

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
working for you*

Meeting Minutes - Final

Wednesday, September 28, 2011

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, 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 9:05 a.m. on Wednesday, September 28, 2011, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman David M. Unruh, with the following present: Chair Pro Tem Tim R. Norton; Commissioner Karl Peterjohn; Commissioner Richard Ranzau; Commissioner Jim Skelton; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. John L. Schlegel, Director, Planning Department; Ms. Claudia Blackburn, Director, Health Department; Ms. Bev Dunning, Director, Extension; Mr. Steve Claassen, Director, Facilities; Ms. Becky Tuttle, Project Manager, Health Department; Mr. Robert W. Parnacott, Assistant County Counselor; Mr. Mark Borst, Engineer, Public Works; Mr. Joe Thomas, Acting Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and Ms. Amanda Lee, Deputy County Clerk.

GUEST

*Mr. Gerry Lichti, Community Projects Coordinator, National Alliance on Mental Illness
Mr. Joe Yager, Chief Executive Officer, Regional Economic Area Partnership
Mr. John Todd, 1558 Payne, Wichita
Mr. Charles Peaster, 9453 North 135th Street, Wichita
Ms. Susan Estes, 151 South Whittier, Wichita*

INVOCATION

Led by Pastor Kurtis Haynes, Westview Baptist Church

FLAG SALUTE

ROLL CALL

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

Absent 1 - Commissioner Jim Skelton

Present 4 - Chairman Karl Peterjohn, Commissioner Richard Ranzau, Commissioner Tim Norton and Commissioner Dave Unruh

CONSIDERATION OF MINUTES

A [11-0964](#)

REGULAR MEETING OF AUGUST 31, 2011.
All Commissioners were present.

Chairman Unruh said, "Commissioners, you've had an opportunity to review the minutes of August 31st and September 7th. Are there any additions or corrections?"

MOTION

Commissioner Peterjohn moved to approve the Regular Meeting minutes of August 31st and September 7th.

Commissioner Ranzau seconded the motion.

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

VOTE

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

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

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

B [11-0965](#)

REGULAR MEETING OF SEPTEMBER 7, 2011.
All Commissioners were present.

Action on Item B was taken with Item A.

PROCLAMATIONS

C [11-0979](#)

PROCLAMATION DECLARING WALKTOBER.
Read by Chairman Dave Unruh.

RECOMMENDED ACTION: Adopt the Proclamation.

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

PROCLAMATION

WHEREAS, experts agree that exercise is one of the cornerstones of good health for people of all ages; and

WHEREAS, 10,000 steps a day and 150 minutes per week of physical activity is necessary to see positive health benefits; and

WHEREAS, walking is an environmentally safe transportation alternative and one of the easiest and least expensive ways to stay active; and

WHEREAS, walking lowers blood pressure and reduces the risk of heart disease, stroke, colon cancer and diabetes; and

WHEREAS, our community features numerous parks and walking trails, as well as the Sedgwick County Zoo, Sedgwick County Park and Lake Afton Park; and

WHEREAS, the month of October is National Walking Month and offers beautiful weather with moderate temperatures perfect for walking.

NOW, THEREFORE BE IT RESOLVED that I, David Unruh, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim October 2011, as

'WALKTOBER'

in Sedgwick County and encourage citizens to participate in Walktober through their employer, school or community.

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

MOTION

Commissioner Peterjohn moved to adopt the Proclamation.

Commissioner Ranzau seconded the motion.

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

VOTE

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

Chairman Unruh said, "And receiving the proclamation is Becky Tuttle. She is the Health Promotion Coordinator for the Sedgwick County Health Department."

Ms. Becky Tuttle, Project Manager, Health Department, greeted the Commissioners and said, "Good morning. How are you today?"

Chairman Unruh said, "Well, thank you."

