

MEETING OF THE BOARD OF COUNTY COMMISSIONERS

REGULAR MEETING

September 23, 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, September 23, 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; Ms. Sheena Lynch, HR Specialist, Organizational and Professional Development, Human Resources; Mr. Frank A. Griffith, Assistant Director, Kansas Coliseum; Mr. Larry Ternes, Youth Services Administrator, Corrections; Mr. Randall C. Duncan, Director, Emergency Management; Mr. Ray Vail, Director, Finance and Support Services, Department on Aging; Ms. Claudia Blackburn, Director, Health Department; Mr. Mark Masterson, Director, Corrections; Ms. Dorsha Kirksey, Director, Housing; Ms. Iris Baker, Director, Purchasing; Ms. Kristi Zukovich, Director, Communications; Ms. Karen Bailey, Chief Deputy County Clerk; and Ms. Katie Asbury, Deputy County Clerk.

GUESTS

Dr. Delores Craig-Moreland, Wizard, Oz Bicycle Club

Mr. Ben Sciortino, Chairman, Board of Directors, Oz Bicycle Club

Ms. Kenya Cox, At-Large appointee, Sedgwick County Community Corrections Advisory Board

Mr. Chuck Boully, Senior Vice President, George K. Baum & Co.

INVOCATION

Led by Pastor Kurtis Haynes, Westview Baptist Church, Wichita

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES

Regular Meeting September 2, 2009
All Commissioners were present

CONSIDERATION OF MINUTES

Regular Meeting September 9, 2009
All Commissioners were present

Chairman Parks said, "Commissioners, you have had a chance to read the minutes of those two, we can certainly take those en masse, if you would like to."

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MOTION

Commissioner Welshimer moved to approve the minutes as read for the regular meetings of September 2, 2009, and September 9, 2009.

Commissioner Peterjohn 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 |

PROCLAMATION

A. PROCLAMATION DECLARING SEPTEMBER 24 -27, 2009 AS HEART OF AMERICAS GAMES WEEK.

Ms. Kristi Zukovich, Director, Communications, greeted the Commissioners and said, “I’ll read this in for the record:

PROCLAMATION

WHEREAS; the emergency service field is one of the most demanding fields in the work place; and

WHEREAS; the psychological, emotional and physical stress of these occupations lead to above normal health risks; and

WHEREAS; in 2007, firefighters nationwide had a 44% line-of-duty fatality rate from heart attack and stroke largely due to over exertion and fatigue; and

WHEREAS; physical activity and good nutrition are imperative to the health of emergency service workers, including firefighters, police officers and emergency medical service personnel; and

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WHEREAS; the Kansas Police and Fire Athletic Association is a non-profit organization that focuses on promoting healthier lifestyles for emergency service responders; and

WHEREAS; the KPFAA will host a friendly four-day competition designed for police, fire and emergency medical personnel to promote physical activity.

NOW, THEREFORE, BE IT RESOLVED, that Kelly Parks, Chairman of the Board of Sedgwick County Commissioners, does hereby proclaim September 24 – 27, 2009, as

‘Heart of America Games Week’

in Sedgwick County and encourages emergency service providers to participate in the Heart of America Emergency Services Games.

“And it’s dated September 23, 2009, and signed by our Chairman, Kelly Parks.”

Chairman Parks said, “And I don’t see Dan Atkinson in the gallery right now, but we will certainly get this to him. It’s a wonderful 501(c)(3), if you feel so inclined to give, contact myself or our staff and we can get you the information for that. This brings a lot of emergency people into the area, and we certainly appreciate them choosing Wichita to hold their games. Commissioner Norton.”

Commissioner Norton said, “Last year I think was the inaugural event, and I think they had a really good crowd that brought in people from different areas. Dan Atkinson, I think, approached me last year, and I think I gave it over to Kelly to work on since he had come out of the law enforcement community and I think they hope to grow this to an event similar to probably 20 or 30 other communities around the nation where it’s kind of a, it promotes health and wellness for our first responders, but it also builds camaraderie, let’s them be out in the community supporting their missions. And I think it will be a wonderful add-on to our community, and hopefully people will understand the essence of the games, and support it with participation and monetary gifts, just to make sure that it continues, because I think they will always struggle for at least the first few years getting it off the ground. So I’m sorry that Dan’s not here to speak to that, but I think it’s a very worthwhile event.”

Chairman Parks said, “It most certainly is.”

MOTION

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Chairman Parks moved to adopt the proclamation.

Commissioner Norton seconded the motion.

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

VOTE

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

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

RETIREMENT

B. PRESENTATION OF RETIREMENT CLOCK TO FRANK A. GRIFFITH, ASSISTANT COLISEUM DIRECTOR, KANSAS COLISEUM WILL RETIRE OCTOBER 1, 2009 AFTER 31 YEARS OF SERVICE.

Ms. Jo Templin, Director, Human Resources, greeted the Commissioners and said, “This Agenda item recognizes the long-term contributions and just great work of Frank Griffith, who’s been at the Coliseum for 31 years as Assistant Coliseum Director. We’re happy to make this recognition today for all his contributions out there at the Coliseum.”

Chairman Parks said, “Frank, on behalf of the Board of County Commissioners, we would like to give you this small token of appreciation, and I would like to say that during the times that I’ve worked with you on other events and other things out at the Coliseum and being close to Valley Center, you are the get the things done type of guy. You got the things done. And, you know, from all the things that needed to be done, if there was something of the physical plan or something that needed to be done and we could get ahold of nobody else, let’s get ahold of Frank. So, we really appreciate that. Thank you.”

Mr. Frank A. Griffith, Assistant Director, Kansas Coliseum, greeted the Commissioners and said, “I would like to thank the Board of the County Commissioners, both past and present, Bill Buchanan, Ron Holt, and especially Dave Rush for their continued support that they have given me.

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It has been the most rewarding and exciting times at the Coliseum. I would also like to thank my wife Peggy, who has, in busy times, referred to herself as a Coliseum widow. As I'm venturing out to help Chris Presson and the folks at the Intrust Bank Arena, I can only hope that the ride will be as great a time as what I've had at the Coliseum, including my personal encounters with Andre the Giant, Bunny the Elephant, the escaped rodeo bulls, former Wichita Wind coach 'Ace' Bailey and the lead singer of the Scorpions, just to name a few. I won't go into the details of these stories right now, but the point is, I have many unforgettable memories at the Coliseum, as I share that with a lot of members of our community. These members are the ones that I especially need to thank, those people who have been there and supported our entertainment choices, as I would not be here today without them. Thank you."

PRESERVATION

C. NATIONAL ASSOCIATION OF COUNTIES AWARD PRESENTATION TO SEDGWICK COUNTY FOR "SUCCESSION PLANNING AND EMPLOYEE LEADERSHIP DEVELOPMENT" PROGRAM.

Ms. Templin said, "For the past 40 years, the National Association of Counties (NACo) has been recognizing county governments for innovative programs. And this year Sedgwick County has been awarded a 2009 NACo Achievement Award for our program on Succession Planning and Employee Leadership Development. Sedgwick County, in 2006, at the direction of our County Manager and support from him, developed our Succession Planning and Leadership Development program. The program has three goals; the purpose is for the continuity and leadership of the organization, and one is to identify critical positions, two is to identify individuals who have the potential and/or desire to move into those positions, and then three is to develop leadership programs that support those individuals in reaching that goal and the goal of the organization. I'm happy today to ask Sheena Lynch, who is our Organizational Development Coordinator, to accept the NACo award and to congratulate her and other HR (Human Resources) staff for the hard work that they do in our leadership development programs. Sheena coordinates our leadership academy every year and does a great job, and we just thank you and the Manager for your support on our NACo submittal and our award today. Thank you."

Ms. Sheena Lynch, HR Specialist, Organizational and Professional Development, Human Resources, greeted the Commissioners and said, "I just want to say thank you for your continued support of our employee development program to both the Commissioners and the County Manager."

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Ms. Templin said, “Thank you.”

Chairman Parks said, “Okay, thank you. We certainly, when we give these leadership certificates, it’s not just an exercise up there, and those things that they really mean a lot to me because I know there’s work behind that process that they have to go through to receive those certificates and the leadership development courses that they take. And if you can think of all the ones just in the three years that I’ve been here, all the people that have been up and through this leadership, that builds a strong organization from the bottom up. So, I just wanted to say that I really appreciate this, and that is a well deserved award. Commissioner Unruh.”

