

# Sedgwick County

525 North Main Street 3rd Floor  
Wichita, KS 67203



*Sedgwick County...  
working for you*

## Meeting Minutes - Final

Wednesday, February 15, 2012

9:00 AM

BOCC Meeting Room

### **Board of Sedgwick County Commissioners**

*Pursuant to Resolution #131-2010, adopted by the Board of County Commissioners on August 11, 2010, members of the public are allowed to address the County Commission for a period of time limited to not more than five minutes.*

*Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of Sedgwick County, should contact the office of Lindsey Mahoney, Sedgwick County ADA Coordinator, 510 N. Main, Suite 306, Wichita, Kansas 67203*

*Phone: (316) 660-7052, TDD: Kansas Relay at 711 or 800-766-3777*

*Email: [Lmahoney@sedgwick.gov](mailto:Lmahoney@sedgwick.gov), as soon as possible but no later than 48 hours before the scheduled event. Please include the name, location, date and time of the service or program, your contact information and the type of aid, service, or policy modification needed.*

## ORDER OF BUSINESS

### CALL MEETING TO ORDER

*The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:04 a.m. on Wednesday, February 15, 2012, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Tim R. Norton, with the following present: Chair Pro Tem James B. Skelton; Commissioner David M. Unruh; Commissioner Karl Peterjohn; Commissioner Richard Ranzau; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. Larry Ternes, Youth Services Administrator, Department of Corrections; Ms. Annette Graham, Executive Director, Department on Aging; Mr. Tom Pletcher, Clinical Director, COMCARE; Ms. Tabitha Lehman, Election Commissioner; Mr. Ron Holt, Assistant County Manager; Mr. Joe Thomas, Acting Director, Purchasing Department; Ms. Penny Poland, Administrative Office, Fleet Management; Mr. Richard Vogt, Chief Information Officer, Division of Information and Operation; Ms. Kristi Zukovich, Director, Communications; and Ms. Amanda Lee, Deputy County Clerk.*

### INVOCATION

*Led by Dr. Glenn Tombaugh, Mt. Vernon United Methodist Church*

### FLAG SALUTE

### ROLL CALL

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

**Present** 5 - Chairman Karl Peterjohn, Commissioner Richard Ranzau, Commissioner Jim Skelton, Commissioner Tim Norton and Commissioner Dave Unruh

### DONATIONS

A [12-0093](#)

DONATION OF 135 GARDEN SEED PACKETS VALUED AT \$270.00 TO BE USED FOR YOUTH PROGRAMMING AT THE JUVENILE DETENTION FACILITY OF THE SEDGWICK COUNTY DEPARTMENT OF CORRECTIONS.

Presented by: Larry Ternes, Youth Services Administrator.

RECOMMENDED ACTION: Accept the donation and authorize the Chairman to sign a letter of appreciation.

*Mr. Larry Ternes, Youth Services Administrator, Department of Corrections, greeted the Commissioners and said, "The Baker Creek Heirloom Seed Company out of Mansfield Missouri has donated 135 garden seed packets valued at \$270 to be used for youth programming at our Juvenile Detention Facility. I might add they will be used in our outdoor recreation area where we have live plants and things like that. The donation will be used, as I mentioned, for garden projects in what we call the interior courtyard at the Juvenile Detention Facility. I would recommend that you accept this donation and authorize the Chair to sign a letter of appreciation. And as always, I would be happy to answer any questions that you may have."*

*Chairman Norton said, "Commissioners, you have heard the presentation. Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. Quick question, is this the first time we received a gift from, can you repeat the name of the company?"*

*Mr. Ternes said, "Yes, sir, definitely. It is called the Baker Creek Heirloom Seed Company and yes, it is the first time. The way this came about was one of our supervisors at Juvenile Detention [Facility] who's taken the responsibility on of working with the residents in the outdoor courtyard area, was looking online for different seed companies, because we always plant flowers and different kinds of vegetation out there, ornamental plants, things like that. And he ran across this Baker Creek [Heirloom Seed Company] website. So he started looking into it more and found out that they have a program that they call 'Seeds for Peace', and they donate seeds to non-profits across the United States.*

*"So when we made the contact with them, they said, yes, your organization, your county Juvenile Detention Facility could definitely apply, or would fit with this particular program. And so they volunteered to send us the seeds, and it was just something we couldn't pass up. So we thought it was an excellent, excellent thing. And just so you know, the seeds are a mixture of flowers, ornamental plants and different kinds of vegetables. And we use those for our programming inside the facility, and sometimes we make things like sauces and things like that, that the kids can do in our kitchen, it is a small kitchen in the Juvenile Detention Facility."*

*Commissioner Peterjohn said, "I'm delighted to hear, in terms of on the vegetable side."*

MOTION

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

*Commissioner Ranzau seconded the motion.*

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

VOTE

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

*Chairman Norton said, "Thank you, Larry."*

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

*Chairman Norton said, "Madam Clerk, next item."*

**A motion was made by Chairman Peterjohn, seconded by Commissioner Ranzau, that this Donation(s) be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

**NEW BUSINESS**

**B**      [12-0089](#)

SIGNATURE AUTHORITY TO SIGN APPLICATIONS, REPORTS, PLANS AND OTHER DOCUMENTS FOR SUBMISSION TO THE KANSAS DEPARTMENT ON AGING (KDOA).

Presented by: Annette Graham, LSCSW, Executive Director, Central Plains Area Agency on Aging/Sedgwick County Department on Aging.

RECOMMENDED ACTION: Approve the signature authority and authorize the Chairman to sign.

