mr. Weddle** said, "So it's totally going to go away?"

**Ms. Bailey** said, "It will at some point in time, yes."

**Mr. Weddle** said, "It was a nice flight back and forth."

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**Ms. Bailey** said, "Yeah."

**Chairman Parks** said, "I guess I would ask Legal at this point, being that that statement is in this document, is there anything that would do the closure at Salina affect this document then?"

**Mr. Euson** said, "Not that I'm aware of, sir."

**Chairman Parks** said, "Okay. You said that some of, I do have another question for you if you wouldn't mind coming back to the podium, you said some of that work would come to Wichita, would there be some work going somewhere else on that?"

**Ms. Bailey** said, "I don't know the answer to the question, frankly. I think we're looking at where the work should go and where the most efficient place to send that work is. But yes, some of it, as I understand it, is to come here to Wichita."

**Chairman Parks** said, "Okay. Thank you. Anybody else want to speak to that? Please come to the podium, state your name and address."

**Ms. Debbie Shepard**, 451 S. 3rd, Clearwater, Kansas, greeted the Commissioners and said, "I'm here representing organized labor and we just have had discussions over this; he kind of touched upon that actual issue we're coming on. Our concerns are with outsourcing, and in former IRB issues to other companies, and perhaps yours then, a lot of the jobs have been outsourced. So we're hoping that this Industrial Revenue Bond issue to purchase equipment will also retain jobs here in Wichita. So we were hoping, like the jobs from Salina, those that are coming here, would be great and if the others are going out of the country, then we are concerned. Thank you."

**Chairman Parks** said, "Okay. Thank you."

**Ms. Bailey** said, "Just to speak to that for a moment. We do appreciate our workforce, whether they're organized or not part of our bargaining unit. I don't think any of these funds are going to be used anywhere except here in Sedgwick County, except for the \$1.7 that will be used in Salina. And, yes, indeed we do have 6,000 employees here in Sedgwick County and we hope to maintain that employee base."

**Chairman Parks** said, "I think that was the answer, in fact, that a lot of us were wanting at this point. Thank you. Commissioner Welshimer."

**Commissioner Welshimer** said, "You said 6,000?"

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**Ms. Bailey** said, "Approximately."

**Commissioner Welshimer** said, "I think I talked to someone from your group that said you had 7,000 remaining employees."

**Ms. Bailey** said, "Approximately 6,000 is the number that we have. 7,000 worldwide, approximately 6,000 here in Sedgwick County. I'm sorry, yeah, Sedgwick County."

**Commissioner Welshimer** said, "Okay."

**Ms. Bailey** said, "We only have a few hundred folks in Salina, as I recall."

**Chairman Parks** said, "Okay. Do you have anyone else from your company that would like to speak?"

**Ms. Bailey** said, "I don't believe so."

**Chairman Parks** said, "Okay. Anybody else in the gallery that wishes to speak to this item? Any other comments from the Commission? Do we have a motion?"

**MOTION**

Commissioner Unruh moved to adopt the Resolution.

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Ms. Bailey** said, "Thank you."

**Chairman Parks** said, "Thank you."

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**2. PRESENTATION OF SEDGWICK COUNTY WASTE CHARACTERIZATION STUDY.**

**VISUAL PRESENTATION**

**Ms. Susan Erlenwein**, Director, Environmental Resources, greeted the Commissioners and said, “I’m here today to discuss the Waste Characterization Study performed by my department over the past year. It’s kind of a polite way of saying picking through other people’s trash. We did this because the Kansas Department of Health and Environment (KDHE) had us do our 10 Year Solid Waste Plan Update in 2008, and part of that plan update, the KDHE required that we address waste minimization issues. So we looked at how we could minimize the waste and we started that study back in the fall of 2008. The committee really wanted to say, do the study and see what we can do for the future by knowing what’s in our trash.”

**Ms. Erlenwein** continued, “The County Commission adopted this in the Solid Waste Plan Update in 2008, and they requested that my department do a seasonal waste analysis and the best way to do a waste analysis is by seasons because they do vary over time and what people threw away. And the results will be used to determine future recycling efforts in our community and determine how to handle grass clippings, and I’ll talk about that in the presentation after this one. To do the study, we used the two transfer stations that receive municipal solid waste, which again is a nice way of saying trash. The map shows two dots on it where the privately owned transfer station facilities are located. Starting at the red dot up north is Waste Connections transfer station at 37th Street North, just west of West Street and south of K-96. This shows the exterior of the building, the large doors are where the trucks go into the building to dump the trash. This is the interior view of that facility. You can see the trucks back into the facility and dump the trash on a concrete floor.

“This is the south transfer station located at 55th Street South, just east of Hoover, and this is owned by Waste Disposal, Inc., and here you can see inside the facility a truck depositing the trash on the concrete floor. When we started this study, it was in November of 2008, and then followed seasonally after that. We looked at what days of the week we would be out there and we collected trash Monday through Friday, because that’s when the majority of the commercial operators used the transfer facilities. The weekends are mainly residential customers off loading by hand. And we surveyed the transfer stations prior to the study to determine how much of the trash came from commercial, which is business and industrial production, and how much came from residential. Right now it’s 50 percent from each, so we wanted to collect trash that represented 50 percent commercial, 50 percent residential generation.

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“From our national studies, we looked at how much trash we should collect and that turned into eight trucks a day at the north transfer station, six trucks a day from the south transfer station and that ratio is because Waste Connections receives more trash per day than Waste Disposal, Inc. The national studies show that about 200 pounds per truck is a good representation, so we aimed for that and our actual weight was 201.8 pounds throughout the year. So I think Joe Renfro on my staff did a very good job of selecting the way, he got very good at it as time went on, as how much is 200 pounds. We sorted this trash into 22 different categories. The major categories, you can see here are: paper, yard waste, plastics, food waste, et cetera. Some of these had subcategories as well. For example, paper was divided into newspaper, magazines, office grade paper and then other paper. The ‘other’ category is what you see on this list, like disposable diapers, electronics, batteries, things that did not fit neatly into the other categories. We started the pick at 7 a.m. in the morning and you can see here we’re back at the north transfer station. We spent one week at the north transfer station, took a week off and then a week at the south transfer station. So we did this four times throughout the year.”

“The base there, you can see the one on the left is where the residential customers would enter and offload by hand. This is the sort of material that they’re offloading. It’s mainly bulky material. We did not want to sort through this because it’s not a good representation of the average trash that we produce, although we did find some bulky items in the normal trash trucks. This is the normal trash that’s produced. Truck comes in and dumps it on the floor, and you can see here a good view of typical trash. If you look at this photo, you might see one typical item that sticks out, at least when I look at it; I see corrugated cardboard as one of the main objects in this trash group. Or here, obviously, what you see is a lot of plastic in this dumping of trash. You can also see cardboard in the background. This is our sort area in the north transfer station. An idea of the containers, we had them well labeled and there’s a table in the picture, on the kind of southeast portion of this photo, lower right, and this is where we actually did the sorting. This is where we did the sorting at the south transfer station. We weren’t quite as fortunate. We had to do it outside at this transfer station. Wind became a problem at times, and that’s why we put that blue tarp up to help slow down the wind.

“So this is what we were looking for, typical trash that people throw away and determine what percentage of the different items are thrown away. Here’s Joe Renfro on my staff who’s out there sorting through the trash, picking it up and putting it in the truck that would then be taken to our sorting area. Now, besides all of my staff, and I really appreciate all of my staff’s hard work on this project, because it’s no fun going out there and doing this, we also hired Chisholm Life Skills School, and the students got life skill education in doing this work. The students got to learn how to work with other people, take direction, and they also learned a lot about our society from doing this pick. Each of us would grab a bag, we’d go out to the tables, we would cut the bag open, we would not just stick your hand into a bag in case there’s sharp material in that bag, and we would then pull the material out and sort it as to categories. As you can see in this picture, you have some plastic,

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aluminum cans, some paper products, so we would go through that. You know, every bag had a surprise as we went through this, and associated odors to go with it. This didn't smell very good when you open a bag of cigarette butts. This bag had a lot of brown bottles in it, this smelled a bit better than the previous bag. And then it looks like someone was cleaning out their office desk, and you get a lot of metal in something like this, and their water container and Post-it Notes. And here we have food waste. Now this was in February, and this is an entire uncooked turkey that we had. And here's, still in February, was an entire cooked turkey that we found. There was a lot of food waste, and you can see some of it wasn't touched, so we were amazed at the amount of food waste that was coming in through the trash."