Commissioner Unruh said, “Thank you, Mr. Chair. I think most of my comments have been said, either by the Chairman or by Jo, that I think that this is really a noteworthy award that we received, and that it indicates our commitment to the future of Sedgwick County’s government and that we want it to be, not only just a functioning organization, but we want it to be the best organization it can possibly be. And I think these sorts of things indicate our commitment and it proves out as we go forward that we have great folks working for us who do a wonderful job, and it is due to these efforts. So we really appreciate what you’re doing.”

Ms. Templin said, “Thank you.”

Commissioner Unruh said, “Thank you.”

Chairman Parks said, “Next item.”

DONATION

- D. DONATION OF FOUR BICYCLES WITH MISCELLANEOUS PARTS AND EQUIPMENT BY THE OZ BICYCLE CLUB OF WICHITA TO THE DEPARTMENT OF CORRECTIONS FOR USE AT THE JUDGE RIDDEL BOYS RANCH.**

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Mr. Larry Ternes, Youth Services Administrator, Department of Corrections, greeted the Commissioners and said, “The Oz Bicycle Club of Wichita has donated four bicycles and various equipment to the Judge Riddel Boys Ranch. The donation is valued at approximately \$300, and in addition this morning, we would like to recognize the donation of the club’s volunteer bicycle repair and ride assistance they provide to our residents. We have a bicycle club at the Boys Ranch, and the boys provide assistance to the Oz Club each year during their annual Wicked Wind 100-mile bicycle ride. Several of the club’s members are present here this morning; Dr. Delores Craig-Moreland, whose official title with the club is the Wizard, and Ben Sciortino, who is the Chairman. First of all, I would like to recommend that you accept this donation and authorize the Chair to sign a letter of appreciation to the club, and I’m here to answer any questions that you have, and the two members are also available to answer any questions.”

MOTION

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

Commissioner Welshimer seconded the motion.

Chairman Parks said, “Have a motion and a second, further discussion. Would the club like to say a few words?”

Dr. Delores Craig-Moreland, Wizard, Oz Bicycle Club, greeted the Commissioners and said, “We’re happy to be here on behalf of the club. We really enjoy the relationship between the club and the Boys Ranch, it’s been a great thing over the years, and the monthly ride that we do with the boys has become a very popular club event now. We really enjoy it, and the kids seem to really like it. They get on the back of tandems and go out with some of the more experienced riders, and they have their own bikes, and go, and so it is a great event. So we enjoy it very much.”

Mr. Ben Sciortino, Chairman, Board of Directors, Oz Bicycle Club, greeted the Commissioners and said, “And just briefly, what we’re trying to do, we’ve taken this on sort of like a little ministry of our club to adopt the Boys Ranch, and we’re trying to show these young men that there is an alternative to antisocial behavior. As I understand it, the ranch sort of makes them act in a certain way throughout the month, less demerits, or what have you, in order to qualify to go on our monthly rides. And like Delores said, the boys seem to really like it, and they are getting some real positive reinforcement from our members, and it’s a win-win for both of us. We enjoy riding with them and I believe they enjoy riding with us and we’re going to continue, as we can, to supply any of the

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equipment or repair for their bicycles and also instructions on safety and how to handle bicycles in traffic. So thank you very much.”

Chairman Parks said, “Thank you for the gift and be careful when you’re out on the roads out there.”

Mr. Sciortino said, “Thank you.”

Dr. Craig-Moreland said, “Thank you.”

Chairman Parks said, “Next item.”

Ms. Katie Asbury, Deputy County Clerk, greeted the Commissioners and said, “Mr. Chairman, we need to have the vote.”

Chairman Parks said, “Pardon me?”

Ms. Asbury said, “We need to have the vote.”

Chairman Parks said, “Oh, we need to have the vote on this, okay, thank you.”

Commissioner Welshimer said, “To accept the donation, oh okay.”

Chairman Parks said, “Call the vote.”

VOTE

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

NEW BUSINESS

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E. APPROVAL OF AN AGREEMENT BETWEEN SEDGWICK COUNTY AND THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF WICHITA, KANSAS, INC. FOR CONTROLLED ACCESS TO THE FOLLOWING COUNTY ROADWAYS FOR THE PURPOSE OF SPONSORING A TRIATHLON ON SUNDAY, OCTOBER 4, 2009.

- a. 21st St. North between 215th St West and 135th St. West;
- b. 215th St. West between 21st St North and 29th St. North;
- c. 29th St. North between 215 St. West and 167th St. West;
- d. 167th St. West between 29th St. North and 21st St. North;
- e. 135th St. West between 29th St. North and 21st St. North.

Chairman Parks said, “What do we want to do?”

Mr. William P. Buchanan, County Manger, greeted the Commissioners and said, “Mr. Holt is not here, and this is a request from the Young Men’s Christian Association (YMCA) for controlled access to these streets mentioned. They have filled out all the appropriate paperwork and provided the insurance necessary, and it was our recommendation that you approve this agreement.”

MOTION

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

Commissioner Peterjohn seconded the motion.

Chairman Parks said, “And I see some discussion before we get to the vote on this. Commissioner Peterjohn.”

Commissioner Peterjohn said, “Yes, Mr. Buchanan, can you tell me if this is strictly for the purposes of riding bicycles along this distance, or would this also include a road race portion for the triathlon?”

Mr. Buchanan said, “I can’t answer that. I don’t know.”

Commissioner Peterjohn said, “Oh, okay. Well, I want to speak on behalf of this, as a person who has had the opportunity and the enjoyment of participating in triathlons in the past, I think it’s an excellent event and I want to commend the YMCA for taking on this activity. It is a challenge to put on these events, especially since it involves, you’ve got to coordinate between transitioning from

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swimming to bicycling and then off to running. But in our previous item, Mr. Chairman, the Oz Bicycle Club, which in my younger days I rode with when I was competing a little bit more actively than I am now, a lot more actively than I am now, the Oz folks did a great job, and there are a lot of folks in this community who brought up their bicycling skills riding with them. I think it's particularly appropriate that we had these two items together on the Agenda today and I look forward to voting for this item just like I voted for the last one."

Chairman Parks said, "Okay. Since most of this triathlon is in your district, I am going to go ahead and appoint you to running that, if you would like me to."

Commissioner Peterjohn said, "Well, I'll tell you what, what I will do is, I have attended sometimes. You know, I've been resting on my laurels for a few years and I'm not sure that I'm ready to take those laurels off just yet."

Chairman Parks said, "Well I will leave that decision up to you in the amount of participation that you have in this event. So do we have a motion?"

Ms. Asbury said, "Yes, Mr. Chairman."

Commissioner Welshimer said, "We have a motion."

Chairman Parks said, "So call the vote."

VOTE

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

F. ADOPTION OF THE SEDGWICK COUNTY HAZARD MITIGATION PLAN 2009-2014.

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Mr. Randall C. Duncan, Director, Emergency Management, greeted the Commissioners and said, “Today I am here to ask you to consider adopting a resolution which will have the effect of adopting the Sedgwick County Hazard Mitigation Plan. Should you choose to adopt that plan, it will be in effect from this year through the next five years, through 2014. The purpose of the Hazard Mitigation Plan is to outline those methods within Sedgwick County, and other local governments within Sedgwick County, of how we intend to either prevent the occurrence of future disasters, or where that’s not possible, to lessen their impact. This particular plan, the effort to put this together was paid for by a mitigation grant from the Kansas Division of Emergency Management. Normally there’s a local match requirement, but because we have so many open disasters currently, the legislature provided the local match rather, and so as a result, this plan was paid for 100 percent by federal and state funds. So I would be happy to answer any additional questions. Our recommendation is that you adopt the resolution.”

MOTION

Chairman Parks moved to adopt the resolution adopting the Sedgwick County Hazard Mitigation Plan for 2009-2014.

Commissioner Welshimer seconded the motion.

Chairman Parks said, “I have a motion and a second, we have some more discussion, Commissioner Peterjohn.”

Commissioner Peterjohn said, “Yes, Mr. Duncan, since this is from 2009 to 2014, and we’re already nine months into 2009, have we been without a plan since January 1?”