*Ms. Annette Graham, Executive Director, Department on Aging, greeted the Commissioners and said, "Annually the Kansas Department on Aging requires all area agencies on aging in the state submit reliable evidence as to who in the organizations have been authorized by the governing board to sign documents on their behalf. This is a notarized affidavit of the Chairman of the governing board which identifies persons by their names and titles and/or positions who have been authorized by the governing body to sign the documents on behalf of the organization. So you have that before you. I would request that you approve the signature authority and authorize the Chairman to sign."*

**MOTION**

*Commissioner Skelton moved to approve the signature authority and authorize the Chairman to sign.*

*Commissioner Unruh seconded the motion.*

*Chairman Norton said, "I have a motion and a second. Any discussion? Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. Annette, this is just standard operating practice for us, we've done this previously?"*

*Ms. Graham said, "Yes. Every year we're required to do this because when we change the Chairman and the Vice-Chair, that does change who is authorized, because as the governing board, the Chairman is the authorized signature authority for some of the documents, and then I as the Executive Director of the organization and our Fiscal Director also, signature on different reports and an annual document."*

*Commissioner Unruh said, "All right. Thank you. That's all I have, Mr. Chairman."*

*Chairman Norton said, "Okay. We have a motion and a second before us. There's no other discussion, Madam Clerk, call the vote."*

**VOTE**

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

*Chairman Norton said, "Thank you, Annette. Next item."*

**A motion was made by Commissioner Skelton, seconded by Commissioner Unruh, that this Signature Authority be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

C [12-0094](#)

RENEWAL AGREEMENTS WITH BEHAVIORAL LINK, DCCCA, INC, AND URBAN LEAGUE OF KANSAS.

Presented by: Tom Pletcher, Clinical Director, COMCARE.

RECOMMENDED ACTION: Approve the agreements and authorize the Chairman to sign.

*Mr. Tom Pletcher, Clinical Director, COMCARE, greeted the Commissioners and said, "You have before you several renewal agreements with three of our community partners, Behavioral Link, DCCCA Inc. (Douglas County Citizens Committee on Alcoholism), and Urban League [of Kansas] Douglas County counseling center. These three organizations provide an array of services for youth with serious emotional disturbances who were referred by COMCARE. Each agreement clearly spells out the services to be provided. The service descriptions, and the conditions and expectations required by Medicaid in order to be reimbursed. Payment comes through Medicaid billing and is paid to these partners after COMCARE receives the Medicaid revenue. Contract caps were offered...altered, excuse me, some this year for Urban League, whose cap was lowered by about \$175,000, and DCCCA whose cap was increased by \$50,000. The cap for Behavioral Link remains the same.*

*"The reason for these adjustments was based primarily on utilization and perceived need for the services that these organizations deliver. No county mill levies funds are supporting these contracts. These contractors help provide community mental health services that reduce the risk of these youth going into more expensive and restrictive settings, such as state or local hospitalization, and psychiatric residential treatment facilities. We would recommend that you approve the agreements and authorize the Chairman to sign."*

*Chairman Norton said, "Commissioners, you heard the presentation. What is the will of the Board?"*

MOTION

*Commissioner Unruh moved to approve the agreements and authorize the Chairman to sign.*

*Commissioner Skelton seconded the motion.*

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

VOTE

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

*Chairman Norton said, "Okay, Tom, you're up for several, I think..."*

*Mr. Pletcher said, "I think so."*

*Chairman Norton said, "We are going to move on. Madam Clerk, call the next item."*

**A motion was made by Commissioner Unruh, seconded by Commissioner Skelton, that this Contract be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

**D**      [12-0096](#)

MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS AFFILIATION AGREEMENT.

Presented by: Tom Pletcher, Clinical Director, COMCARE.

RECOMMENDED ACTION: Approve the agreements and authorize the Chairman to sign.

*Mr. Pletcher said, "This is a renewal of a long-standing agreement with the Mental Health Association of South Central Kansas, or MHA. This agreement allows MHA to receive Medicaid payments for Medicaid mental health services that they provide to children, families, and adults. The services MHA provides for this contract are billed through COMCARE, as the community mental health center, and as payment is made to them only after Medicaid reimbursement is received by us, and MHA provided approximately \$6.3 million in it Medicaid services throughout last year. Again, no mill levy funds are used to support this contract. We would recommend that you approve the agreement, and authorize the Chairman to sign."*

*Chairman Norton said, "Once again, Commissioners, you've heard the presentation. What is the will of the Board?"*

**MOTION**

*Commissioner Skelton moved to approve the agreements and authorize the Chairman to sign.*

*Commissioner Unruh seconded the motion.*

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

**VOTE**

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

*Chairman Norton said, "Next item."*

**A motion was made by Commissioner Skelton, seconded by Commissioner Unruh, that this Contract be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

E [12-0097](#)

CONTRACT FOR COMMUNITY BASED SERVICES WITH THE MENTAL HEALTH ASSOCIATION OF SOUTH CENTRAL KANSAS.

Presented by: Tom Pletcher, Clinical Director, COMCARE.

RECOMMENDED ACTION: Approve the agreement and authorize the Chairman to sign.

*Mr. Pletcher said, "This contract funds several services and programs provided by the Mental Health Association for adults with severe and persistent mental illness and to children with serious emotional disorder. These services include specialized residential services, flex funds for adult case management and family services. The contract is a renewal, and includes updated performance measures. The overall contract is a reduction of about \$175,000 from last year due to the savings planned through Medicaid funds and as well as COMCARE...well looking at those savings plans, COMCARE was not able to support the one program in particular, the chat line, which was a consumer run phone line, that was a reduction of \$65,000. And then the cap on family services program was reduced by approximately \$110,000. The reason for that was based on moving some of those services in-house through our children's services, and also the demand for those services through MHA. Again, no mill levy funds support this contract. And the contract is funded through our state contract through SRS (Social and Rehabilitation Services) and our fee per service revenue. Total amount for the contract \$523,682. I would be happy to answer any questions you have."*

*Chairman Norton said, "Well, certainly we want to make sure we continue to maintain the highest level of services, but this is a good example that we've had to revisit and retool and look at our contracts, and there is some reduction in some of the things we do. We had a pretty big discussion about that yesterday at our retreat, that there's some new things that we'll do and some old things that we have to diminish and save money on, and this is a good example of relooking at contracts that we have had for a long time. Commissioners, you heard the presentation. What is the will of the Board?"*

MOTION

*Commissioner Skelton moved to approve the agreement and authorize the Chairman to sign.*

*Commissioner Ranzau seconded the motion.*

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

VOTE

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

*Chairman Norton said, "Okay, Tom, you are up for the last one. Madam Clerk, next item."*

**A motion was made by Commissioner Skelton, seconded by Commissioner**

**Ranzau, that this Contract be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

F [12-0098](#)

AGREEMENT FOR MEDICAL PROVIDER FOR INPATIENT SERVICES IN  
SEDGWICK COUNTY.