**Ms. Erlenwein** continued, "And then, unfortunately, you have, these are valentine teddy bears. Some stores, after a holiday, simply throw away the items that were not sold. So these were brand-new teddy bears that were thrown away. And here's other valentine items still in the original package that was thrown away, so obviously we found this on a commercial load. You got to be careful what you buy people. Some people have a hard time turning 40 and someone threw away this entire turn 40 gift with ceramic cup and everything in it. They also received a wonderful bouquet of 40 cookies that they threw all of the cookies away. So know what you're doing before you buy something because the person may not want it. This was actually medical waste with some blood in it. And when we come across something like this, we do not sort through it, due to our health and safety issues.

"So what do we do after we put all of this in the 22 containers? Well, we line it up, weigh it, so we know the weight of the trash from the different containers. We had a tare weight from the container that we would subtract out. After we'd weigh it, the material went back into the pickup truck, back to the transfer station, and then once we were ready, we took the next truck that randomly came through the gate. So it was a random selection of the truck based on our timing going through the trash. What did we find after all of this? Well, residential trash, you can see the pie chart showing what we collected, and on the residential side, the largest component was yard waste at 31 percent. That's in the yellow part of this pie chart. On the upper right, you can see paper at 21.8 percent, food waste 11.8 percent. So those were the three main categories on residential waste. Commercial looks quite different. On the commercial side, paper was 36.9 percent, plastic 19.5 percent, and although construction and demolition (C & D) material's banned from the transfer stations, and it's the commercially produced material that is banned, you still have people who throw other material in with the construction and demolition and contaminate it, and it cannot then go to the C & D landfills, it has to go to the transfer station. So you can see we can still have 14.6 percent of that material ending up at our transfer stations. We need to do better in that category of commercial production of C & D material.

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“Here you have the combined chart of residential and commercial, so this shows what our entire community is producing in trash. The number one item is paper at 29.2 percent. You can see here that yard waste is 17.1 percent, plastic 14.3 percent. Another way of looking at this is, how does this compare seasonally, since we did this seasonally? Yard waste, third bar chart from the right, you could see the red bar is fall when we started it, the green bar is winter, drastically dropped off, it’s just something you would expect. Then the spring and summer, it’s high again and the yellow bar is the average throughout the year. So, some of them you can see seasonal differences, the most outstanding, obviously, is yard waste. And even in paper, though, we had more production of paper in the fall and winter and then it cut down in the spring and summer.”

“Now how does this compare to what we did 10 years ago when we did a waste analysis in 1997/98? That is red on this bar chart, the one we just did is blue and the national average from some numbers we’ve received in 2007 is in green. So you can see our community is below the national average on paper. What stands out is the construction and demolition bar fourth from the right on this bar chart. Ten years ago, look how much construction and demolition we were throwing away at Brooks Landfill, huge amount. From the study 10 years ago, from the committee recommendations, from what the County Commissioners did, we banned commercially produced C & D material. It then went to new C & D landfills, which are cheaper to build and handles the material better and is a cheaper disposal cost for the commercial industry. That really drove our production down from 10 years ago and we’re more in line with the national average now.

“What does this mean, overall, comparing pounds per person per day? Looking at the census numbers back in 1998, you take 365 days a year, so our population and the amount thrown away, as a community, we were producing almost 7 pounds of trash per person per day. Today, 2008, we’re producing 5.2 basically pounds per person per day. So we are reducing the amount of trash going to the transfer stations in our community. So what do we do with this information after the study? Well the report, the Sedgwick County Waste Characterization Study, has been given to the recycling industries in our community. They have the numbers. They can work with this on their business in how they promote this to their customers, maybe there are some customers out there that they can address better and cut down on the waste. Also, this report is now on our Sedgwick County website, [www.sedgwickcounty.org](http://www.sedgwickcounty.org), so the community can go look at this. Curbside recycling program development, we worked with the recycling industries before we did the study to determine what categories they needed more information on, and we based the study on that, so this will help them in developing recycling programs and hopefully encourage them to do future recycling efforts in our community. I would like to have you receive and file this report and I would be happy to answer any questions.”

### **MOTION**

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Commissioner Welshimer moved to receive and file.

Commissioner Peterjohn seconded the motion.

**Chairman Parks** said, "We have a motion and several seconds to receive and file. Commissioner Peterjohn."

**Commissioner Peterjohn** said, "Well, I was going to make that motion."

**Chairman Parks** said, "Okay. I do have some questions."

**Ms. Erlenwein** said, "Yes, sir."

**Chairman Parks** said, "On the grab, as you call it, the people in the business anyway, you had some medical waste, were you able to identify where that came from?"

**Ms. Erlenwein** said, "No, sir. The medical waste could be from a nursing home, it was not necessarily what most people might think of as a doctor's office or a hospital, a lot of this medical waste we received we think were from nursing homes."

**Chairman Parks** said, "Well, we certainly through this avenue, or some other avenue of communication, they have available to them red bio [hazard] bags and you didn't find any of those in that?"

**Ms. Erlenwein** said, "No, we never saw a red bio bag."

**Chairman Parks** said, "Okay. Medical places are supposed to put those in a, like I said, it's just a little educational thing there."

**Ms. Erlenwein** said, "That's true. And we have received calls from transfer stations in the past that have said, we have received medical waste in red bags, and we've gone out to investigate that, and try to track that down, and then the facility that generated that waste is called and they come and collect it and handle it properly."

**Chairman Parks** said, "Okay. On one of the slides, did I see a dog or cat in there?"

**Ms. Erlenwein** said, "No, you did not."

**Chairman Parks** said, "Okay, I thought maybe there was a deceased animal there."

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**Ms. Erlenwein** said, "I can say we did find some deceased animals. We did not bother showing you pictures of that."

**Chairman Parks** said, "Okay. And those shouldn't be disposed of in that way either, right?"

**Ms. Erlenwein** said, "Actually, legally they can go to a landfill."

**Chairman Parks** said, "Oh, okay. I'm going to be in favor of this proposal to postpone the ban on the grass clippings. The City of Wichita has some things in the works, although we don't know exactly what is going on there, we do know that there is something in the works from a..."

**Ms. Erlenwein** said, "Right."

**Chairman Parks** said, "...staff meeting that we had yesterday a little bit. And I certainly wouldn't want to do anything to limit or put more regulations on people until the cities have a chance to chime in on this, because that's, quite frankly, 93 percent of the load are from the cities."

**Ms. Erlenwein** said, "Right, and I have a quick presentation on that after this item."

**Chairman Parks** said, "Okay. And if the trash truck picks up here, do they have to dispose of it here, or can they dispose of it in Hutchinson or other places?"

**Ms. Erlenwein** said, "We do not restrict collection here to go to our transfer stations. Those obviously are the closest facilities, but if the trash hauler wants to spend the time driving to another facility, they can do that."

**Chairman Parks** said, "Okay. Do you want to make your other presentation now or is that later?"

**Ms. Erlenwein** said, "If you can receive and file this one first, then I will make the next one."

**Chairman Parks** said, "Okay. Commissioner Unruh."

**Commissioner Unruh** said, "Thank you, Mr. Chairman. Susan, first of all, I just want to commend and thank you and your team, your staff, for going through that somewhat unpleasant task of..."

**Ms. Erlenwein** said, "Thank you."

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**Commissioner Unruh** said, "...counting the trash. It's difficult to know where we are if someone doesn't do that. We have to have the facts and data. So express our appreciation for going through that process."

**Ms. Erlenwein** said, "Thank you. I will do that."

**Commissioner Unruh** said, "A question I had though, on the reduction and the per capita waste, the poundage looked like it went down just over a pound and a half, is that also considering C & D weight or is that just strictly residential?"

**Ms. Erlenwein** said, "That's considering everything that was thrown away ten years ago which would have included C & D, so since it's banned, that helped this number go down, but recent recycling efforts have also helped that number go down."

**Commissioner Unruh** said, "Okay. Well, recycling is important. It appeared to me that in residential waste that about 65 percent of it is easily recyclable material between yard waste and the paper and what was the other category, food I think?"

**Ms. Erlenwein** said, "Food."

**Commissioner Unruh** said, "Those are things we could really reduce our disposal problems in Sedgwick County."

**Ms. Erlenwein** said, "That's true."

**Commissioner Unruh** said, "Anyway, appreciate your presentation. Thank you."

**Ms. Erlenwein** said, "Thank you."

**Chairman Parks** said, "And in that vein of food waste, that is something that could go on a compost pile with grass clippings."