Mr. Duncan said, “No, sir. We have had a short period of time in which our previous plan lapsed. Our previous plan was approved in 2004 through 2009; in fact, it was the first plan in the State of Kansas approved by the Federal Emergency Management Agency (FEMA). Unfortunately, consequently, it was the first plan to expire. We did have a short period of time, I think roughly 30 to 45 days, where we were actually not covered by a plan, but we’re back in full force and effect now.”

Commissioner Peterjohn said, “Okay. Because I had some constituents who had some concerns that they were not eligible for some grants because supposedly we weren’t covered, and at what point did we regain our coverage?”

Mr. Duncan said, “I believe it was in the last week of July when FEMA officially accepted the plan. What we’ve also been doing is we’ve been going to all the local governments who

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participated as a part of the planning process, and getting the adoption of each one of them. We prioritized the adoption and went to those units of local government that had projects pending first, since Sedgwick County did not have any projects pending, we've been a little bit lower on the priority list, which is why we're only bringing this in front of you now."

Commissioner Peterjohn said, "Thank you."

Mr. Duncan said, "You bet."

Chairman Parks said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. Randy, the exposure we have for not having a plan, or having it lapse, is that we just can't apply for federal grants to mitigate our expenses in emergencies, is that right?"

Mr. Duncan said, "During that approximately 45 day window, that was true. As of today, that's no longer true."

Commissioner Unruh said, "Right. And this allows not only our ability to apply for grants, but for several counties in the area, is that correct or am I..."

Mr. Duncan said, "Well, it also impacts the local governments inside Sedgwick County..."

Commissioner Unruh said, "Okay."

Mr. Duncan said, "...so it includes Sedgwick County, all the municipal governments located inside Sedgwick County, the unified school districts located within Sedgwick County, basically any unit of local government located inside Sedgwick County."

Commissioner Unruh said, "Okay. Thank you. Well, that's a helpful explanation and I just wanted to clarify the importance of the document. I appreciate that. Thank you."

Mr. Duncan said, "And thank you for clarifying the importance, that's appreciated."

Chairman Parks said, "Now, Commissioner Unruh, having said that, I would like Mr. Duncan to kind of expand upon that a little bit; with the smaller communities, they can have their own plan or they do have their own plan, is that correct?"

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Mr. Duncan said, “At this point in time, all of the communities within Sedgwick County have elected to be included within the overarching county plan. It is true that they have the option, if they so desire, to develop their own mitigation plan. However, since we were the agency that was able to successfully get the grant, we could provide the additional assistance to all of the communities so that they could participate in the planning process.”

Chairman Parks said, “So you’ll be telling them where to pile the debris and how to dispose of the other things that [inaudible]?”

Mr. Duncan said, “Well, this particular plan really concentrates more on issues like where are there drainage issues, and what are the priority of the hazards that impact our community, and are there overarching strategies? As a result, this was worked very closely with the planning commissions and all of the local communities, as well as what the Metropolitan Area Planning District (MAPD) here in the Wichita-Sedgwick County area.”

Chairman Parks said, “Is NPDES (National Pollutant Discharge Elimination System) part of this program also?”

Mr. Duncan said, “I’m sorry, say again, sir.”

Chairman Parks said, “The national pollution standards?”

Mr. Duncan said, “No, sir. That’s not incorporated as a part of this particular program.”

Chairman Parks said, “Well when you said drainage, I thought we were going to get into another part of that, and I’m certain that that will be coming up and there will be much discussion on that also.”

Mr. Duncan said, “I’m sure you’re correct, sir.”

Chairman Parks said, “Is this a living document? Is this something that can be changed between now and 2014?”

Mr. Duncan said, “Absolutely, sir. In fact, with the adoption of this plan, we’ve also put in place a process to begin looking at the issue of updating and upgrading the plan in 2014 when it comes up again.”

Chairman Parks said, “Okay. Commissioner Unruh.”

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Commissioner Unruh said, “Thank you, Mr. Chairman. I appreciate your hard work on it, Randy, and I just wanted to make a comment that our Emergency Management Director is recognized as a leader among his peers in helping develop these sorts of documents and managing an Emergency Management Department, and just want to make the comment, that as we talked about succession management and keeping our government strong and healthy, that we’ve got good folks, and Mr. Duncan is a leader in his field. I just wanted to make that public.”

Mr. Duncan said, “Well thank you very much for that kind comment. Allow me to add by extension, that’s only possible due to your support.”

Chairman Parks said, “And I’m certain that the other small towns and communities in the county will appreciate your services and your jumping in and doing this, and being able to piggyback on this because this is a large undertaking and I do want to thank you also for that, for those communities.”

Mr. Duncan said, “Thank you, sir.”

Chairman Parks said, “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 |

Mr. Duncan said, “Thank you, Commissioners.”

Chairman Parks said, “Thank you. Next item.”

G. APPROVAL OF 12 (TWELVE) FY 2009 TARGETED CASE MANAGEMENT CONTRACTS.

- Angel Chandler, 4507 Westlake Court, Bel Aire, KS 67220

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- Randall D. Dellinger, 4544 S. Clarence Ave., Wichita, KS 67217
- Kayle L. Dierks, 11509 Burton, Wichita, KS 67209
- Janice Elmore, 714 N. Cleveland, Wichita, KS 67214
- Mae Fields, 1931 N. Madison, Wichita, KS 67214
- William B. Gault, 311 N. Main, Leon, KS 67074
- Patricia Grimmett, 2621 Mossman, Wichita, KS 67214
- Kyle Jones, 6609 E. Murdock St., Wichita, KS 67206
- Jody Lujan, 6009 Ironhorse Cir, Wichita, KS 67220
- Julie Olivas, 501 W. 51st St. S., Wichita, KS 67217
- Cynthia Rowlette, 9254 W. 21st St. N., #307, Wichita, KS 67205
- Polly Sexton, 246 Fiddlers Creek, Valley Center, KS 67147

Mr. Ray Vail, Director, Finance and Support Services, Department on Aging, greeted the Commissioners and said, “I’m here to ask your approval of 12 contracts to provide targeted case management services for the Department on Aging. These contracts have been approved by both Finance and Legal and I ask you to approve these contracts and authorize the Chair to sign and I would be happy to answer any questions you may have.”

Chairman Parks said, “What’s the will of the Board?”

MOTION

Commissioner Unruh moved to approve the 2009 contracts for Targeted Case Management and authorize the Chairman to sign.

Commissioner Norton seconded the motion.

Chairman Parks said, “We have a motion and second. Can you kind of expand on what these, in general, are...”

Mr. Vail said, “What the contracts are?”

Chairman Parks said, “...facilitate. Yes.”

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Mr. Vail said, “Yes. They are to provide case management services for people that are in jeopardy of going into a nursing home so they can have in-home services and remain in their homes for the three counties: Butler, Harvey and Sedgwick.”

Chairman Parks said, “And we’re not at any loss on the out-of-county services that are provided in, that’s part of the program?”

Mr. Vail said, “Yes. That’s mandated by the state, us being the Central Plains Area Agency on Aging.”

Chairman Parks said, “Okay, thank you. Commissioner Welshimer.”

Commissioner Welshimer said, “But this says that the supplemental funding enhances the SFY (state fiscal year) 2010 Chronic Disease Risk Reduction Grant that currently focuses primarily on tobacco?”

Mr. Vail said, “That I would have to ask Anita to address.”

Mr. Buchanan said, “That’s the next item.”

Commissioner Welshimer said, “Oh, I’m sorry...”

Mr. Vail said, “That’s the next item? Okay.”

Commissioner Welshimer said, “...I’m on the wrong one. I’m sorry. Okay. So these are the contracts that you’ve got listed here?”

Mr. Vail said, “Yes.”

Commissioner Welshimer said, “In a row? Okay. All right. I have no problem with that. Thank you.”

Chairman Parks said, “Commissioner Peterjohn.”

Commissioner Peterjohn said, “Thank you. I’ve got a question, you mentioned this is in three counties, and I noticed one of the 12 grants is outside of Sedgwick County, and I would appreciate if you could clarify for me to make sure that we don’t have Sedgwick County tax funds going and being spent outside of Sedgwick County?”