Presented by: Tom Pletcher, Clinical Director, COMCARE.

RECOMMENDED ACTION: Approve the agreement, authorize the Chairman to sign,  
and authorize the necessary budget authority.

*Mr. Pletcher said, "This is a new agreement with SRS, which is a cooperative agreement in which SRS pays COMCARE \$200,000 towards the expense of our medical providers who admit and round for our patients at Via Christi's Behavioral Health [Center] inpatient unit. Both parties have agreed that during this calendar year, SRS, COMCARE and Via Christi Behavioral Health will work to study the local inpatient options to try to ensure that they are as effective and efficient as possible. The contract stipulates that SRS will pay COMCARE \$50,000 on a quarterly basis in support of these services. We would recommend that you approve the contract, and authorize the Chairman to sign."*

*Chairman Norton said, "Tom, how long have we done inpatient services through Via Christi?"*

*Mr. Pletcher said, "We've done this for quite a number of years, and I can't remember the exact number right now, but since a previous psychiatric provider opted out of that, we've been providing the staffing for that. And up until this time, we have bore that financial responsibility completely. So this allows the state to share that responsibility with us, and coming up in the next few weeks, you'll see another agreement in which Via Christi is also sharing in the cost of this program."*

*Chairman Norton said, "So it becomes kind of a three-legged stool partnership as opposed to the county having all the burden."*

*Mr. Pletcher said, "That's correct."*

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

*Commissioner Unruh said, "Is the level of services offered in terms of the cost, the \$200,000, is that the same as it has been?"*

*Mr. Pletcher said, "Yes. This is based on the previous utilization. Our expenses run just in the ballpark of about \$650,000 for a year's worth of services there. However, we do receive some income based on billing for the services that are provided there. And that may vary from year to year, based on insurance composition and things such as this. So in general, this covers about half of what would have been a loss for us that we've experienced alone in the past years."*

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

*Chairman Norton said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. Let me ask you, Tom, have these figures varied a good deal in the last few years in terms of the total cost that we've been looking at, or is the \$650,000 fairly stable?"*

*Mr. Pletcher said, "I think it is as stable as we can make it out to be based on*

*different environmental conditions and demands for services. We've seen the population at the inpatient unit be fairly stable, roughly 25 people on a daily basis."*

*Commissioner Peterjohn said, "I appreciate that, because Mr. Chairman, I plan to support this motion. I have been critical at times of other units of government and the state has been one of them, for areas where I don't think they've participated well and how they have handled cost, but I very much appreciate the state's role in this today, and I want to commend them publicly. And Mr. Chairman, like I said, plan to support this motion. Thank you."*

*Chairman Norton said, "I concur. You know, when we had mental health reform several years ago, a lot of things kind of rolled downhill to the counties to take care of, and the funding didn't always follow. And this is the chance for the state to step up and kind of fill some of the gaps so that we can continue providing those services to our citizens here in Sedgwick County."*

**MOTION**

*Commissioner Unruh moved to approve the agreement, authorize the Chairman to sign, and authorize the necessary budget authority.*

*Commissioner Skelton seconded the motion.*

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

**VOTE**

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

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

*Chairman Norton said, "Thank you, Tom, appreciate it. Madam Clerk, call the next item."*

**A motion was made by Commissioner Unruh, seconded by Commissioner Skelton, that this Contract be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

G [12-0123](#)

SAFE ACT COMPLIANCE.

Presented by: Tabitha Lehman, Election Commissioner.

RECOMMENDED ACTION: Designate the County Election Commissioner's Office to provide assistance under the SAFE Act.

*Chairman Norton said, "I see our Election Commissioner, Tabitha Lehman coming up."*

*Ms. Tabitha Lehman, Election Commissioner, greeted the Commissioners and said, "As part of the SAFE (Secure and Fair Elections) Act that was passed and took effect January 1st of this year, each county is required to designate one department to help people process their applications to receive free birth certificates. So this is just a recommendation that the Election Office handle those, and that we be designated to do so."*

*Chairman Norton said, "Okay. I don't see any, well okay, Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Kind of a related question, how would this, can you walk through a little bit about how the certificate, how this will work and how it is different from what we've been doing previously?"*

*Ms. Lehman said, "Well, we have not had anything to do in the past with helping anyone get a birth certificate, obviously that would be something that KDHE (Kansas Department of Health and Environment) handles. What this will change is just if someone comes into our office and needs help, we will provide them with the proper forms, you know, let them fill those out and transmit those to KDHE on their behalf, so it does not cost them anything to get the free document."*

*Commissioner Peterjohn said, "Well, I mention that, because I thought it was very interesting. The lead story in USA Today yesterday was talking about the large volume of incorrect voter registrations that exist around the country, and a large number of deceased people who are still on the voter rolls, and other problems with voting. And I would sure hate to have my vote cancelled by somebody who either wasn't a citizen, or wasn't a legal voter and/or situations where the people have multiple registrations in multiple states. Since you're here this morning, I would like to get your thoughts and opinions on, if you happen to see that, those news reports, and if you had any comments on them."*