**Ms. Erlenwein** said, "Depending on the type of food waste, yes. You don't like to put meats in there, but all of the vegetable material, absolutely."

**Chairman Parks** said, "Okay. Seeing no further discussion, call the vote."

**VOTE**

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Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

### 3. MANAGEMENT OF GRASS CLIPPINGS.

#### VISUAL PRESENTATION

**Ms. Erlenwein** said, “The 10 Year Solid Waste Plan addressed many issues, and one of those was management of grass clippings, and part of that was a part of waste minimization. There were other things to do with grass clippings besides take them to the transfer station and the landfill. These grass clippings can go to a compost area, or be mulch mode, so it’s better management. The final landfill has a longer life expectancy than without this material. So, some people say, well, this sounds very new, but it’s not. You’re looking at the map of the United States; all of the states in green have a statewide ban of yard waste of some sort. Not all of these bans are identical, some of them is all yard waste cannot go to the municipal solid waste landfill, some of them say only leaves and grass, or maybe it’s just grass clippings. It varies from state to state, but all of these states have a statewide ban on taking yard waste to a municipal solid waste disposal facility.

“Looking at the study we did 10 years ago, you just saw this pie chart, but I have highlighted on the lower left of this pie chart, in yellow, the yard waste from 10 years ago was 12.5 percent. The study we just completed, the yard waste is 17.1 percent. So you can see percentage wise of all of the waste that number has gone up. Quarterly comparisons, again, we just saw this in the waste study, but seasonally yard waste varies quite a bit, especially in the wintertime. And again on local and national comparisons, the blue chart is our recent study, the red is the 10 years ago study and the green bar is the national study. So you can see we’re above the national levels on yard waste.

“Looking at what composes the yard waste, 10 years ago we just had grass clippings versus other yard waste, this time we broke it up into grass, leaves and other yard waste. So other yard waste could be roots, plants that were pulled out by the root, branches, that material. Grass clippings 10 years ago, 5.6 percent; grass clippings now, 7.1 percent of the total waste. It has been asked about, with no construction and demolition, since we banned C & D, obviously, that’s going to change our percentages this time around. So if you remove the construction and demolition category from both 10 years ago and the study we just performed, you can see the numbers are different; grass clippings 6.4 percent 10 years ago, 8.6 percent this time. Still went up, but not as drastic of an appearance when you take out the C & D. In fact, without C & D, this bar chart shows 10 years ago and today what it looks like. Nationally, C & D normally doesn’t go to a municipal solid waste disposal facility, but we didn’t have comparisons from the past and present for national numbers.”

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**Ms. Erlenwein** continued, “If we were to ban grass clippings from going to a municipal solid waste disposal facility, what are the peoples’ options? Well, they could mulch mow, which is simply cutting the grass and letting the grass clippings fall. This adds nutrients back to the lawn and it really helps, it saves time and it saves money because you’re not paying money to buy bags to put this material in. Or people could compost it at their home, if have you a lot of grass, though, that could lead to a huge compost area. Or people could self-haul their grass clippings to a compost facility, or pay extra for curbside collection. In talking to people in the business, they said that would be about \$10 a month, depending on the cost at the compost facility for disposal. But we have limited options for compost facilities in our community. Some of the small cities have programs, Haysville, for example, has a compost site that residents can bring yard waste for free and then pick up compost material. Other cities do as well. And Brooks Landfill has a compost area, but that’s mainly a convenience for when the construction and demolition material comes in, if there is yard waste combined, that is pulled out and taken to the compost facility. There is a facility at about 53rd Street northwest of Broadway called Evergreen [Recycle, LLC] they also take material from the public.

“And the Solid Waste [Management] Committee, in their November meeting, reviewed this and looked at what should we do about grass clippings? And the reason we’re talking about this now is our 10 year plan wanted to address this issue after the waste analysis was performed, but set a deadline of let’s make a decision on grass clippings prior to January 1, 2010. So we just finished the waste analysis, we’re before that date and the committee said, waste minimization is important to us, it lengthens the life of a final landfill, there is better ways to manage the grass than just throwing it in the trash, and they recommend that we ban the material. I appreciate the committee’s hard work on this and some of the committee members are here today. In fact, Nicki Soice, the Chairperson of the committee is here and some of the other committee members. I looked at this and say, well, grass is an important issue, but the Solid Waste Plan Update in 2008 also had other waste minimization characteristics in it. I would propose postponing the grass ban, and that’s because one of those waste minimization issues that we have in our 10 year update.

“We had requested cities to look at contracting for trash collection, add curbside recycling and add volume-based trash rates to their city. The City of Derby has actually done this, and they started this program on December 1st. In fact, over 80 percent of the Derby residents have signed up for curbside recycling through their franchise agreement. The volume-based rates is like paying your water bill or your electric bill; the more trash you dispose of, the more you pay. Derby has offered two different container sizes for trash. Volume-based trash rates can influence the amount of grass

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people throw away. If you have to pay more for the extra material, that in itself is an incentive not to produce the material.”

“So I would propose watching the City of Derby, and other cities, as they implement volume-based trash rates. Look at the results of the set-out rate of grass clippings and come back to this issue in the future after we have a better understanding of how volume-based trash rates affects the grass set-out rate. That’s the staff recommendation and I would be happy to answer any questions.”

**MOTION**

Chairman Parks moved to postpone the disposal ban on grass clippings and base future decisions on the impact of volume-based trash rates.

Commissioner Welshimer seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “You did a very good job on that.”

**Ms. Erlenwein** said, “Great. Thank you very much for your time.”

**Chairman Parks** said, “Thank you and thank the committee for their volunteerism in this.”

**Ms. Erlenwein** said, “I will. Thank you.”

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**H. RESCIND MOTION MADE JULY 15<sup>TH</sup>, 2009 DURING A REGULAR BOARD OF COUNTY COMMISSION MEETING TO ALLOW THE HERITAGE DEVELOPMENT GROUP TO PROMOTE THE KANSAS COLISEUM**

**Commissioner Peterjohn excused himself from the Board of County Commissioners Meeting at 11:51 a.m.**

**Ms. Charlene Stevens**, Assistant County Manager, greeted the Commissioners and said, “The item before you today would simply rescind the action that was taken at your July 15, 2009, meeting during which the Board of County Commissioners agreed to allow the Heritage Development Group to promote the Kansas Coliseum for livestock, rodeo and/or equine events for a term of seven months. During that term, Heritage Development Group would be allowed to represent the Kansas Coliseum, but not bind the county in any way, and Heritage Development Group would report monthly on their progress and finalize their report within 10 working days of the completion of the seven month period. The recommended action before you is to rescind that action, which would then take away the ability of Heritage Development Group to promote the Kansas Coliseum for events. I would be happy to answer any questions that you have.”

**MOTION**

Chairman Parks moved to rescind the motion made July 15, 2009, to allow the Heritage Development Group to promote the Kansas Coliseum.

Commissioner Welshimer seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Absent
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “Thank you.”

**Ms. Stevens** said, “Thank you.”

**Commissioner Norton** said, “Yeah, yeah.”

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**Chairman Parks** said, "You had a question for Ms. Stevens?"

**Ms. Stevens** said, "Sorry about that."

**Commissioner Norton** said, "We still haven't dealt with the RFPs (request for proposals), which the Heritage Group still has an RFP out, that doesn't change anything with the submittal of the RFP..."

**Ms. Stevens** said, "Correct."

**Commissioner Norton** said, "...with their recommendation?"

**Ms. Stevens** said, "Correct. These are two separate items. The RFP is a separate process, a separate item. The RFPs from both Heritage Development Group and NORAM (North American Management-Kansas, LLC) are still valid, I believe. They were submitted and they were valid for 6 months, and based on the date of submittal, I believe they are valid until the end of February. This action does not affect those RFPs in any way."

**Commissioner Norton** said, "Okay. And we'll still deal with those at some point in the future?"

**Commissioner Peterjohn** returned to the Board of County Commissioners Meeting at 11:53 a.m.

**Ms. Stevens** said, "There is a meeting set up with the committee to review those, I believe January 12th."

**Commissioner Norton** said, "Okay. And just for the record, originally I voted for this, but I had some extreme consternation of why we move forward on that. And I just wanted to be sure that we had that discussion, because at the time, I had a little uneasy feeling that we were moving along on something maybe we shouldn't, and it's kind of panned out that way. But I'm for cutting the ties on that, moving ahead with the RFP and not having those two things running parallel at the same time. But I did have some extreme questions when we had that discussion back in July. That's all I had, Mr. Chair."