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Mr. Vail said, “Yes. All this funding, it goes from the federal government through the state for the tri-county area, for this PSA (professional service agreement), which is Butler, Harvey and Sedgwick. No county funds are involved in this program.”

Commissioner Peterjohn said, “Thank you.”

Chairman Parks said, “Pass-through funds from the state then?”

Mr. Vail said, “Yes. Federal funds through the state.”

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 |

Mr. Vail said, “Thank you.”

Chairman Parks said, “Thank you.”

- H. APPROVE OF THE HEALTH DEPARTMENTS' GRANT APPLICATION TO THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT FOR HEALTHY COMMUNITIES SUPPLEMENTAL FUNDING. THE SUPPLEMENTAL FUNDING WILL ENHANCE THE SFY 2010 CHRONIC DISEASE RISK REDUCTION GRANT THAT CURRENTLY FOCUSES PRIMARILY ON TOBACCO, TO BE EXPANDED TO INCLUDE PHYSICAL ACTIVITY AND NUTRITION PROGRAMMATIC EFFORTS.**

Ms. Claudia Blackburn, Director, Health Department, greeted the Commissioners and said, “The Sedgwick County Health Department currently has a community worksite wellness program that provides technical assistance to worksites who are interested in developing a comprehensive worksite wellness program to improve their employees’ health. Comprehensive worksite wellness programs focus on at least three areas to have good return on investment, that is: tobacco prevention and cessation, improving physical activity, and nutrition is the third. This supplemental funding, if approved, would provide the Health Department with \$30,000 for enhancement of worksites that we’re already involved with. And the funds can be used for trail development or enhancement of

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existing trails, and when I say enhancement, I mean things like mapping and promotion of the trails. Trails exist, but a lot of times they are underutilized because they are not promoted, there aren't maps of them, like the example Becky gave me when I asked her about this was the Sedgwick County Park map, the trail is mapped out, and people love it, that kind of thing, anything that can help to promote the use of the trail and then markers along the way.

"Any trail would have to be smoke free, and ADA (Americans with Disabilities Act) compliant, and we are really excited about having some funds available to work with local worksites to do this. The funding would be an amendment to our existing Chronic Disease Risk Reduction Grant, which is \$111,940 for state fiscal year 2010, which means that ends June 30th of 2010. There was a 25 percent match requirement for the original grant, but there is no additional match requirement for this funding. And we are doing this jointly with the Kansas Department of Health and Environment (KDHE), they are helping to guide this and will help us to choose the worksites when we get the applications in. So I recommend that you approve the supplemental grant application and authorize the Chair to sign. And I would be happy to answer any questions."

Chairman Parks said, "Is there a motion?"

MOTION

Commissioner Welshimer moved to approve the supplemental grant application and authorize the chair to sign all necessary documents, including a grant award agreement containing substantially the same terms and conditions as the application; and approve establishment of budget authority at the time the grant award documents are executed.

Chairman Parks seconded the motion.

Chairman Parks said, "Little bit of discussion on this, the trails that you're talking about, they haven't been identified yet, other than the Sedgwick County trail or..."

Ms. Blackburn said, "Correct. They would be at worksites that either have an existing worksite wellness program or have somehow been involved with either Walk at Work Day or are already one of the businesses or employers that we work with."

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Chairman Parks said, “So this is on existing, basically existing trails that we’re going to enhance, or...”

Ms. Blackburn said, “It’s both. Actually, there will be opportunities to develop trails or to enhance existing trails.”

Chairman Parks said, “So there’s no condemnation of any private property anywhere included in this, or...”

Ms. Blackburn said, “I don’t believe that that would be an issue.”

Chairman Parks said, “If that comes to that point, I would like to have you return to us and report to us on that.”

Ms. Blackburn said, “Oh, sure.”

Chairman Parks said, “Commissioner Peterjohn.”

Commissioner Peterjohn said, “Mr. Chairman, I agree with your sentiment, if condemnation would be needed, my question would be a little bit focused a little bit different. What if there are more than three requests, how are you going to handle that?”

Ms. Blackburn said, “There is going to be a committee that consists of representatives from the Health and Wellness Coalition [of Wichita], the Kansas Department of Health and Environment and the Sedgwick County Health Department staff to decide who will get the funding.”

Commissioner Peterjohn said, “Let me ask a little bit, because when I hear discussions about activities involving nutrition, it often involves young people, but from the description you’re giving me, it sounds like this is more an activity for adults. Can you clarify, in terms of the age group that these funds would be used for, and I am very interested in knowing why the state decided to waive the 25 percent requirement because with the state looking for money everywhere and anywhere, I’m kind of surprised that they would be that generous?”

Ms. Blackburn said, “That’s a good question and they didn’t actually give us a rationale for that and we didn’t ask. But there are schools, for instance, that are employers that we work with, like USD (Unified School District) 259, Renwick School District, if there’s a trail around a school, it could be used by students, faculty, parents, neighborhood people, so at some businesses it may not be closed off to the public. I don’t have the details yet since I don’t know who is going to receive the funding, but those are considerations that we need to look at when we decide who to fund. It would probably go more for those that could make it available to more people of all different ages.”

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Commissioner Peterjohn said, “Well, obviously, I think that would be a priority and folks who are at most risk, I’ve heard a lot of discussion about the fact that if people had engaged in healthier lifestyles, their healthcare costs would be diminished. And if they are on a public program at the moment, that’s placing a burden on everyone else, and obviously we just had some items on our Agenda this morning, focusing on bicycling and sports races, and I think the more folks we can get participating in this, the healthier community we will have.”

Ms. Blackburn said, “Absolutely.”

Commissioner Peterjohn said, “Thank you.”

Chairman Parks said, “Commissioner Unruh.”

Commissioner Unruh said, “Thank you, Mr. Chairman. Well I’m going to be very supportive. It’s become almost axiomatic that if we want to improve our community health, we have to change behavior. These are inexpensive ways that individuals can take control of their own health and improve their health, which has an impact on the entire community as we talk about health related issues. So if we can be helpful with state funds to have people out exercising and change behavior that’s going to make us more healthy, well I think we should be in favor of it.”

Ms. Blackburn said, “Thank you.”

Commissioner Unruh said, “So that’s all I had, Mr. Chair.”

Chairman Parks said, “Commissioner Welshimer.”

Commissioner Welshimer said, “And this is limited to developing trails?”

Ms. Blackburn said, “Correct. This funding is limited to developing trails.”

Commissioner Welshimer said, “Okay.”

Ms. Blackburn said, “And, you know when the applicants apply, it may be that we can provide some of the funding and they’ll provide the rest. There are a whole variety of ways you can do trails and we’ve learned in a very short period of time that the price can range from \$5,000 to \$50,000. And so depending on what kind of trail the employer wants, they may pay some, we may pay some and so we’ll be working out those details.”

Commissioner Welshimer said, “And you’re going to choose three?”

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Ms. Blackburn said, “Actually, we have had 12 days to write this grant application, we just found out about it on September 11, so we submitted the Agenda item and then had our technical assistance conversation with the Kansas Department of Health and Environment and they suggested that we don’t limit it to three, that we be a little bit broader, because we don’t know what we’re going to get, in terms of application. I’m not sure about that...”

Commissioner Welshimer said, “I see.”

Ms. Blackburn said, “...it will just be three...”

Commissioner Welshimer said, “Okay.”

Ms. Blackburn said, “...at this point.”

Commissioner Welshimer said, “Alright. Thank you.”

Ms. Blackburn said, “You’re welcome.”

Chairman Parks said, “For those of you that don’t know how this works, a lot of times we’ll have a staff meeting; yesterday, we had an en banc joint meeting with the City of Wichita, so we didn’t have a staff meeting. Maybe in future staff meetings we can have updates on some of this from your department. And I think that is, having said enough on that subject, let’s call the vote.”

VOTE

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

Ms. Blackburn said, “Thank you.”

Chairman Parks said, “Thank you.”