*Ms. Lehman said, "I did not see the one in USA Today. I did read one on NPR (National Public Radio), thanks to my husband forwarding it to me, but, you know, I think you are all very well aware that in the years past, and as we continue on with the new Election Commissioner, it has been our goal for a long time to have as clean records as we possibly can under the confines of the law. I think we have some new tools at our disposal that will help us towards that end, but we have made a concentrated effort to go through every record and confirm those people as best we can. So I don't know for other states, I don't even know for other counties. I know in Sedgwick County this has been a goal, it was a goal of Bill Gale's and it is certainly a goal of mine to make sure our records are as clean as we can possibly make them while complying with the laws."*

*Commissioner Peterjohn said, "Thank you."*

MOTION

*Commissioner Peterjohn moved to designate the County Election Commissioner's Office to provide assistance under the SAFE Act.*

*Commissioner Skelton seconded the motion.*

*Chairman Norton said, "We have a motion and second. Before I call the vote, Tabitha, what is the turn-around time look, so that people have an idea that, you know, if they are going to apply for the birth certificate, that it takes a certain amount of time before an election, about what is the time frame is now?"*

*Ms. Lehman said, "You know, they have KDHE's website, they have it broken down. I believe, I should have looked at that again this morning, but I believe it is that if you apply online, they said it would usually be three to five days, but if you are doing it on paper then of course you have to add in the time for mailing it back and forth. So I think it was about 10 days, I believe."*

*Chairman Norton said, "Relatively short time period."*

*Ms. Lehman said, "Yes. But that's all depending on the person filling out the paperwork properly."*

*Chairman Norton said, "Yes. If people wanted to just have a precursor phone call to know what information they need to bring with them and everything, do you have a phone number they can call to start getting that information?"*

*Ms. Lehman said, "They can. I think the majority of the questions should go to KDHE, because they will be ones processing that. I don't have that number off the top of my head."*

*Chairman Norton said, "Okay."*

*Ms. Lehman said, "But that is all accessible on their website."*

*Chairman Norton said, "Okay. And is there certain information that will be needed, that's on their website, too?"*

*Ms. Lehman said, "And when someone comes in, we go to KDHE's website and follow step by step what they say to do."*

*Chairman Norton said, "Okay. So actually the default would be, if you are at home and you have a computer, go to the KDHE website. But you can come and fill out the paperwork here locally."*

*Ms. Lehman said, "The purpose of this is so that if someone does not want, or cannot pay to transmit the documents, then we will provide free transmittal to KDHE."*

*Chairman Norton said, "Okay."*

*Ms. Lehman said, "That's our role."*

*Chairman Norton said, "Okay. Good. We have a motion and a second. Any other discussion? Madam Clerk, call the vote."*

VOTE

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

*Chairman Norton said, "Next item."*

**A motion was made by Chairman Peterjohn, seconded by Commissioner Skelton, that this Requests be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

H [12-0107](#)

UPDATE ON PREPAREDNESS FOR ADVANCE VOTING AND SPECIAL ELECTION  
ON FEBRUARY 28, 2012.

Presented by: Tabitha Lehman, Election Commissioner.

RECOMMENDED ACTION: Receive and File.

*VISUAL PRESENTATION*

*Ms. Lehman said, "We just wanted to give you an update as to what is going on with the special election for the City of Wichita. So we'll just kind of jump right in there, and we'll also be touching on voter ID (identification) requirements under the new SAFE Act. The special election will be February 28th, 2012, and only those who live within the city limits of Wichita will be eligible to vote. I just wanted to touch on this, this isn't in the presentation, but we received some contacts this morning from a voter who said they were at the Home Show and they were handing out advance application[s] saying anyone can get a ballot and we just want to make sure that the public understands that is not true. You can only get a ballot if you live in the city limits of Wichita.*

*"Voter registration for this election closed on February 7th. So, we have the information here on how someone would register to vote, but the deadline for that has already passed. A new Kansas Voter ID Law or SAFE Act, every voter must show government-issued photo ID when voting. A voter requesting a ballot by mail must write his or her driver's license number on the application or send a copy of the government issued photo ID to get a ballot. And on those applications we have the list of approved documents for them. Driver license or ID card issued by the State of Kansas or another state, these are now listing the things used at the polls when they go to vote. They can use a U.S. (United States) Passport, student ID issued by an accredited post secondary institution in Kansas, meaning they cannot use high school ID, it does need to be a college, U.S. Military ID, employee badge or identification document issued by a government office. So you can come over and vote with your county badge.*

*"A voter age 65 or older may use any of these documents that are expired. Certain individuals are exempt from the ID requirements. Those would be voters with religious objections, but they must sign an affidavit, a declaration saying that they have a religious objection. We have not had anyone do that yet. If they do need to do that, they can file that either with the Secretary of State's office or with our office, or they will have those documents at all polling locations, and they can fill it out on Election Day.*

*"This election we are rolling out our new electronic poll books, this is something I have been working for a couple years, when Bill Gale was still Election Commissioner, but it is very exciting to roll them out and actually get to use them. When you come to the polls, if you produce your driver's license for your ID they will be able to scan the bar code on the back and it will pull up the file. It adds a lot of security to the process.*

*"It also helps us make sure we're checking in the proper person, and it really speeds up the process. The poll workers will be, I already said that, never mind, I'll go on to the next slide.*

*"We did, because of the short notice of this election, we did have several polling locations that are unavailable for us to use, so we have over 16,000 registered voters who will vote at a different location. Those voters will receive notification from our office saying where they are to go. Advanced voting in person started this morning in our*

office. As you can tell, I've already voted. When I left, we had had six people vote, majority of those were our office staff, however. But, hey, we voted!