**Chairman Parks** said, "Thank you."

**Ms. Stevens** said, "Thank you."

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**I. APPROVAL OF A SPONSOR AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS AND WICHITA FESTIVALS, INC., FOR PARTICIPATION IN THE 2010 RIVER FESTIVAL.**

**Mr. Ron Holt**, Assistant County Manager, greeted the Commissioners and said, "As you all know, the Wichita River Festival is a nationally acclaimed event. It's the largest special event in Kansas. Each year it brings in more than 300,000 festival goers to our community; it's been research shown that about 15 percent of those participants are from outside of our county. Commissioners, this request is for a sponsorship agreement for \$25,000 for the 2010 Wichita River Festival general sponsorship and I would ask you that approve the agreement and authorize the Chairman to sign. I'd be happy to answer any questions that you might have."

**Chairman Parks** said, "I believe we've had some...what's the will of the Board? Let's go ahead and get a motion and a second first."

**MOTION**

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

Commissioner Unruh seconded the motion.

**Chairman Parks** said, "Okay. We've had a motion and a second on that. We have had some discussion, I believe all of us have had one-on-one discussions with the festivals, and with the 2010 budget being pretty tight, they can certainly take this money and use it during 2010, but we cannot do that with our budget authority and the carryover policies that the state has set down for us for auditing. So, this should be placed in their savings, or whatever they can do with it and, I guess, deal with that money as it has been appropriated. Commissioner Peterjohn."

**Commissioner Peterjohn** said, "And just for the record, I believe, Mr. Holt, this is coming out of the Board of Commissioners contingency fund?"

**Mr. Holt** said, "That's correct, Commissioner."

**Commissioner Peterjohn** said, "Thank you."

**Chairman Parks** said, "Okay. Seeing no further discussion, call the vote."

**VOTE**

Commissioner Unruh

Aye

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Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Mr. Holt** said, "Thank you."

**J. DIVISION OF HUMAN SERVICES.**

**1. CONTRACT WITH THE CITY OF WICHITA TO PROVIDE "HOUSING FIRST" APARTMENTS.**

**Ms. Deborah Donaldson**, Division Director, Human Services, greeted the Commissioners and said, "This first contract is with the City of Wichita to provide Housing First apartments. This is the aspect of a plan that was put together by the Task Force to End Chronic Homelessness that was appointed by the city and county, and this particular aspect was to deal with that population which is perhaps the most difficult to deal with and does not respond to other programs. These are individuals who have a disabling condition, and have been homeless for a year, or have had four episodes of homelessness in the last three years. The amount of the contract is \$191,368; that is half of the amount; the city provides the other half. This is a program that is recognized as a best practice by the Substance Abuse and Mental Health Services Administration better known as SAMHSA, and has been proven to be an effective and a less costly alternative for housing chronically homeless individuals. Just a couple of examples of our third quarter outcomes; there was an 86 percent reduction in arrests and an 80 percent reduction in emergency room use for psychiatric reasons. We are currently gathering the outcomes for the fourth quarter and looking forward to those. I would be glad to answer any questions and I would recommend your approval."

**Chairman Parks** said, "What's the will of the Board?"

**MOTION**

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

Chairman Parks seconded the motion.

**Chairman Parks** said, "Discussion, Commissioner Peterjohn."

**Commissioner Peterjohn** said, "Thank you. Ms. Donaldson, from looking at the backup material, it looks like we would be spending a little over \$181,000 a year for 32 units, is that correct?"

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**Ms. Donaldson** said, "That is correct."

**Commissioner Peterjohn** said, "And so, by my math, we're looking at a little bit over \$450, \$460 a month in rent for these units, and I was interested, in light of the fact we've got a number of Section 8 houses in some of the other subsidized housing that's significantly less and that amount per unit, per month seemed a little bit high on my scheme of things, but it's been a long time since I have been a renter."

**Ms. Donaldson** said, "They range, in terms of the apartments that you can negotiate with the landlords. We work with 27 different landlords, or apartment complexes, and so it depends on what's available. We do set aside some money for things like if there is any damage, we will take care of that on any of the apartments, that type of thing, but it's right in that range."

**Commissioner Peterjohn** said, "Thank you, Mr. Chairman."

**Chairman Parks** said, "Commissioner Norton."

**Commissioner Norton** said, "I'm going to be supportive, one of the things that Housing First has done is stabilize people so they can get services. It's kind of a reverse of what we have always done in the past, which wasn't working very well, which is try to find them under bridges, and wherever they are at, and give them some services and then not be able to find them the next time that we try to deliver. So you get them stabilized into housing, wraparound services, and we're already starting to see through the pipeline, people getting jobs, getting connected to their veteran services, their SRS (Social and Rehabilitation Services), their social security, and in some cases, jobs. So that they have the ability to then take care of their own housing and be stabilized. Is that a fair statement, Deb?"

**Ms. Donaldson** said, "That is, and one individual I was told about was a veteran in his fifties, he had been homeless for three years. He was drinking every day. He didn't have a job. He wasn't in any kind of treatment. He has now quit drinking and using drugs. He is employed part-time by his landlord, so that tells you what kind of confidence they have and feel comfortable with him. He has been going to AA (Alcoholics Anonymous) meetings regularly and initiating treatment. Those are great results. And this is somebody that was on the street for three years and not open to anything."

**Commissioner Norton** said, "That's all I have Mr. Chair."

**Chairman Parks** said, "Okay. Seeing no further discussion, call the vote."

**VOTE**

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Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “Commissioner Norton.”

**Commissioner Norton** said, “I have no other questions of Deb, but I was just thinking, we’ve taken awhile here, and the people from KPTS (Kansas Public Telecommunications Service, Inc.) have been here the whole time. Michele has already had to leave and I thought maybe if we took Item M and moved it up real quick and accommodated them, because they’ve waited patiently through our whole Agenda. All of the other items, I think, coming up are our own staff...”

**Ms. Donaldson** said, “Perry is here from nonprofit.”

**Commissioner Norton** said, “...maybe we could hit KPTS and Perry and then get the folks in the audience out of here. Maybe take Nonprofit [Chamber of Service] and then come back and catch KPTS?”

**Chairman Parks** said, “Make that a motion.”

**MOTION**

Commissioner Norton moved to amend the Agenda and take Item M after Item J-2.

Commissioner Peterjohn seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye

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Chairman Parks

Aye

**Chairman Parks** said, "Thank you."

**2. AGREEMENT TO SUPPORT THE NONPROFIT CHAMBER OF SERVICES OF SEDGWICK COUNTY IN ITS MISSION TO IMPROVE THE CAPACITY OF SEDGWICK COUNTY NONPROFIT AGENCIES.**

**Ms. Donaldson** said, "This is the contract with the Nonprofit Chamber of Service, it's for \$35,000 and they focus on capacity for nonprofits, they've done some great things with night school, survival for executive directors. They've done financial training for board members, and staff and executive directors. They have a whole range; I think every day I get some activity that they are providing, or helping nonprofits with. They have approximately 200 members, and their retention is over 90 percent, which is incredible considering the current economic times. That tells you how valuable the nonprofits view this particular organization. As mentioned already, Perry is in the audience, and we would be glad to answer any questions. I'd recommend your approval."

**MOTION**

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

Commissioner Welshimer seconded the motion.

**Chairman Parks** said, "There's a motion and a second, I do have a little bit of discussion that I just want to say, for next year, if we can tie this in with the Nonprofit Chamber and how much that might have saved the taxpayers and show us the return on our \$35,000 next year, I'm going to be looking at that in this next 12 months or so. And we have a motion and a second, seeing no further discussion, call the vote."

**VOTE**

Commissioner Unruh

Aye

Commissioner Norton

Aye

Commissioner Peterjohn

Aye

Commissioner Welshimer

Aye

Chairman Parks

Aye

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**Ms. Donaldson** said, "Thank you."