- I. RESOLUTION AMENDING CERTAIN PORTIONS OF THE SEDGWICK COUNTY RESOLUTION NO. 119-1980 ESTABLISHING THE SEDGWICK COUNTY COMMUNITY CORRECTIONS ADVISORY BOARD.**

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Mr. Mark Masterson, Director, Department of Corrections, greeted the Commissioners and said, “On May 21, 1980, the Sedgwick County Commission established the 12 member Community Corrections Advisory Board through County Resolution 119-1980. The purpose for the Board is to assist in planning and to oversee operation of the Community Corrections Grant programs that are funded by the state. By state statute, the Board is composed of five members representing components of the criminal justice system, one member representing education, and six at-large representatives of the general public. The state statute allows membership to be expanded as needed. The Advisory Board has recommended adding one at-large position to the Board. The change will broaden the community’s representation and increase the likelihood of having the necessary quorum of seven members present at the monthly meetings. If approved, this amendment will change the number of at-large appointments made by the Commission from three to four, and expand membership overall on the board from 12 to 13. I request your approval of the amendment.”

MOTION

Chairman Parks moved to adopt the resolution.

Commissioner Welshimer seconded the motion.

Chairman Parks said, “Have a motion and a second. Commissioner Peterjohn.”

Commissioner Peterjohn said, “Mr. Masterson, if we’ve had this in place with 12 members since 1980, and it’s worked so far so well up to now, why do we need to increase it to 13? And let me just ask you, hypothetically, is 13 the best number; why not 14 or 15?”

Mr. Masterson said, “Well, that’s a good question.”

Commissioner Peterjohn said, “I only try to ask the good questions.”

Mr. Masterson said, “When we had a recent audit by the state, they recommended changing our quorum from six to one more than a majority, which took it to seven, which allows us the opportunity to increase to 13 members and still have a seven member quorum. That’s the reason for the Advisory Board’s request.”

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Commissioner Peterjohn said, “Can you tell me, in the last year, what the average attendance has been on your Board?”

Mr. Masterson said, “I can’t tell you the average attendance exactly standing here. We of course have it. We have never not had a quorum for our meeting. Sometimes it’s close.”

Commissioner Peterjohn said, “Sometimes it’s close, okay.”

Mr. Masterson said, “Yes.”

Commissioner Peterjohn said, “Well, thank you.”

Chairman Parks said, “Okay, are we ready to call the vote? Call the vote.”

VOTE

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

Mr. Masterson said, “Thank you.”

**J. SEDGWICK COUNTY COMMUNITY CORRECTIONS ADVISORY BOARD AT –
LARGE APPOINTMENT DUE TO AMENDING RESOLUTION NO. 119-1980 TO
INCREASE AT – LARGE MEMBERS APPOINTED BY THE BOARD OF COUNTY
COMMISSIONERS.**

Mr. Rich Euson, County Counselor, greeted the Commissioners and said, “Items J and K are actually the same items, and they’re the same backup, and the introduction you just heard to this is simply a resolution that would appoint Nile Dillmore to the position that was just created in the previous action that you approved from Mark Masterson’s presentation. This is a two-year appointment of Nile Dillmore to this Board, and I would recommend that you adopt the resolution.”

MOTION

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Commissioner Unruh moved to authorize the BoCC to adopt the resolution.

Commissioner Norton seconded the motion.

Chairman Parks said, “Have a motion and a second, any discussion? Commissioner Welshimer.”

Commissioner Welshimer said, “Well, Nile Dillmore will probably be a very good addition to this Board, but he’s going to be gone many months, at least three or four months, out of the year to the legislature, so I don’t know if that’s going to help with the attendance, but I’m very much in favor of adding him to the Board.”

Chairman Parks said, “Commissioner Peterjohn.”

Commissioner Peterjohn said, “Thank you, Mr. Chairman. I had the same question, because knowing the legislative schedule and also had the question, in terms of as a county appointing a legislature to a legislatively authorized board, if this creates any sort of a legal difficulty? And I’m kind of interested, in terms of clarifying since Item L is also an appointment to the Community Corrections Advisory Board, if I can get an understanding why J and K are more or less combined, Rich, I’d sure appreciate why Item L is excluded from it since K and L both involve appointing people to the Community Corrections Advisory Board?”

Mr. Euson said, “To answer your first question, I don’t know of anything that would be a conflict for Mr. Dillmore, there certainly isn’t anything on our end that would be a conflict for him, whether there’s something on his end, that I don’t know. But I really can’t think of anything that would be in the statutes that would prohibit a sitting legislator from being on a board that the legislature creates. They create the authority for you to give life to the board, and so I really just don’t see a conflict there.”

Chairman Parks said, “If I could ask Mark Masterson to step back up to the podium for just a minute on that question. I know it’s not a legal thing, but we’ve had legislators before on this, have we not?”

Mr. Masterson said, “Yes we have.”

Chairman Parks said, “And how’s that...”

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Mr. Masterson said, “In fact, Mr. Dillmore was a city appointee for many terms until his wife was recently elected to the City Council, which was a conflict and so the recommendation was to have him become a county appointee.”

Commissioner Peterjohn said, “So he’s recently resigned from the board?”

Mr. Masterson said, “His term ended June 30.”

Commissioner Peterjohn said, “Oh, okay.”

Mr. Masterson said, “Yes.”

Commissioner Peterjohn said, “Well, you said when his wife joined the council, and she would have joined in April, so I didn’t know if that conflict appeared when she assumed office and that changed your quorum at that point in time?”

Mr. Masterson said, “They permitted him to complete the term through June, and now they’ve made another appointment to the board.”

Chairman Parks said, “Commissioner Norton.”

Commissioner Norton said, “Well I think Niles’ past experience, and help giving us good information of what might be coming at the state level, and being that partner as we have to go to the state has been a good relationship for a number of years. It’s also good, even if we have new appointees, which I’m going to be in favor of, is that that builds that continuity of intellectual capital that’s been with that group for a while. So I’m going to be very supportive. Niles has been on there for a while, I think he supports us at a great level when we need help at the state house and I think he’ll be a good addition, or reappointment, under these conditions. That’s all I had, Mr. Chair.”

Chairman Parks said, “Thank you.”

Mr. Euson said, “And Mr. Chairman, to answer the second question of Commissioner Peterjohn, I cannot explain to you why Items J and K are both on the Agenda. They are worded differently, but the backup is the same, and the intent is to appoint Mr. Dillmore. Item L is a separate appointment to this board, and that is a person to fill a vacancy that now exists on that board. I’m sorry for the confusion.”

Commissioner Peterjohn said, “Well, no, I appreciate the clarification, but having two appointments just after we’ve expanded the board for one position, I wanted to understand exactly

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why we had, apparently Mr. Dillmore for the new position as opposed to Ms. Cox for the existing position, is the way I guess the process has been set and I wanted to understand how, if that was the recommendation of the board itself, or somewhere else, in terms of how we got to that position, in terms of the selection of these folks and who fills which slot?"

Mr. Euson said, "As far as I know, that was a random selection."

Commissioner Peterjohn said, "Well, I appreciate your answer, and I've known Mr. Dillmore from his work as a legislator up in Topeka, and he's served on the Tax Committee, which I testified in front of on more than one occasion, and Ms. Cox has been an activist here in the community, and my only concern, in terms of picking a legislator is I know that it's very difficult for them to make meetings, and maybe a question for Mr. Masterson, do you have a set time in which this committee meets, and if so, what day of the week is it, or what day of the month is it? I assume you meet monthly."

Mr. Masterson said, "Second Thursday of every month, 8:00 a.m."

Commissioner Peterjohn said, "Well, because that will be a legislative problem, I defer to former representative Welshimer as to how difficult a problem that could be, but that is certainly a concern, if you are having troubles making your quorum, Mr. Masterson, at least between January and May."

Mr. Masterson said, "Well, we've made our quorum in all the prior years that Mr. Dillmore has served and been a legislator."

Chairman Parks said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. My comment is simply that Mr. Dillmore has served previously under an appointment and been a valuable member of the Community Corrections Advisory Board, according to your comments to me, is that correct, Mr. Masterson?"

Mr. Masterson said, "Oh yes, sir."

Commissioner Unruh said, "And so it is your recommendation, as this area of service to our community falls under your responsibility, that he's valuable and that you would like him to continue?"

Mr. Masterson said, "It's a complicated area to understand and it takes a good deal of time to understand it well, and he has that expertise and is of great value to being on that board."