*"Advanced voting in person at the satellite advance sites will begin Thursday, February 23rd, and so Thursday and Friday, we will be open noon to 7:00 p.m., and then Saturday, from 9:00 a.m. To 4:00 p.m., and anyone who is eligible to vote in this election can vote at any of those locations, just as always. We have our list of advanced voting locations, Center for Health and Wellness, Grace Presbyterian Church, Machinist Building, Maranatha Worship Center, Reformation Lutheran Church [Parish Hall], Sedgwick County Zoo [Cargill Learning Center], Sharon Baptist Church, St. Andrews Lutheran Church and Westlink Church of Christ. You can go to [www.voteks.com](http://www.voteks.com)] and find your polling location, or view your sample ballot, or track your advanced ballot by mail. We do have a full election schedule this year, they seem to keep coming. So we have the election on February 28th, then April 3rd we have Colwich and Garden Plain's city general election, April 3rd we also have USD (Unified School District) 260 school bond election, May 8th, we have USD 263 school bond election, and then in the fall we'll have, August 7th the primary election, and November 6th the general election. So if anyone has any questions, they can contact [316] 660-7100 or visit our website at [[www.sedgwickcounty.org](http://www.sedgwickcounty.org)]."*

Chairman Norton said, "Okay, thank you. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. Let me ask, a lot of people don't know USD numbers, 260 and 263..."

Ms. Lehman said, "I'm sorry."

Commissioner Peterjohn said, "I think for the public record side of it, do you have those school districts?"

Ms. Lehman said, "263 is Derby, and 260 is Mulvane."

Commissioner Peterjohn said, "So Derby and Mulvane, the southeast part of the county, Commissioner Skelton's district, has a couple special elections coming up."

Ms. Lehman said, "Yes."

Commissioner Peterjohn said, "So, I think that will be important for the folks in that area. I wanted to ask you, because I received a lot of questions and concerns about the upcoming vote, February 28th, about the ballot language. Could you kind of walk me through, in terms of who in the Commission Election office wrote the ballot language that's going to be on the ballot February 28th."

Ms. Lehman said, "The ballot language is not something we approve. That has come to us by city ordinance."

Ms. Lehman continued, "So when the election was called, the question was already set on that, and that's then what we put on the ballot."

Commissioner Peterjohn said, "So it is someone at the City of Wichita that actually..."

Ms. Lehman said, "But they write it based on state statute."

Commissioner Peterjohn said, "State statute."

*Ms. Lehman said, "There are legal requirements as to what that question must be."*

*Commissioner Peterjohn said, "Yes, I'm very familiar with the Article 12, Section 5-B of the Kansas Constitution. A question, the other comment I would like to make, would it be possible to hold this election that's coming up on the 28th, or the August or November elections coming up later this year in Sedgwick County, if the churches did not provide us with the location to hold these..."*

*Ms. Lehman said, "The polling locations were not...no. Not in a regular sense. If we did not have polling locations, and if those places were not available, we would not be able to have Election Day voting the way we do."*

*Commissioner Peterjohn said, "You're telling me what I have been told in the past, and reconfirming it. I very much appreciate it. Because there is a lot of talk about the separation of church and state, but at least as far as Sedgwick County and elections go, if we didn't have the cooperation of the church community that we had, it would be, you are telling me it would not be possible to put on these elections."*

*Ms. Lehman said, "We would have to find alternate venues. But the churches seem to be the ones that are available, and have the space required and are ADA (Americans with Disabilities Act) compliant."*

*Commissioner Peterjohn said, "So they are ADA compliant, they have restroom facilities, they have large parking facilities..."*

*Ms. Lehman said, "And they are available."*

*Commissioner Peterjohn said, "At various times in my life I voted at various places, and I think it's just a significant fact on the way elections are held in the 21st century here in Sedgwick County that point out that fact, Mr. Chairman."*

#### MOTION

*Commissioner Peterjohn moved to receive and file.*

*Commissioner Ranzau seconded the motion.*

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

#### VOTE

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

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

*Chairman Norton said, "Thank you. Call the next item."*

**A motion was made by Chairman Peterjohn, seconded by Commissioner Ranzau, that this Receive and File be Received and Filed. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

I [12-0103](#)

APPROVAL OF AGREEMENT WITH YOUNG HUNTERS SAFETY, INC (YHSI) TO OPERATE AND SUPERVISE THE LAKE AFTON PUBLIC SHOOTING RANGE.  
Presented by: Ron Holt, Assistant County Manager.

RECOMMENDED ACTION: Approve the agreement and authorize the Chairman to sign.

*Mr. Ron Holt, Assistant County Manager, greeted the Commissioners and said, "You have in your packet and before you an agreement with the Young Hunters Safety Inc. group to operate and supervise the Lake Afton Public Shooting Range. This is a renewal of an existing agreement which allows the Young Hunters Safety Inc. club, group, to be the exclusive operator, and supervisor of the Lake Afton Public Shooting Range in accordance with all of the terms and conditions and covenants that have been set forth in the agreement. This five-year agreement continues a relationship with this club and with Sedgwick County that existed nearly 30 years.*

*"The term of this agreement should be for a period of five years, commencing on the first day of March 2012. Thereafter, this agreement will automatically renew for a term of one year for four consecutive years unless either party gives the other party written intent not to renew prior to the expiration of the current term. Of course there are conditions throughout that year that could precipitate one or the other, giving notice that they no longer wanted to do this agreement. We don't anticipate that, but those are, that is included as part of the agreement.*

*"The Young Hunters Safety Inc. group has operated this range, as I said, for almost 30 years. The terms, and conditions, and prior agreements were substantially similar to what is in this agreement. However, this agreement allows the Sheriff's office to use the facility and it contains a mutual indemnification clause. We have been working with the representatives of the club since May of 2009, to make sure we work through all the issues and interests of the club, as well as to include the Sheriff's office in this agreement. Mr. Brad Weber is the current chair of the club. He is not here this morning, but we have from the executive board, and been working with us on this agreement, Mr. Larry Lamkey and Mr. Don Urban. Also, Lieutenant Mark Pierce from the Sheriff's office has been intimately involved in this agreement, along with Mark Sroufe, myself, and Karen Powell from the Sheriff's office. The club approved the agreement at their monthly meeting on Tuesday January 17th, and it is before you today for your approval. I recommend you approve and authorize the Chairman to sign. Be happy to answer any questions you might have."*