### **M. KPTS 2010 CONTRACT.**

**Ms. Kristi Zukovich**, Director, Communications, greeted the Commissioners and said, "This morning I bring to you the annual KPTS contract, this allows you, Commissioners, the opportunity to take local government into our citizens' homes. And, of course, as you know, on next week, on Tuesday, we will actually interrupt the normal broadcasting for our youngest viewers and actually give them an opportunity to see local government in action. So, we might say that this is their first government lesson, at a very early age, when they get to miss their Barney and Elmo and get to see our County Commission meeting. We have had a relationship with KPTS since 1985 to provide televised County Commission meetings, and this is a renewal contract before you today. It has the same provisions that we've had for several years. As you know, we are here for a minimum of 2 hours each week and, of course, we have the opportunity to, when meetings go a little bit longer, to purchase additional time. In March of 2008, our Sedgwick County Internal ADA (Americans with Disabilities Act) Plan required that we add closed captioning as part of our Internal Compliance Plan, and this is done with KPTS' contracted closed captioner.

"I know that Commissioner Parks has had some conversations with some businesses who have expressed some interest in maybe underwriting the closed captioning, and Phil Richardson of KPTS is pursuing these opportunities as well, which might help to reduce our level of funding. Commissioners, this is just one part of our continuing efforts to promote transparency and open government, because we have this broadcasted live, we're also able to then record that broadcast and stream it live over our website at [www.sedgwickcounty.org](http://www.sedgwickcounty.org). We capture that televised program and people are able to view that later via streamed video on our website, and then we also record it and it's aired at a later time, generally on the weekends on the City of Wichita's channel and the City of Derby's channel. So, this morning I present to you for your approval the contract, so we can continue to provide televised coverage of our County Commission meetings. We do have folks who are here from Channel 8 if you do have any questions, but pretty good ongoing relationship and we appreciate being able to take our County Commission meetings to the public."

**Chairman Parks** said, "And we do appreciate KPTS."

### **MOTION**

Chairman Parks moved to approve the Contract and authorize the Chairman to sign.

Commissioner Welshimer seconded the motion.

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**Chairman Parks** said, “Motion and a second, and Commissioner Welshimer.”

**Commissioner Welshimer** said, “Well, just one comment. For those who have been unable to get the KPTS station, for it’s been almost a year now, I think it was last year they went to digital, and that caused some problems in the amount of area that KPTS can cover. We’re working on that and I plan to approve this contract as it’s presented now, but hopefully we’ll get that worked out for these people who haven’t been able to see it live.”

**Ms. Zukovich** said, “That’s correct. And I know that they were at our Commission staff meeting yesterday to have some conversations about their coverage areas and what plans they have for the future on how they can boost, so folks cannot only watch the County Commission meeting, but all of their programming that they do have available on KPTS.”

**Chairman Parks** said, “And I was going to bring this up under ‘other,’ but since it’s been brought up, it’s a separate situation from the contract, but they are going to have some kind of a capital campaign to increase that coverage, and I plan on making a motion and action later on, in the couple meetings we have yet this year, to take that, about 10 percent of that, out of the contingency that was presented yesterday. So if anyone has any disagreement with that, or any comment on that, I would ask them to say so now if they are not going to be here for that meeting. I believe a contract would need to be written for that, and something that if they don’t increase that coverage, then that money could come back to us or be applied to the next year contract. And I plan on working on that in the next week with Legal and staff. Having said that, seeing no further discussion, call the vote.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Ms. Zukovich** said, “Thank you, Commissioners.”

**Chairman Parks** said, “Thank you.”

**3. SIXTEEN (16) AGING MILL LEVY CONTRACTS FOR IN-HOME AND COMMUNITY SERVICES.**

**Ms. Annette Graham**, Director, Department on Aging, greeted the Commissioners and said, “These 16 contracts before you today offer in-home and community-based service programs. These

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programs assist older adults to live quality lives and remain in their homes for as long as possible. These agencies have successfully provided these services for older adults in Sedgwick County and these agreements, and funding recommendations, have been approved by the Sedgwick County Advisory Council on Aging. These funds were included in the 2010 Sedgwick County budget adopted August 5, 2009.

“These programs are: the Alzheimer’s Association of Central and Western Kansas for their Adult Care Connections program, \$11,411; American Red Cross, Senior Medical Transportation for \$24,169; Catholic Charities, Inc. for their Adult Day Service program, that’s \$20,000; Catholic Charities, Inc. for their Foster Grandparent program at \$32,800; Envision for their Senior Outreach and Services program, \$8,400; Good Grief of Kansas, Inc. for their Widowed Persons Service program, \$8,815; Guadalupe Clinic, Inc. for their Health Screenings and Prescription Voucher program, \$25,000; Kansas Legal Services, Inc; Protective Legal Services for Elders, \$26,975; Medical Services Bureau for their Plus Medical Services for Seniors program, \$32,500; the Mental Health Association of South Central Kansas, Inc. for their Senior Companion program at \$29,874; Senior Services, Inc. of Wichita for their Meals on Wheels program at \$173,207; Senior Services, Inc. of Wichita for their Neighborhood Connections program, \$11,588; Senior Services, Inc. of Wichita for their Roving Pantry program, \$53,300 and for their Senior Employment program, \$55,028; United Methodist Urban Ministries for the Commodities Supplemental Food Delivery program, \$7,200 and the Wichita Indo-Chinese Center for their Asian Outreach, \$12,859. The total for this program is \$533,126 for this part of the Sedgwick County Aging Mill Levy programs. I would request that you approve the contracts and authorize the Chair to sign, and we’d be happy to answer any questions.”

### MOTION

Commissioner Welshimer moved to approve the Contracts and authorize the Chair to sign.

Chairman Parks seconded the motion.

**Chairman Parks** said, “Motion and a second, a little discussion, Commissioner Peterjohn.”

**Commissioner Peterjohn** said, “Thank you. Ms. Graham, I was interested in the funding source for this, it’s broken down as \$91,574 in-home and \$441,552, in terms of community services. Can you give me a rough idea; that looks like it’s roughly about 20 percent the former and 80 percent the latter, how that is broken up that way, and how that allocation is determined?”

**Ms. Graham** said, “Well it’s really not broken up into allocations, it’s just more how we identify these programs. So the funding is not based so much on that category. It’s just how their, the majority of programs for seniors under this, and any other funded program, are community-based,

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because that really is the intention, and the goal and mission of the program is to keep people out in the community as much as possible. So the majority of these programs, like the Medical Transportation, the Adult Care Connection, the Foster Grandparent, the Widowed Person Services, Health Screenings, the Neighborhood Connections, those are community-based, so there's a more limited number that are actually services that are provided directly in the senior's home."

**Commissioner Peterjohn** said, "Let me try, maybe ask the same question, in a slightly different way. Are these property tax funded or grant funded?"

**Ms. Graham** said, "This is out of the Sedgwick County mill levy, so it's specifically all Sedgwick County mill levy funded programs."

**Commissioner Peterjohn** said, "So it's all locally funded then?"

**Ms. Graham** said, "Yes..."

**Commissioner Peterjohn** said, "Thank you very much."

**Ms. Graham** said, "...these are all local funded."

**Chairman Parks** said, "I had just one question quickly. Do you know if the Commission on Aging was an unanimous vote on this?"

**Ms. Graham** said, "Yes, it was, sir."

**Chairman Parks** said, "Okay. Thank you. Seeing no further discussion, call the vote."

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, "Next item."

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**4. TWENTY-TWO (22) FY 2010 AGING MILL LEVY CONTRACTS/AGREEMENTS FOR THE SENIOR CENTERS.**

**Ms. Graham** said, “These 22 contracts are for senior centers which include: senior clubs, senior center level I, senior center level II, multi-purpose senior center level I, multi-purpose senior center level II and multi-purpose senior center level III. These are all senior focused community centers that offer a variety of services, education and social activities to adults age 55 and older. Each senior center is required to provide certain types of programming, based on the level of senior center they are funded at. The program requirements fall into three categories: baseline activities, special events and projects, and education. In 2005, a new funding formula for senior centers was developed and a two-phase plan was approved. The first phase of the plan was implemented in 2006; this included implementation of new reporting requirements, and service provision in these three categories, and increase the funding for centers.