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Commissioner Unruh said, “Well, in light of your recommendation, I think that’s guiding my thinking on this, is that if you, who are working in this area, consider him to be a valuable member, and I am not completely familiar with all the activities and decisions of the Community Corrections Board, so I am going to yield to your recommendation and be supportive of this. That’s my comment, Mr. Chair.”

Chairman Parks said, “And in this day of electronics and video conferencing and all of that, I’m sure a conference call can be facilitated for no additional money if need be with Mr. Dillmore. Commissioner Norton.”

Commissioner Norton said, “Just one quick comment. It is not untypical for us to have a legislator on the Mental Health Advisory Board, the [Advisory Council on] Aging board, I think if we went around the advisory boards, that we appoint, there’s probably a legislator or two on many of them, so I don’t think it’s untypical that we do that. I’m still going to be supportive, but I wanted to be sure that was at least brought up. Thanks, Mr. Chair.”

Chairman Parks said, “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, “Next item.”

K. RESOLUTION APPOINTING NILE DILLMORE (AT-LARGE APPOINTMENT) TO THE SEDGWICK COUNTY COMMUNITY CORRECTIONS AND ADVISORY BOARD.

Taken in conjunction with Item J

L. RESOLUTION APPOINTING KENYA COX (AT-LARGE APPOINTMENT) TO THE SEDGWICK COUNTY COMMUNITY CORRECTIONS ADVISORY BOARD.

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Mr. Euson said, “Commissioners, we have prepared a resolution appointing to a vacancy on this board, to appoint Kenya Cox to a two-year term and I recommend that you adopt the resolution.”

MOTION

Commissioner Unruh moved to authorize the BoCC to adopt the resolution.

Chairman Parks seconded the motion.

Chairman Parks said, “When we were looking for someone to fill this, I sought out Ms. Cox, and I think she will do a terrific job at this. She is present, by the way, and if you would like to come to the area of the podium, Kenya. We have a motion and a second. Any further discussion? Commissioner Unruh.”

Commissioner Unruh said, “Thank you, Mr. Chair. I didn’t want to interrupt Ms. Cox if she wanted to say something before I did. I don’t have a question, only a comment to say that in sort of as we try to develop these boards and strengthen them in the same way that the last Agenda item was appointing someone with experience on board, I think it is also good to bring on folks who have an interest and are willing to become involved, so that we can continue moving forward with strong people who desire to be involved and learn the ropes. So I am going to be very supportive of Ms. Cox.”

Ms. Kenya Cox, At-Large Appointee, Sedgwick County Community Corrections Advisory Board, greeted the Commissioners and said, “Thank you. Chairman Parks...”

Chairman Parks said, “Go ahead.”

Ms. Cox said, “...Commission, thank you very much for this opportunity to continue to serve my community.”

Chairman Parks said, “Commissioner Peterjohn.”

Commissioner Peterjohn said, “I just want to second Commissioner Unruh’s comments and I’ve known Ms. Cox for an extended period of time, I know her dedication to the community. I think she’ll do a great job and it’s going to be a real pleasure to support her nomination today.”

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

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VOTE

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

Chairman Parks said, “And you can be sworn.”

Ms. Karen Bailey, Chief Deputy County Clerk, greeted the Commissioners and said, “If you’ll raise your right hand.

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

Ms. Cox said, “I swear. Thank you.”

Chairman Parks said, “And now that you’re officially on the board, if you have more to say, that’s fine, too.”

Ms. Cox said, “Thank you.”

Chairman Parks said, “You’re welcome.”

M. ADOPT A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF ALL NECESSARY DOCUMENTS RELATING TO THE SALE OF THE GNMA SECURITIES ACQUIRED WITH THE PROCEEDS OF THE SEDGWICK COUNTY, KANSAS AND SHAWNEE COUNTY, KANSAS SINGLE FAMILY MORTGAGE REVENUE BONDS (MORTGAGE-BACKED SECURITIES PROGRAM), 2000 SERIES A; AUTHORIZING THE EXECUTION AND DELIVERY OF INSTRUCTIONS RELATING TO THE DEFEASANCE AND REDEMPTION OF SUCH BONDS; AND AUTHORIZING THE OFFICERS, EMPLOYEES AND REPRESENTATIVES OF SEDGWICK COUNTY, KANSAS, TO DO AND PERFORM ALL THINGS NECESSARY, APPROPRIATE AND INCIDENTAL THERETO UNDER THE AUTHORITY OF THE ACT.

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Ms. Dorsha Kirksey, Director, Housing Department, greeted the Commissioners and said, “This item is in regard to the Mortgage Revenue Bond Program, which is a first time homebuyer program that Sedgwick County operates statewide in partnership with Shawnee County. We have been operating the program for about 25 years and this particular item is in regards to bonds issued in 2000. This is somewhat of a technical adjustment to sell those bonds and redeem that bond early because the market exists for us to do so profitably right now. Chris Chronis, in our Finance Department, has been a part of this process, and has reviewed the item and approved the transaction along with our bond counsel, financial advisers, and our Legal Department.”

Ms. Kirksey continued, “I request that you approve the resolution and authorize the Chairman to sign. I do have Chuck Bouilly with George K. Baum & Co., our bond underwriter, present today and between the two of us we would be glad to answer any questions you may have.”

MOTION

Commissioner Norton moved to adopt the resolution and authorize the Chairman and Commissioners to sign the resolution.

Chairman Parks seconded the motion.

Chairman Parks said, “Motion and a second, we’re going to have some discussion. Commissioner Peterjohn.”

Commissioner Peterjohn said, “Yes, I was interested, the backup information that we’ve received as Commissioners indicated that the county is going to receive a little over \$550,000, is that going to become available to the county’s general fund or another fund? And let me start out with that question.”

Ms. Kirksey said, “Yes, it will go directly to the general fund.”

Commissioner Peterjohn said, “I think of these things if we’re kind of refinancing, kind of like a homeowner might refinance the mortgage on their home because interest rates dropped, is that a fair analogy, in terms of the action you’re requesting that we take today?”

Ms. Kirksey said, “Somewhat, on a much larger scale, of course. I’ll let Chuck address that.”

Mr. Chuck Bouilly, Senior Vice President, George K. Baum & Co., greeted the Commissioners and said, “Basically what we’re doing here is these bonds were issued in 2000, I think the amount of the original issue was \$53 million for first time homebuyer mortgages. What we are doing is those bonds are callable on December 1 and as those loans are made through the program, they end up

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being funded into Ginnie Mae certificates, and that's the ultimate security for the bond issue is the government guaranteed Ginnie Mae certificates. Well those Ginnie Maes were issued in the early 2000s, and in the current interest rate environment, those can be sold at a substantial profit. So what we are doing is we are liquidating the Ginnie Maes, in other words the security for the bond issue, and the cash generated from that liquidation will be enough to retire the bonds and have the almost million dollars left over after all that's done to be distributed to the two counties, so that's kind of what we're doing. We did this earlier this year with a 1999 bond issue."

Commissioner Peterjohn said, "So will Shawnee County get the other \$450,000 if the net proceeds are about \$1 million?"

Mr. Boullly said, "Yes. In other words, the arrangement has been over the last several years a 55/45 split of whatever profits might come from one of these transactions, that 55 percent goes to Sedgwick County, 45 percent to Shawnee."

Commissioner Peterjohn said, "And Sedgwick County is rolling this, we are strictly working with Ginnie Mae and not with the government sponsored enterprises, Fannie or Freddie, that have been in all the news and had all the financial problems because of all the, I think malfeasance is probably the most generous word I can use to describe what's happened to Fannie and Freddie in the last year? And I want to make sure for the folks out there who are hearing this and understanding where these funds are exposed."

Mr. Boullly said, "Actually, these were secured by Ginnie Mae securities in the early 2000s, so those securities are being held by the trustee bank right now and have been held for several years. They are at a fixed interest rate which was created at the time they were funded and interest rates have come down to the point where those Ginnie Mae securities can now be sold at a substantial premium. So that premium is what generates enough to pay off the bonds plus generate some excess cash to be distributed to the two counties. So, Freddie Mac and Fannie Mae are not involved in this transaction at all."

Commissioner Peterjohn said, "Delighted to hear that. Thank you."

Chairman Parks said, "I know this is not a public hearing, but is there anybody that is out in the gallery that would like to comment on this issue? Seeing none, what's the will of the Board? Let's go ahead and call a vote."