*Chairman Norton said, "Thank you, Ron. We do have some comments or questions. Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. You mentioned the Sheriff and the use of this facility. The Sheriff's got a very, very nice range that's within walking distance, a little bit of a stretch, but not too far away. Is this because the Sheriff, his range can't handle rifles in this range can?"*

*Mr. Holt said, "I think that's right. Primarily the Sheriff's range, or the range that law enforcement use, which is adjacent to this range, is for pistols. And this range then would allow the Sheriff and other law enforcement, this would include the Wichita Police Department under the guidance and direction of the Sheriff's office, to use this range as well."*

Commissioner Peterjohn said, "Well, I'm delighted to hear that. I would like to thank Don and Larry for coming out. I plan to make a motion that we approve the agreement and authorize the Chairman to sign it. Because I think it's not only important, but it is a sign of the heritage, not only of Kansas, but of our country, and the fact that we've got this facility that's available and open to the public at appropriate times I think is very important. Shooting skills and hunting in general is an important part of this community, and I plan to be supportive of this motion today. Thank you, Mr. Chairman."

**MOTION**

Commissioner Peterjohn moved to approve the agreement and authorize the Chairman to sign.

Commissioner Ranzau seconded the motion.

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Peterjohn	Aye
Commissioner Ranzau	Aye
Commissioner Skelton	Aye
Chairman Norton	Aye

Mr. Holt said, "Thank you."

Chairman Norton said, "Thank you, Ron. Next item."

**A motion was made by Chairman Peterjohn, seconded by Commissioner Ranzau, that this Agreement be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton, Commissioner Norton and Commissioner Unruh

**Present:** 0

J [12-0130](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON  
FEBRUARY 9, 2012.

Presented by Joe Thomas, Director, Purchasing Department.

RECOMMENDED ACTION: Approve the recommendations of the Board of Bids and  
Contracts.

*Mr. Joe Thomas, Acting Director, Purchasing Department, greeted the Commissioners  
and said, "Meeting of the Board and Bids of Contracts of February 9th results in six  
items for your consideration. Item 1;*

1. ROAD IMPROVEMENTS-PUBLIC WORKS  
FUNDING -R317 71st St. S. 135 St. W. to K-42 (C)

*"The recommendation is to accept the low bid from APAC -Kansas, Inc. in the amount  
of \$2,996,947.51. Item 2;*

2. KANSAS AFRICAN AMERICAN MUSEUM ADA IMPROVEMENT --  
FACILITIES DEPARTMENT  
FUNDING -- COMPLIANCE W/ AMERICANS W/ DISABILITIES -- 11

*"The recommendation is to accept the low bid from Pinnacle Builders in the amount of  
\$123,000.00. Item 3;*

3. PREVENTIVE MAINTENANCE & ON CALL SERVICES --BACK UP  
GENERATORS -- FACILITIES DEPARTMENT  
FUNDING--FACILITIES DEPARTMENT

*"The recommendation is to accept the overall low bid from Mid America Power  
Systems & Services at the rates as identified and to add to the record this will be for  
one year, with three one year options to renew. Item 4;*

4. STEAM KETTLE --ADULT DETENTION FACILITY  
FUNDING --REPLACE KITCHEN EQUIPMENT-ADULT DETENTION

*"The recommendation is to accept the low bid meeting specifications from Sunflower  
Restaurant Supply, Inc. in the amount of \$23,495.00. Item 5;*

5. GAS/ELECTRIC HYBRID 4-DOOR SEDANS --FLEET MANAGEMENT  
FUNDING --VEHICLE ACQUISITION

*"The recommendation is to accept the low bid from Rusty Eck Ford in the amount of  
\$77,615.85. Item 6;*

6. SAP MAINTENANCE RENEWAL -ENTERPRISE RESOURCE  
PLANNING  
FUNDING -ENTERPRISE RESOURCE PLANNING

*"The recommendation is to accept the quote from SAP Public Services, Inc. in the  
amount of \$442,214.21.*

*"I recommend approval of these items and would be happy to answer any questions."*

*Chairman Norton said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Help me out here. Are these, on Item 5, when it says gas/electric hybrid four-door sedans, I'm familiar with the Chevy Volt and the Nissan Leaf. Help me out with the Ford products specifically on that we would be purchasing for these three vehicles."*

*Mr. Thomas said, "Okay. I'll let Penny answer the question from Fleet Management."*

*Ms. Penny Poland, Administrative Office, Fleet Management, greeted the Commissioners and said, "They are the Ford Fusions."*

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

*Chairman Norton said, "Joe, talk a little bit about Item 6, which is the SAP maintenance renewal. That's a pretty healthy amount."*

*Mr. Thomas said, "Yes."*

*Chairman Norton said, "I know it is a renewal and we've done it from year to year. On these larger amounts like that, I like a little more description."*

*Mr. Thomas said, "Yes. For 2012, for what this represents here, the licenses prior to 2010 is included in this amount, and that's represented by \$223,029. We've had additional licenses since 2010 in the amount of \$39,061, and also we've had since March 25, 2011, two new modules that have been added, the PPS or the procurement for public sector, and the BPC, which is the business objects planning and consolidation use for budgeting. Both represent an amount of \$175,124, which is also the same as last year. So with those three main categories total, that's where the total comes from. So we've had additional amounts with the new modules that we've added, sir."*

*Chairman Norton said, "Not all government entities use Enterprise Resource Planning system, and we went to that several years ago, I see Richard Vogt here. It might be interesting to have a synopsis of what that is. Because it really ties systems and information and data together, so you have a free-flowing information track from a lot of different entities as opposed to a legacy system."*