“In 2007, the second phase of this funding formula was implemented. The following classifications and requirements were implemented in 2007, and that gives you a breakdown for each of those levels what is required, as far as baseline ongoing, and there is also requirements for attendance and staffing in each of those levels. All of these agencies have, except for one, one new senior center, senior club was added, but these other ones have successfully provided for services for adults in Sedgwick County and these agreements in funding recommendations have been approved by the Sedgwick County Advisory Council on Aging. These funds, again, were included in the 2010 Sedgwick County budget that was approved on August 5, 2009. So you have a breakdown for these, the brand new senior club is the Goddard Keen Club. The other ones under the senior clubs are: Cheney Senior Club, Colwich Senior Club, Garden Plain Senior Center, Kechi Over 55 Club, Maize Senior Club, Sedgwick Senior Club, Valley [Center] Senior Center and the XYZ Club at Bentley. Those are all funded at \$5,000.”

**Ms. Graham** continued, “The next level, senior center level I includes: Bel Aire Senior Center, Clearwater Senior Center, Mount Hope Senior Center, Mulvane Senior Center, all funded at \$18,000 level. The senior center level II is: Haysville Senior Center, Oaklawn/Sunview Senior Center and the Park City Senior Center, all funded at a level of \$35,000. The next level is multi-purpose senior center level I, which is: La Familia Multi-Purpose Senior Center, Linwood Multi-Purpose Senior Center, Northeast Multi-Purpose Senior Center and the Orchard Park Multi-Purpose Senior Center, and those are funded at a level of \$57,000 each. Then, at the multi-purpose senior center level II, we have Derby, which is funded at \$80,000. And at the multi-purpose senior center level III, we have Downtown Multi-Purpose Senior Center at a level of \$115,000. That is a total of \$645,000 for those programs. I would request that you approve these agreements and contracts, and authorize the Chair to sign, and would be happy to answer any questions.”

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**Commissioner Welshimer** said, “Mr. Chairman.”

**Chairman Parks** said, “Go ahead.”

**Commissioner Welshimer** said, “We have an understanding with these senior centers and contract with them as to what we’re doing with the senior centers.”

**MOTION**

Commissioner Welshimer moved to approve the Contracts/Agreements and authorize the Chair to sign.

Chairman Parks seconded the motion.

**Chairman Parks** said, “Commissioner Peterjohn.”

**Commissioner Peterjohn** said, “Thank you, Mr. Chairman. For the record, this is all local property tax money, too?”

**Ms. Graham** said, “Yes, it is, sir.”

**Commissioner Peterjohn** said, “Thank you.”

**Chairman Parks** said, “Okay. Seeing no further discussion, call the vote.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**5. EIGHT (8) AGREEMENTS TO PROVIDE COMMUNITY SERVICES TO PERSONS WITH PHYSICAL DISABILITIES.**

**Ms. Graham** said, “These providers in these contracts have provided services that promote accessibility, education, job training, work, and health and safety for persons with physical

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disabilities of all ages. In 2008, 13,031 people were served through these programs. These funding recommendations have been approved by the Physical and Developmental Disabilities Advisory Board. These funds are included in the 2010 budget adopted August 5, 2009. These programs that are before you today are: Cerebral Palsy Research Foundation (CPRF) for their Employment program, \$15,719; Cerebral Palsy Research Foundation, Emergency Equipment program at \$98,733 and the Cerebral Palsy Research Foundation, Therapy program at \$35,468. We have Flex & Home Modification program through the Independent Living Resource Center (ILRC) at \$39,386 and Information and Assistance through the Independent Living Resource Center at \$18,796. Senior Services, Inc. of Wichita will provide Meals on Wheels for individuals with physical disabilities under the age of 60, and that is \$64,652. Rainbows United for their Visions program at \$27,279. And Catholic Charities for their Adult Day program for \$37,067. That is a total of \$337,100. I would request that you approve these agreements and authorize the Chair to sign and would be happy to answer any questions.”

**Chairman Parks** said, “Entertain a motion.”

### MOTION

Commissioner Welshimer moved to approve the Agreements and authorize the Chair to sign.

Commissioner Norton seconded the motion.

**Chairman Parks** said, “Motion and a second, Commissioner Peterjohn.”

**Commissioner Peterjohn** said, “Thank you. Just for the record, is this the same amount for Rainbows United that we had last year? And with any of their difficulties, is the amount, or the program, different in any way because of challenges with that organization has been facing in 2009?”

**Ms. Graham** said, “There was a reduction for their funding, along with every other program, except for Meals on Wheels, did have a funding cut because there was a reduction in this program area for \$150,000, which a reduction mill levy funding for these. So the Board, and the grant review team that reviewed this, looked critically at each program and each service, looked at their outcomes, their outputs, and also looked at the prioritization of community need, so they did receive a reduction in their funding.”

**Commissioner Peterjohn** said, “Okay. Because I was interested, okay the next question would be the amount, how different was it this year exactly?”

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**Ms. Graham** said, "I'm sorry, I don't have that information with me, but I can get that to you. Because I don't want to misspeak on..."

**Commissioner Peterjohn** said, "Okay."

**Ms. Graham** said, "...the percentage of that reduction."

**Commissioner Peterjohn** said, "No, I appreciate, let me just, a question, the Physical and Developmental Disabilities Advisory Board, were they unanimous in their recommendation to us on this matter?"

**Ms. Graham** said, "Yes, we had unanimous approval for this recommendation."

**Commissioner Peterjohn** said, "Thank you, Mr. Chairman."

**Chairman Parks** said, "Took care of my question, also. Seeing no further discussion, call the vote."

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, "Next item."

**Ms. Graham** said, "Thank you."

**K. RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER (CFO) TO TRANSFER FUNDS FROM THE HIGHWAY FUND TO THE SPECIAL**

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**HIGHWAY IMPROVEMENT AND/OR THE SPECIAL ROAD, BRIDGE AND EQUIPMENT FUND.**

**Mr. David Miller**, Budget Director, Finance, greeted the Commissioners and said, “Before you is a routine resolution that’s been done at this time of year traditionally, in accordance with KSA 68-141(g) that permits the transfer of uncommitted budget authority from the Public Works Highway Fund to multi-year project funds that include the Special Highway Improvement Fund and/or the Special Road, Bridge and Equipment Fund prior to the end of the fiscal year. Because state law does require such action prior to the end of the year, staff recommend that you adopt this resolution which passes authorization to the Chief Financial Officer to make such transfers based on requests submitted by Public Works and the County Engineer. I recommend that you adopt the resolution and I’d be happy to stand for any questions you might have.”

**MOTION**

Chairman Parks moved to adopt the Resolution.

Commissioner Welshimer seconded the motion.

**Chairman Parks** said, “We’ve all been very detailed and briefed on this situation, so I see no further questions. Call the vote.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**L. SHERIFF.**

- 1. APPROVAL OF A MEMORANDUM OF AGREEMENT BETWEEN THE OFFICE OF ATTORNEY GENERAL OF KANSAS AND THE SEDGWICK COUNTY SHERIFF’S OFFICE TO PARTICIPATE IN THE WICHITA AREA GUN TASKFORCE.**

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**Col. Richard Powell**, Chief Deputy, Sheriff's Office, greeted the Commissioners and said, "The first item I have before you this afternoon is the recommended approval of a memorandum of agreement between the Office of the Attorney General of the State of Kansas and the Sedgwick County Sheriff's Office to participate in the Wichita Area Gun Task Force (WAGTF) operating within the Project Safe Neighborhood program of the Alcohol, Tobacco and Firearms (ATF) organization. Some background really quick, Lanny Welch, who is the Acting United States Attorney for the State of Kansas, has designated the Kansas Attorney General's Office as the fiscal agent for the Project Safe Neighborhood program in Kansas. Acting as that agent, the Kansas Attorney General's Office has received notice from Project Safe Neighborhoods of a grant award in the amount of \$103,596 to be awarded to the Sedgwick County Sheriff's Office.

"This award will be used to fund a detective that we currently have in place on assignment with the Wichita Area Gun Task Force. The grant will provide for salaries, benefits and all associated costs that go with that detective while serving on the Gun Task Force. Also included in the project, is in the event there is any overtime expenses, et cetera, those expenses will be reimbursed out of a separate account under the Project Safe Neighborhood program. We have been participating in this taskforce since 2005. This particular grant award actually is retroactive back to September of this year when the previous grant had run out. They will fund those retroactively back to September of this year and continue through August 31, 2011."