VOTE

Commissioner Unruh
Commissioner Norton

Aye
Aye

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|------------------------|-----|
| Commissioner Peterjohn | Aye |
| Commissioner Welshimer | Aye |
| Chairman Parks | Aye |

Ms. Kirksey said, “Thank you, Commissioners.”

N. REPORT OF THE BOARD OF BIDS AND CONTRACTS’ REGULAR MEETING ON SEPTEMBER 17, 2009.

Ms. Iris Baker, Director, Purchasing, greeted the Commissioners and said, “The meeting of September 17 results in 11 items for consideration today. Item 1;

**1. LAPTOP AND DESKTOP COMPUTERS – COMCARE
FUNDING – COMCARE INFORMATION TECHNOLOGY - GRANT**

“Recommendation is to accept the low quote from Dell in the amount of \$42,587.42. Item 2;

**2. CUSTODIAL SERVICES – EMERGENCY MEDICAL SERVICES & FLEET
MANAGEMENT
FUNDING – EMS/FLEET MANAGEMENT**

“Recommendation is to accept the low responsive proposal from EH Technical Solutions and execute contract pricing for one year with two one-year options to renew. Item 3;

**3. CUSTODIAL SERVICES – COMCARE
FUNDING – COMCARE**

“That recommendation is to accept the low proposal from EH Technical Solutions and execute contract pricing for one year with two one-year options to renew. Item 4;

**4. ¾ TON 4X4 PICKUP – FLEET MANAGEMENT
FUNDING – FLEET MANAGEMENT**

“Recommendation is to accept the low bid from Rusty Eck Ford in the amount of \$24,203. Item 5;

**5. REMODEL FOR THE RELOCATION OF THE ADULT PROBATION
DEPARTMENT – FACILITIES DEPARTMENT
FUNDING – RELOCATE ADULT PROBATION OFFICE**

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“Recommendation is to accept the low bid from Van Asdale Construction in the amount of \$439,000. Item 6;

**6. VOICE/DATA/VIDEO CABLING AND LABOR – ADULT PROBATION
FUNDING – RELOCATE ADULT PROBATION OFFICE**

“Recommendation is to accept the low responsive bid from Decker Electric in the amount of \$18,889.19. Item 7;

**7. SOLICITATION for NURSING STAFF – HEALTH DEPARTMENT
FUNDING – HEALTH DEPARTMENT**

“Recommendation is to accept proposals from NurseFinders, Medical Staffing Network, Inc. and WD Enterprise, Inc. and establish contract pricing for one year. Item 8;

**8. PIPE AND DRAPE/SKIRTING for INTRUST BANK ARENA – FACILITIES
DEAPRTMENT
FUNDING – ARENA SALES TAX**

“Recommendation is to accept the low complete bid from Tamis Corporation in the amount of \$15,092.63. Item 9;

**9. MODULAR FURNITURE & CHAIRS for INTRUST BANK ARENA –
FACILITIES DEPARTMENT
FUNDING – ARENA SALES TAX**

“Recommendation is to accept the quote from John A. Marshall in the amount of \$273,662.62. Item 10;

**10. LIFT TRUCK for INTRUST BANK ARENA – FACILITIES DEPARTMENT
FUNDING – ARENA SALES TAX**

“Recommendation is to accept the bid meeting all specifications from Berry Material Handling in the amount of \$51,783.34. And Item 11;

**11. SKID STEER LOADER for INTRUST BANK ARENA – FACILITIES
DEPARTMENT
FUNDING – ARENA SALES TAX**

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“That recommendation, I’m going to make a slight modification to, recommendation is to accept the low alternate bid with optional solid cab, heat and air meeting specifications from White Star Machinery in the amount of \$24,046.21. I’d be happy to answer any questions and I recommend approval of these items.”

MOTION

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

Chairman Parks seconded the motion.

Chairman Parks said, “Any further discussion? Let’s give this a little more time. On the last item that you just amended a little bit, can you kind of expand on that a little bit.”

Ms. Baker said, “In regard to?”

Chairman Parks said, “Why it was amended, just a little bit there.”

Ms. Baker said, “There were, looks like five, bids received some alternates in the bidding and there is a note in here identifying all of the bids that did not meet the specifications, so White Star is the lowest bid that has met all the specifications in that bid document.”

Chairman Parks said, “Okay. Thank you. Commissioner Peterjohn.”

Commissioner Peterjohn said, “Ms. Baker, I’m interested in the items that are related to the arena and how they compare with what was budgeted and would be interested in knowing how the successful bids through the Bid Board compared with what had been budgeted?”

Ms. Baker said, “Everything modular furniture was right on target for budget, state contract pricing, the pricing has been set for quite some time. The drape and skirting is under. Forklift is under, and then as is the skid steer. There were questions at Bid Board about why we identified several items as option, the cab enclosure, and we did that because we felt that the budget was close. And then when the bids came in, we went with the option because it’s still within budget.”

Commissioner Peterjohn said, “Let me ask you about Item 9, because that was the furniture and chairs for the Intrust Bank Arena, and looking at the notes and background information where it says Herman Miller is the county standard but we only had one bid from John Marshall. Could you discuss that in a little bit more detail for the record please?”

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Ms. Baker said, “Sure. Herman Miller is the manufacturer of modular furniture, that’s the work station cubicle furniture. It is state contract. John Marshall is the authorized representative for installation, tear down, moving for Herman Miller’s modular furniture and it’s contracted as such to primarily cover warranty issues and to cover the complexity of assembling and disassembling that specific equipment. So Herman Miller is the state contract for the modular furniture and John A. Marshall is the state contracted authorized distributor for the Herman Miller furniture. And John Marshall is a local presence, if you will.”

Commissioner Peterjohn said, “Well I appreciate that very much because, obviously, if anyone looks at the backup and sees that we have only got only one bidder, that always raises some questions as often when you provided the explanation, in terms of why we picked a bidder with an option that was not the lowest, that’s always appreciated too. Thank you.”

Ms. Baker said, “Well, and I will say for the record, both the modular furniture and equipment, along with the services to assemble, were both competitively bid when those contracts were awarded.”

Chairman Parks said, “Seeing no further questions, 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

O. CONSENT AGENDA.

- 1. Approval for funding for the Bentley Senior Center in the amount of \$4,907.70.**

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2. Second Amendment to the Lease Agreement between COMCARE and Air Capital Investments, LLC for the Primeline Building, 154 N. Topeka, Wichita, KS.
3. Agreement with Kansas Department of Corrections providing on-line access to Sedgwick County's electronic data.
4. One (1) Temporary Construction Easement for the Sedgwick County project: debris removal from creek west of Seneca on 93rd St. North. District 4.
5. Three (3) Temporary Construction Easements for the Sedgwick County road project R-626-34; paving of E. Calais Road. District 5.
6. **Housing Department Section 8 Rental Assistance.**

| <u>Contract Number</u> | <u>Rent Subsidy</u> | <u>District Number</u> | <u>Landlord</u> |
|------------------------|---------------------|------------------------|------------------------|
| V09027 | \$214 | BU | Zinn, Joe T. |
| V09029 | \$349 | 4 | Brookfield Apartments |
| V09031 | \$325 | 4 | Brookfield Apartments |
| V09032 | \$217 | 3 | Nagel, Curtiss |
| V09035 | \$326 | 5 | Mulvane Housing Assoc. |

7. The following Section 8 contracts are up for annual recertification:

| <u>Contract Number</u> | <u>Old Amount</u> | <u>New Amount</u> |
|------------------------|-------------------|-------------------|
| V04063 | \$201 | \$253 |
| V03089 | \$353 | \$344 |
| V04061 | \$296 | \$278 |
| V07068 | \$316 | \$318 |
| V010150 | \$218 | \$206 |
| V05071 | \$261 | \$230 |
| V06056 | \$313 | \$352 |
| V08053 | \$217 | \$201 |
| V2069 | \$326 | \$317 |
| V05049 | \$212 | \$143 |
| V08057 | \$227 | \$267 |
| V08051 | \$623 | \$366 |
| V08058 | \$222 | \$222 |