*Mr. Richard Vogt, Chief Information Office, Division of Information and Operation, greeted the Commissioners and said, "That's exactly right, Mr. Chairman. The tying together that, the mission of the county is to provide quality public service. If we are not talking, if we don't have the information that we need to do that mission, we don't do it as well. So knowing what, obviously what our budgets are, we all know that pretty well. But how other things impact budget, the spending, the rate increases, those kind of things, they come in one side of the software, maybe Finance knows about it, maybe HR (Human Resources) knows about it, but the rest of the departments don't, because they don't see that information coming in."*

*"But what SAP allows us to do is give a window into those various areas. So the changes that come up are visible to all the department heads, all the people, the procurement people, the HR people, they see all that same information. So tying it all together allows the operations of the county to go much more smoothly, particularly with almost 3,000 employees, there's a lot of complexity involved there. Then you'll see*

*the quarterly reports that you get and the annual report you get, the things, the budget books that are put together, all of these things also flow through SAP and gives a comprehensive, SAP allows us to tie all that information together in one place so it is understandable, it's reviewable, the average citizen can look at it and understand it and know that they're getting all the information, they don't have to go to department, to department, to department to understand it.*

*"So those are some of the reasons. There is the purchasing module as Joe talked about and a budgeting module, of course the existing modules of accounts payable, accounts receivable, the inventory system at HR, payroll, all of those things that are in one place and not distributed in various other sectors, other software programs which then we have to work with all these different vendors by using SAP, we are able to go, it's kind of a one-stop shop for this information."*

*Chairman Norton said, "It also allows that you don't have to enter data in five or six different locations and then go mine for it. It is shared data, so that it saves a lot of time for people looking for information in the system. Is that correct?"*

*Mr. Vogt said, "That's correct. And it is also available to citizens. Our county checkbook, we've had that out for a few years now, is based exactly on the data from SAP. It's not massaged, it's not changed, it's just, again, a presentation to anybody who needs that information, they can find it in one place."*

*Chairman Norton said, "And it is enterprise wide, it is not just certain departments, it opens up the whole county to have access to that information."*

*Mr. Vogt said, "Everybody uses the same system, that's correct."*

*Chairman Norton said, "That's good. Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. Appreciate the Chairman's questions and comments. I am going to see if I can segue off of those a little bit. Richard, if you wouldn't go too far. We recently approved an accounts payable module. Is part of the reason for the increase tied to that accounts payable module, compared to the cost of projecting for this latest agreement versus last year?"*

*Mr. Vogt said, "Actually, the module is a procurement module, not accounts payable, but, yes, the payroll, I'm sorry, the BPC and the purchasing module, the budgeting and purchasing module, were paid for last year as part of the purchase of those modules. This year it is, so and therefore, last year did not show up in the annual maintenance, and that's why the annual maintenance last year was quite a bit less than it is this year. This year, it shows up as that recurring annual maintenance cost. That's why this year's cost is considerably higher. But yes, it's reflective of those two additional modules that we purchased last year."*

*Commissioner Peterjohn said, "Okay. Because one of the concerns I have, obviously, is the growth that we're seeing in terms of this cost over a period of time, and obviously no one can predict the future, at least I haven't found anybody who can with a great degree of certainty, but, you know, if an increased annual cost, looking at the trend line here, it is that is going to be very, very close watching and it is a concern for this Commissioner. And any comments you might have on that or any reassurance you can provide would be very much appreciated, from you or any of your colleagues here. I see Mr. Ma in the back too, so..."*

Mr. Vogt said, "I will make one comment that in days gone by, we had all of these systems on the main frame. And that the main frame it itself, just on a regular annual basis, was about a million dollars in operational costs every year. So we have shifted, we no longer have main frame costs. Those costs have not gone away, but they have been shifted to other locations. So the county has been paying a significant amount of money for its technology for many years.

Mr. Vogt continued, "But if I may just give one example of where that really pays dividends, and that's in our document imaging system, which is tightly integrated into the SAP product as well and really, really helps make it a better product.

"Our document imaging system, if you think about people getting up, walking over to file cabinets, having to pull a folder out, you know, go back to their desk, use it, repeat the process when they are done and literally do that thousands of times a month, worked up a little formula, it is just my little estimate, but given our document imaging system where they can bring it right up on their PC (personal computer), literally hit a button and bring up invoices and things like that, without having to do the other costly labor endeavors, it's probably saving the county about a half a million dollars a month, a half a million dollars a month, and not having to do that. So technology, even though there is a pretty significant price tag with it, and I absolutely agree, sometimes these numbers look huge, in comparison if we think about not having that technology, we'd be paying more for labor alone. So that's just one example."

Commissioner Peterjohn said, "I appreciate the additional information and getting the discussion on the record. Thank you."

Chairman Norton said, "Okay, we have a recommendation from the Board of Bids and Contracts in front of us. What is the will of the Board?"

#### MOTION

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

Commissioner Unruh seconded the motion.

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

#### VOTE

Commissioner Unruh	Aye
Commissioner Peterjohn	Aye
Commissioner Ranzau	Aye
Commissioner Skelton	Aye
Chairman Norton	Aye

Mr. Thomas said, "Thank you, Commissioners."

Chairman Norton said, "Thank you."

**A motion was made by Commissioner Skelton, seconded by Commissioner Unruh, that this Board of Bids and Contracts be Approved. The motion carried by the following vote:**

**Aye:** 5 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Skelton,  
Commissioner Norton and Commissioner Unruh

**Present:** 0

**CONSENT**

- K**     [12-0099](#)     Approval of a sponsor agreement between the Board of County Commissioners and Wichita Festivals, Inc for participation in the 2012 River Festival.
- L**     [12-0118](#)     Approval of a tolling agreement with the United States Army Corps of Engineers (USACE) for submittal with a permit application covering work on Dry Creek. District 3.
- M**     [12-0119](#)     A resolution to authorize destruction of Kansas Coliseum records (DISP 2012-125 Kansas Coliseum 2004-2007).
- N**     [12-0116](#)     A resolution to authorize destruction of Treasurer Tag Office motor vehicle records 2007 (DISP 2012-131 TRS-Tag 2007-2008).
- O**     [12-0084](#)     Year-end transfer from the Auto License Fund to the General Fund.
- P**     [12-0115](#)     Range Reallocation.
- Q**     [11-1283](#)     General Bill Check Register.