"Some real quick history on Project Safe Neighborhood. This is a nationwide commitment on behalf of the federal government and the Alcohol, Tobacco, Firearms people to reduce gun and gang crime within America by networking existing local programs that target gun and gun crime, and providing programs with additional tools necessary to be successful in fighting these types of crimes. The primary tools that are really made available to local law enforcement through these taskforce organizations starts off with the United States Prosecutors. Prosecutors are ready to bring cases involving illegal gun use into the federal court system, bypassing the state courts altogether. This means that if anyone is caught with an illegal gun, they probably simply won't be entitled to bail out. They will immediately go to jail, go straight to jail, and they will be prosecuted in the federal court system, which has much stronger enhanced penalties for crimes of this nature. There are no second chances allowed under this type of program. They simply go to prison.

"Illegal activities covered within the Project Safe Neighborhoods would include such items as, first off, number one, if you're caught with a gun that you legally cannot possess, perhaps being a prior convicted felon, you can face much stiffer penalties within the federal courts. Such enhanced penalties, again, would be mandated sentences within the federal prison system, up to a 15 year

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prison sentence. Whether or not you have ever been convicted of a crime, if you use, brandish, display, carry, or possess a firearm in any way designed to further, or carry out, a drug trafficking crime, or a federal crime of violence, you can be charged. The sentence must be served in addition to any other sentence of other crimes that you may have committed. These could be a minimum again of 5 years, up to maybe as much as 15.

“If you steal a gun, or you have anything to do with guns that you may have knowledge of possibly being stolen, you can go to prison; 10 years. If you possess or discharge a firearm within a school zone, you can receive a prison sentence up to five years. If you give or sell a handgun, or even ammunition that’s designed to be used in a handgun, to someone under the age of 18, or you knew, or had reasonable cause to know, that a juvenile intended to carry, possess, or discharge the handgun, or otherwise use that handgun in the commission of a crime, you go to prison; 10 years. On behalf of the Sheriff’s Office, we present this Agenda item to you and respectfully request your approval of the memorandum of agreement and authorize the Sheriff, or his designee, to sign it. I’ll stand for any questions that you may have.”

**MOTION**

Commissioner Norton moved to approve the Memorandum of Agreement and authorize the Sheriff or his designee to execute the agreement document.

Chairman Parks seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Col. Powell** said, “Thank you.”

**2. CONSIDERATION OF COOPERATIVE AGREEMENT FOR THE WICHITA/SEDGWICK COUNTY LAW ENFORCEMENT TRAINING CENTER.**

**Commissioner Welshimer** said, “Mr. Chairman?”

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**Chairman Parks** said, “Yes?”

**Commissioner Welshimer** said, “We’re running out of time, this room has another purpose coming up here in just a few minutes, and I think this item will require some discussion. I know I have some questions.”

**MOTION**

Commissioner Welshimer moved to table Item J-2 until January 20, 2010.

Chairman Parks seconded the motion.

**Chairman Parks** said, “Commissioner Peterjohn, for the record, we have a motion and a second to table this next item until January 20, considerable discussion on this. It has been sitting across the street for approximately 11 months and I don’t know that there’s a big rush now, so seeing no further discussion, call the vote.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Chairman Parks** said, “Next item.”

**Col. Powell** said, “Thank you.”

**N. APPROVAL OF A REQUEST TO THE KANSAS DEPARTMENT OF TRANSPORTATION (KDOT) FOR A HIGH RISK RURAL ROAD (HRRR) PROJECT. DISTRICTS 2, 3, AND 5.**

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**Mr. David Spears**, Director, Public Works, greeted the Commissioners and said, “In Item N, we are requesting your approval of a KDOT (Kansas Department of Transportation) Form 1302 requesting a High Risk Rural Road project in Sedgwick County. While attending the Kansas Association of Counties (KAC) meeting, I learned that the removal of concrete rails from bridges and culverts is eligible for funding under this state program. My staff began working on this application immediately after my return. We have identified 38 locations in rural Sedgwick County where removal of concrete bridge rails and construction of appropriate steel guard rails would improve safety for the traveling public. We’ve estimated a total cost of this project to be \$832,400. If awarded, the state will provide 90 percent of the project funding; Sedgwick County will be responsible for 10 percent of the project cost. The program is competitive and I understand that there is \$2 million available for the entire state. If funds are awarded to our project, we will return to the Commission with a CIP (Capital Improvement Program) amendment that describes the actual amount of the award and our local cost share. I recommend that you approve the agreement and authorize the Chairman to sign.”

### MOTION

Chairman Parks moved to approve the request and authorize the Chairman to sign the KDOT 1302 Form.

Commissioner Welshimer seconded the motion.

**Chairman Parks** said, Commissioner Peterjohn.”

**Commissioner Peterjohn** said, “Thank you. Mr. Spears, just for the record, for the local match portion of this, can local sales tax highway money be used for this?”

**Mr. Spears** said, “Yes.”

**Commissioner Peterjohn** said, “Thank you, Mr. Spears.”

**Chairman Parks** said, “Seeing no further questions, call the vote.”

### VOTE

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Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Mr. Spears** said, “Thank you.”

**Chairman Parks** said, “Next item.”

**O. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING ON DECEMBER 10, 2009.**

**Ms. Iris Baker**, Director, Purchasing, greeted the Commissioners and said, “The meeting of December 10 results in three items for consideration. First item;

**1. CRACK SEALANT MATERIAL – PUBLIC WORKS  
FUNDING – AGGREGATE MATERIALS/ANDALE YARD/EAST YARD**

“Recommendation is to accept the low bid from Deery American Corporation for an initial purchase of \$16,854.40 and establish contract pricing for one year with two one-year options to renew. Item 2;

**2. QUINT FIRE APPARATUS (75’ LADDER TRUCK) – SEDGWICK COUNTY  
FIRE DISTRICT #1  
FUNDING – SEDGWICK COUNTY FIRE DISTRICT #1**

“Recommendation is to accept the proposal with options 12.96, 12.101, 12.210 and 12.273 from Sutphen in the amount of \$727,929. And Item 3;

**3. LAPTOP COMPUTERS – COMCARE  
FUNDING – COMCARE INFORMATION TECHNOLOGY/SEDGWICK  
COUNTY OFFENDER ASSESSMENT PROGRAM**

“That recommendation is to accept the low quote from Dell in the amount of \$26,314.80. I’d be happy to answer any questions and I recommend approval of these items.”

**MOTION**

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

Commissioner Norton seconded the motion.

**Commissioner Peterjohn** said, "Mr. Chairman, I'd like to at least have a little bit of discussion on Item 2, within that motion, since we've got a motion and a second."

**Chairman Parks** said, "Motion and a second, go ahead with discussion."

**Commissioner Peterjohn** said, "Yes, I would, because we've got a recommendation from the Bid Board for an engine, Quint Fire Truck, 75 foot ladder fire truck, it's over \$150,000 above the lowest bid, and I have been in touch with the Fire Department and the Fire Department staff because the Scotch in me, when we've got several lower bidders, and we're going with one that's more, I really wanted some additional backup information. And I very much appreciate Chief Brazill getting some of that information for me, and the information he did not include, he got some other Fire Department staff to get for me, and answered my questions and gave me a great deal of additional backup information. I know I forwarded it to some of the other Commissioners."

**Commissioner Peterjohn** continued, "Obviously, if we're able to operate this equipment, and it has additional capability, and it's able to operate with lower personnel then some of the other initial costs, I think that is important. I think it needs to be included as part of the record. And I know we've got several considerations for a meeting at this point, but I wanted to bring that out and put this on the record, because when we get an item in here that is this expensive, and we're talking to close to three quarters of a million dollars, and we aren't taking the lower bid, we need to be able to justify it and justify it very explicitly. So, the department personnel who have worked on this, and I know they were in front of the Bid Board to do so, I appreciate their efforts, but there is a lot more to this than just what's in our notes in the backup information, that the engine and torque were too small to meet the specifications for the lower cost option. And it seems if Chief Brazill is close to the podium if he's got some comments to supplement mine, I would be, Mr. Chairman, willing to hear from him."

**Chairman Parks** said, "Yes. Doesn't need to be at great length, but if we could just have, if it's specifications, or they didn't meet some of the other criteria."

**Mr. Rick Brazill**, Deputy Chief, Fire District #1, greeted the Commissioners and said, "Just to give you a quick background, we have an apparatus committee that develops specifications for fire apparatus, and some of the criteria is the community needs, our operational needs. And the community needs, of course, are the ISO (Insurance Services Organization) needs; safety of our firefighters, safety of the public, maintenance costs. When we receive proposals, the first thing the

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committee needs to do is get a true truck-to-truck comparison. Price is very important, but when you have five proposals from five different vendors, and there is a large difference in the amount of the cost of those apparatus, the reasons for those differences are they have either left out some specifications that are critical for our operation, they've added options, or they have not priced out options.