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| | | |
|-----------------|----------------------|----------------------|
| V2086 | \$390 | \$352 |
| V08068 | \$333 | \$324 |
| V08056 | \$339 | \$346 |
| V07064 | \$266 | \$264 |
| V07084 | \$243 | \$222 |
| V2093 | \$540 | \$540 |
| V08067 | \$195 | \$206 |
| V08060 | \$688 | \$699 |
| V08059 | \$295 | \$287 |
| V04062 | \$213 | \$222 |
| V05060 | \$194 | \$227 |
| V08064 | \$630 | \$650 |
| Contract | <u>Old</u> | <u>New</u> |
| Number | <u>Amount</u> | <u>Amount</u> |
| V05062 | \$199 | \$209 |
| V06060 | \$300 | \$289 |
| V04068 | \$226 | \$233 |
| V07076 | \$388 | \$372 |
| V08042 | \$263 | \$251 |
| V06053 | \$261 | \$239 |
| V07081 | \$327 | \$389 |
| V08069 | \$216 | \$216 |
| V07085 | \$550 | \$560 |
| V06062 | \$203 | \$215 |
| V05063 | \$275 | \$269 |
| V04069 | \$267 | \$385 |
| V06055 | \$465 | \$463 |
| V08050 | \$301 | \$383 |
| V98004 | \$398 | \$356 |
| V07079 | \$272 | \$285 |
| V05058 | \$270 | \$378 |
| V2075 | \$343 | \$344 |
| V08062 | \$214 | \$109 |
| V07072 | \$252 | \$187 |
| V05051 | \$624 | \$624 |
| V05051 | \$624 | \$373 |
| V05059 | \$129 | \$129 |
| V05059 | \$129 | \$ 50 |
| V08044 | \$181 | \$178 |

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| V07066 | \$155 | \$209 |
|-----------------------------------|------------------------------|------------------------------|
| V05066 | \$460 | \$457 |
| V08072 | \$434 | \$428 |
| V08075 | \$450 | \$450 |
| V020068 | \$285 | \$274 |
| V020051 | \$148 | \$168 |
| V08070 | \$445 | \$509 |
| V95119 | \$286 | \$165 |
| V05061 | \$134 | \$ 81 |
| V07077 | \$329 | \$355 |
| V04064 | \$288 | \$328 |
| V08063 | \$478 | \$474 |
| V05045 | \$ 63 | \$238 |
| <u>Contract Number</u> | <u>Old Amount</u> | <u>New Amount</u> |
| V09002 | \$100 | \$248 |
| V07029 | \$430 | \$484 |
| V08023 | \$655 | \$618 |
| V03046 | \$193 | \$181 |
| V07021 | \$317 | \$256 |
| V07092 | \$520 | \$675 |
| V08085 | \$273 | \$198 |
| V04097 | \$600 | \$600 |
| V08093 | \$489 | \$402 |
| V08024 | \$258 | \$304 |
| V06055 | \$500 | \$465 |
| V08005 | \$317 | \$246 |
| V020051 | \$168 | \$ 33 |

8. General Bill Check Register of September 9, 2009 – September 15, 2009.

9. 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:

Stuhlsatz Estate Addition

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10. 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:

Renberger's 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 Unruh seconded the motion.

Chairman Parks said, "Motion and a second, have a little bit of discussion on that issue. Commissioner Welshimer."

Commissioner Welshimer said, "Well, I was going to ask the Manager, the agreement with the Department of Corrections providing online access to Sedgwick County's electronic data, does that mean at state level?"

Mr. Buchanan said, "Pardon me?"

Commissioner Welshimer said, "Number 3. Item 3. Is that our own Corrections Department under Mr. Masterson or is that the..."

Mr. Buchanan said, "Ma'am, that is the State Department of Corrections."

Commissioner Welshimer said, "Okay. And what type of..."

Mr. Buchanan said, "We provide..."

Commissioner Welshimer said, "Everything we have or what are they asking for?"

Mr. Buchanan said, "We have agreements for outside agencies to hook on to our system for records that they may want to search. I assume this has to do with the people's property, assume it

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has to do with those folks who have been adjudicated through the corrections system and either have been in our jail or have sent back to our probation department.”

Commissioner Welshimer said, “Okay. Alright, thank you.”

Chairman Parks said, “I can certainly see how, coming from a law enforcement background, that they would want to access some of that information. Seeing no further discussion, call the vote.”

VOTE

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

P. OTHER

Chairman Parks said, “‘Other.’ I don’t see any requests to speak for ‘other’ right now. Oh I see Commissioner Norton, Commissioner Peterjohn, because I do have a lengthy one.”

Commissioner Norton said, “Okay. Just a couple things. This weekend at noon in Old Town along Douglas is the Wagonmaster’s Old Town Chili Cook-Off and I invite everyone to come out. Hopefully it will be beautiful weather and a nice time to enjoy family and friends and some food and celebrate what is good about Sedgwick County and Wichita. And just a note to recognize that former Commissioner Bud Henson is in the audience today and we always try to recognize former commissioners that have served. Welcome, Bud. That’s all I have, Mr. Chair.”

Chairman Parks said, “Okay. Commissioner Peterjohn.”

Commissioner Peterjohn said, “Thank you, Mr. Chairman. Mr. Norton, you beat me to the punch there. I was going to mention former Commissioner Henson since I now have the privilege of occupying the office that he occupied for eight years as a County Commissioner. Last night I had the opportunity and privilege to speak to a group, kind of describing themselves as government 101, and I see several of those folks here in the audience today who had interest in county government in particular and local government in general.”

Commissioner Peterjohn “I wanted to recognize them, as well as welcome them to the County Commission meeting here today and also I want to repeat a mention that I made last week that folks, after they get finished having their chili, they ought to get out to the Colwich Heritage Fall

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Festival which will be held Saturday the 26th in Colwich, Kansas. So, we've got a lot going on in our community this weekend and I hope the weather is as accommodating this upcoming weekend as it was last weekend."

Chairman Parks said, "And I guess I saved the best Saturday activities for the last, in my district. I do know that we have a lot of festivals going on, and it's a busy time of the year, but I need to read off quite a list of things that are going on at the Valley Center Fall Festival. There's a car show on Friday night from 4:30 to 8:00. It is going to be particularly connected with the County Commission this year because starting a new tradition and hopefully it will, that the contract we signed them for 50 years for that, oh no, we didn't sign a contract, did we? For the Chairman's choice trophy that the Chairman will be buying personally and not using tax money for to go up and judge the cars at that one. Hopefully we will have a longstanding relationship with them on that. And that will be at the Leeker's parking lot on Meridian from 4:30 to 8:00, and that is one of the premiere car shows actually in the county and region now. We've been averaging between 70 and 100 cars in that and that's sponsored by the Lions Club, which I happen to be a member of at Valley Center.

"Also on Friday night, the Ottaway Amusements start on the midway and they bring a plethora of amusement rides, and some pretty big ones, and there are special deals and you can certainly go to the Valley Center Chamber of Commerce website and see those special deals. Also Friday and Saturday, the Lions Club has an all-beef frank stand and you would be remiss if you didn't get by there and have an all-beef frank. It's just not a common old carnival hot dog; it is an all-beef frank. So, those are quarter pounders before cooking. On Saturday night, there's a street dance. Saturday during the day there's also disc golf in Whiz [sic] McLaughlin Park, which is on the northeast side of Valley Center. Sunday there's fireworks. Sunday evening there's a free dinner if you have a button, so you need to get to those areas and purchase a button to participate in some of those events. So there's just a lot of things going on in Valley Center this weekend and I'd invite you all out to participate in those. Any other items to come before the County Commission today? Having seen none, this meeting is adjourned."

Commissioner Welshimer said, "Fire District?"

Commissioner Peterjohn said, "Fire District?"

Chairman Parks said, "Yeah. We're adjourned, but we're going to go to the Fire District now."

Q. ADJOURNMENT

There being no other business to come before the Board, the meeting was adjourned at 10:18 a.m.

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

KELLY PARKS, Chairman

Regular Meeting, September 23, 2009

Fourth District

DAVID M. UNRUH, Commissioner
First District

TIM R. NORTON, Commissioner
Second District

KARL PETERJOHN, Commissioner
Third District

GWEN WELSHIMER, Commissioner
Fifth District

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED:

_____, 2009