R 12-0113 Order dated 02/02/2012 to correct tax roll for change of assessment.

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

*Chairman Norton said, "Okay. Commissioner Ranzau."*

*Commissioner Ranzau said, "Thank you, Mr. Chairman. I move we adopt the Consent Agenda with the exception of Item P. And I would ask that we would postpone Item P for one week. I apologize to the Manager because I previously told him I had no questions, but I was wrong. I actually do have a couple questions I would like to get answered before we proceeded, if possible."*

*Mr. Buchanan said, "No problem."*

**MOTION**

*Commissioner Ranzau moved to approve the Consent Agenda and defer Item P.*

*Commissioner Peterjohn seconded the motion.*

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

**VOTE**

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

*Chairman Norton said, "And that included the deferment, so we're ready to go then. Okay, next item."*

OTHER

Chairman Norton said, "Is there anything in 'other' to come before us? Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I would just give an update on the number of people in detention. The Sheriff had custody of 1,441 people as of this morning. 1,074 were in the main facility; we had 118 in Work Release; and 249 out of county. Of those people, the Sheriff has classified them in terms of security concerns, maximum security, 478; medium security, 574; and minimum security, 351 and the rest are unclassified. Mr. Chairman, I also like to go on and briefly mention we've got an upcoming vote February 28th. And since we are not meeting next week, I want to urge everyone watching if they've got any friends, family or neighbors and they live in the City of Wichita, and they were registered to vote as of February 7th, to get out to the polls and vote in the upcoming special election. I am going to try to phrase this as neutrally as I can, State of Kansas, and the people in the State of Kansas, adopted a little over a half century ago a constitutional amendment commonly called Home Rule for Cities.

"In this, the cities are allowed to basically opt out from what is called non-uniform state laws, and basically write their own law, and the reason we're having a special election is because a charter ordinance operating under those constitutional provisions of Article 12, Section 5-B of the State Constitution came before the city council, and the city council approved it, and then a group of citizens went out, did a petition drive, got enough signatures to basically force the city council to make one of two decisions. Either they had to approve the petition drive effort to keep the ordinance from going into effect, or refer it to a voter referendum. And so that's how we end up with a special election, and this is an election year, but I don't think a lot of people a few months ago were anticipating having a special election at the end of February, and this is going to be one strictly for folks who are Wichita city residents. I want to repeat for anyone listening to me that I think it's important to get educated, find out the arguments for and against, I know both sides have websites, and to get out and vote February 28th, or before, because as was mentioned earlier, early voting has begun, and I think it is important that the citizens participate, and I hope we have a good turnout. Please let me repeat for the record that's a hope, not a prediction. Thank you."

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

Commissioner Ranzau said, "Thank you, Mr. Chairman. I just want to let people know that in the not too distant future, this Board, as well as other local communities and cities and counties will be taking up the issue of sustainable development. And this Friday at the Pachyderm meeting at the Petroleum Club [of Wichita], I will be giving a presentation on this issue. It is open to the public. So, if you want to learn more about sustainable development and have the opportunity to ask questions, I encourage you to attend. It does include a lunch, it is a \$10 fee.

"Lunch begins at 11:30 [a.m.], and the presentation begins at 12:00 [p.m.]. It is on the ninth floor, once again, 100 North Broadway, and I'd encourage people to show up and attend. This is a very important issue which could have significant impacts on our community. Thank you."

Chairman Norton said, "Okay. I have one item. Yesterday we were in our yearly retreat, the Commission met in a public meeting, a public forum, and we had some staff there, a little media, but we had some pretty distinct conversations about not only our

*financial condition and the budget for the next few years, but where we might go with either eliminating some services or adding some new services and projects to our wish list. So we had some great discussions, didn't make any decisions, but certainly got a lot of good information as we move forward in 2012 and 2013 and years after that. I don't know if any other Commissioners had a thought about that, but I thought we had a great discussion yesterday to get us started on thinking about the budget for 2013 and years beyond. So, with that, I think we have an Executive Section that we need. I'll entertain a motion."*

**MOTION**

*Commissioner Skelton moved that the Board of County Commissioners recess into Executive Session for 30 minutes to consider consultation with Legal Counsel on matters privileged in the attorney-client relationship relating to pending claims and litigation and legal advice and that the Board of County Commissioners return to this room from Executive Session no sooner than 10:25 a.m.*

*Commissioner Unruh seconded the motion.*

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

**VOTE**

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>Aye</i>
<i>Chairman Norton</i>	<i>Aye</i>

*The Board of County Commissioners recessed into Executive Session at 9:57 a.m. and returned at 10:43 a.m.*

**EXECUTIVE SESSION**

*Chairman Norton said, "We're back from Executive Session. According to State Statute, there was no binding action taken while in Executive Session. Counselor, is there anything to come before us today?"*

*Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "No, sir."*

*Chairman Norton said, "Mr. Manager?"*

*Mr. Buchanan said, "No, sir."*

*Chairman Norton said, "In that case, we're adjourned."*

**ADJOURNMENT**

*There being no other business to come before the Board, the Meeting was adjourned at 10:43 a.m.*

BOARD OF COUNTY COMMISSIONERS OF  
SEDGWICK COUNTY, KANSAS

\_\_\_\_\_  
*TIM R. NORTON, Chairman*  
*Second District*

\_\_\_\_\_  
*DAVID M. UNRUH, Commissioner*  
*First District*

\_\_\_\_\_  
*KARL PETERJOHN, Commissioner*  
*Third District*

\_\_\_\_\_  
*RICHARD RANZAU, Commissioner*  
*Fourth District*

\_\_\_\_\_  
*JAMES B. SKELTON, Commissioner*  
*Fifth District*

ATTEST:

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

APPROVED:

\_\_\_\_\_