“So, the committee’s first task is to get a true truck-to-truck comparison, once we have that down to where we’re comparing apples to apples, we evaluate the operational ability of the trucks and, again, that critical criteria that we’ve put in our document; to be able to carry enough water, to have a big enough pump, big enough engine to run the hydraulics in the pump of the truck. So that was part of the reasoning the committee came up with the recommendation they came up with. Some of those other vendors didn’t carry enough water capacity that we requested, didn’t have a big enough pump. There were some wind restrictions on the ladder, being able to pull in the ladder in a 35 mile per hour wind. We live in the State of Kansas; we thought that was pretty critical for us to be able to deploy that ladder in 35 mile per hour winds or above. If there are no more questions?”

**Chairman Parks** said, “Commissioner Norton.”

**Commissioner Norton** said, “Not a question, just a comment. Over the years, with a lot of these specialty vehicles; fire, EMS and others, what we’ve found is that they don’t always match up, and based on the specifications (spec) that you have to have, some of the vendors would rather give you a spec vehicle, and not add on, and that’s what lowers the cost. It’s very important that these are specialty vehicles when we invest, we get what we want, to be able to provide the service to our community and not just what a vendor will offer to us. Because we found, particularly, and this is not fire, but in EMS several years ago, that the boxes aren’t all the same. And just because you put a spec on the street, doesn’t mean that you will get exactly what you describe in the specifications, and I think that is very important today. I understand Commissioner Peterjohn’s questions about the price, because that is a significant amount of money more, but I think these vehicles will serve the public better. Sometimes you can be penny wise and pound foolish, and I think that’s probably the case here, that we want to be sure that we buy the best vehicle for our troops, and not skimp a little bit and get something much less than what we prefer. I’m going to be for this particular Bid Board item, even though it is a little more pricey, and I think the experts spent plenty of time trying to understand what was the best deal for the county. Thank you, Mr. Chair.”

**Chairman Parks** said, “Do you have one of these documents in front of you, Chief?”

**Deputy Chief Brazill** said, “I do. The Bid document? Yeah, I do.”

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**Chairman Parks** said, “I just had one question, I think you may be able to answer a lot of this pretty quickly here. The KME bid, the foam system, the Hale CAFS (Compressed Air Foam Systems), now that N/A was not applicable or not available?”

**Deputy Chief Brazill** said, “They did not include that in their bid price.”

**Chairman Parks** said, “Well I think that’s very important for a lot of oil field people in my district and chemical people, so I’m going to be supportive of it also. Commissioner Peterjohn.”

**Commissioner Peterjohn** said, “Well, thank you. The reason I bring this up is that the Fire District has unique challenges, since its border is not the same as the county’s, and the fact is that with some of the financial challenges, differences between these bids, we could buy self-contained breathing apparatuses is one of the other priorities for the department, and we’ve got to make some tradeoffs and some tough decisions, and that’s why, I will say this for the record, this Commissioner will be looking at purchase items very closely now and in the future, and I very much appreciate the staff getting that additional information for me to help me with that decision today. Thank you, Mr. Chairman.”

**Chairman Parks** said, “Thank you. We have a motion and a second on this item. Seeing no further discussion, call the vote.”

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Ms. Baker** said, “Thank you.”

**CONSENT AGENDA**

**P. CONSENT AGENDA.**

- 1. Resolution authorizing the Sedgwick County Manager to approve construction change orders for the National Center for Aviation Training.**

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- 2. Amendment to the agreement between Wichita State University (WSU) and Sedgwick County for professional consultation services.**
- 3. Development and Retention Agreements for ERP staff.**
- 4. Retail Dealer's Cereal Malt Beverage License Renewal for Clearwater Golf Course, LLC., located at 14100 W. 95<sup>th</sup> St. South, Clearwater, KS 67026.**
- 5. Retail Dealer's Cereal Malt Beverage License Renewal for Crowell Enterprises, LLC, d/b/a General Station located at 26320 W. Highway K-42, Viola, KS, 67149.**
- 6. One (1) Permanent Drainage Easement, Four (4) Right of Way Easements and Two (2) Temporary Construction Easements for Sedgwick County Project 803-s ½ Q thru U: 135<sup>th</sup> Street West from US-54 to K-42. CIP# R-303. District 3.**
- 7. General Bill Check Register of December 2, 2009 – December 8, 2009.**
- 8. Plat.**  
Approved by Public Works. The County Treasurer has certified that taxes in 2008 and all prior years have been paid for the following plat:

**Rexroat Addition**

**Mr. Buchanan** said, "Commissioners, you have the Consent Agenda before you and I would recommend you approve it."

**MOTION**

Commissioner Norton moved to approve the Consent Agenda.

Commissioner Welshimer seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye

**Regular Meeting, December 16, 2009**

Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Q. OTHER**

**Chairman Parks** said, "For brevity, I'll just keep my comments very brief here. We do have a Fire Meeting, so we need to get on with this, so this room can be used for something else at 1:00. KPTS was in today, we had a contract with them. I think it's really important for us to be a part of that system, of that capital system, and if we can have about \$33,000 from our contingency before the end of the year, I'm planning on trying to work with Legal and staff, and assure that it would go for that capital outlay project with some kind of refund, or refundability [sic], to us if it doesn't happen. I was going to explain a little bit about the Elvis dog, but you're going to have to tune in next week to hear about that. Seeing no further 'others' on discussion, are we prepared for an adjournment?"

**Commissioner Welshimer** said, "We have an Executive Session."

**Mr. Euson** said, "Recess, you mean."

**Commissioner Welshimer** said, "Executive Session."

**Chairman Parks** said, "Executive Session. Yeah."

**Commissioner Welshimer** said, "And the Fire Agenda?"

**Chairman Parks** said, "Yeah, well we'll open up the Fire after the Executive Session. Go ahead, Commissioner."

**Commissioner Welshimer** said, "You want Executive Session?"

**Commissioner Unruh** said, "Mr. Chairman, I'd suggest that we recess the meeting and open the Fire Meeting, close that, and come back to Executive Session."

**Commissioner Peterjohn** said, "I'll second that."

**Chairman Parks** said, "Okay. I don't believe we need a second on that, I will just acknowledge the wishes of the rest of the Board and we will go ahead and recess our meeting and open the Board of the Fire Department District #1."

**Regular Meeting, December 16, 2009**

**The Board of County Commissioners recessed in to the Meeting of the Fire District #1 at 12:41 p.m. and returned at 12:45 p.m.**

**Chairman Parks** said, “And we are back in the meeting of the Board of County Commissioners.”

**MOTION**

Commissioner Welshimer moved that the Board of County Commissioners recess into Executive Session for 20 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 1:05 p.m.

Commissioner Norton seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**The Board of County Commissioners recessed into Executive Session at 12:46 p.m. and returned at 1:10 p.m.**

**Chairman Parks** said, “We’re back in session from Executive Session. I’ll turn this portion over to Rich Euson, Legal counsel.”

**Mr. Euson** said, “Thank you, Commissioners. While in Executive Session we talked about two cases. The first was a worker’s compensation case involving a Detention Deputy by the name of Ashley Moyer, and in that case, I would recommend that you accept a settlement of \$15,446.80. In conjunction with another case that we discussed involving a plaintiff by the name of Travis Mayer, and in that case, we recommend a settlement in the amount of \$18,000. The worker’s compensation settlement, by the way, will leave future medical payments and review and modification of the award open. Both of those I would recommend that you can take in one motion.”

**MOTION**

**Regular Meeting, December 16, 2009**

Commissioner Norton moved to accept the settlements for the workers' compensation cases of Ashley Moyer and Travis Mayer.

Commissioner Unruh seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Peterjohn	Aye
Commissioner Welshimer	Aye
Chairman Parks	Aye

**Mr. Euson** said, "Thank you, Commissioners."

**Chairman Parks** said, "Seeing nothing else to come before the Board of County Commissioners, we are adjourned."

**R. ADJOURNMENT**

There being no other business to come before the Board, the Meeting was adjourned at 1:12 p.m.

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

\_\_\_\_\_  
**KARL PETERJOHN**, 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:

\_\_\_\_\_  
**Kelly B. Arnold**, County Clerk

APPROVED:

January 27, 2010