Mr. Tuttle said, "Good. Thank you for letting me be here today. It's my pleasure to accept the proclamation for Walktober 2011. Walktober, as we mentioned, is an ideal month for walking and for a walking program, and this is a evidence based program. The community guide recommends that community based walking programs are something we should implement to try and increase physical activity in our community. And in October, the temperatures are finally cooler, after our summer heat wave, the colors are spectacular with the leaves, vacations are over and the holidays haven't yet arrived. In an effort to promote physical activity in Sedgwick County, the Health Department is making plans to observe National Walking Month during the month of October with Walktober. And it's really hard for me to say October now because I've said Walktober so many times. Walktober is a month long walking program dedicated for Sedgwick County residents to incorporate walking in their daily lives. This is an opportunity to inspire residents to make walking a priority in October and beyond with the hope that people will start a regular walking program that will take them right through the winter, spring and into summer. And walking is practically free. All you need is a comfortable pair of shoes.

"Briefly I'd like to tell you a quick story about a Sedgwick County resident. In 2008, the Sedgwick County resident was battling with weight issues, some unhealthy lifestyle habits, stresses of everyday life and work. Walking or any other physical form of activity was not part of their daily life, and the resident had not owned a pair of walking shoes or gym shoes in ten years. After a stressful day of work, the resident decided to take a walk to clear her mind. After walking, she was amazed at how she felt. Her mind was clear, and she simply felt much better.

"At that moment, she decided to make a few small changes in her life. It encouraged her to get into the routine of walking, wearing a pedometer, tracking her daily steps and striving for at least 10,000 steps a day.

"Taking the first small step to get more steps throughout the day prompted the Sedgwick County resident to lose 52 pounds, eventually run a half marathon and become an advocate for all individuals to lead healthy lives and now owns as many gym shoes as pumps, almost. And I can tell you this because that Sedgwick County resident is me. I stand before you now a happier, healthier and more productive resident and Sedgwick County employee because of walking. And I try and walk almost everyday as a means of physical activity but also stress reduction. Sedgwick County hopes, the Health Department hopes residents in our community will join the walk Walktober. Anyone can join and set a goal to walk five or more days during the week, during the month of October. As part of Walktober schools, workplaces and community organizations and community members have all been invited to get involved in Walktober challenge. And the challenge participants will receive a calendar to track their minutes walked during the 31 day program, and Tony did an outstanding job. It's an absolutely beautiful piece and really fun for people to track their steps every day.

"At the end of the program, all schools and workplace participants who meet the goal

of 150 minutes of walking or physical activity per week will have their names eligible to be drawn for a family fun fitness kit. And community members and organizations, who participate in Walktober, are also encouraged to join us on Friday, October 28th at 6:30 p.m. at the Exploration [Place] trail. Walktober participants who help us participate in the event and take the final two-mile walk on the Exploration trail, the first 200 of them will be able to get one of our walking kits, and you've all been given one today. Getting our community involved in Walktober is an ideal time to step out and step up for better health. To participate, residents can go to our website at [www.]sedgwickcounty.org to learn more and download a free challenge card. Again, I thank you for the opportunity to be here to accept this proclamation, and I hope each of you will participate in Walktober."

Chairman Unruh said, "Becky, thank you for being here, and thanks for the proclamation. We appreciate the example that you've set for us. Congratulations on your success. It's easy to do and we should all engage in it. It's just kind of establishing that routine and keeping it, I think, is the key to being successful and helping ourselves be healthy. But thanks for the reminder, and we do have a comment from Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I'm going to second your remarks. I agree completely. As a person who once upon a time even participated and finished the Wichita marathon, my kudos to you for having completed a half marathon. That's a signature achievement. We've got, I believe, a marathon going on sometime next month. That's an event to look forward to."

"For those folks like myself whose marathon days are behind them, for whatever reason, there is great weather for not only walking, but if the weather doesn't allow, there are good indoor exercise activities, whether it's just swimming or walking inside buildings, a know a lot of folks walk in malls. It can be done and it's great for the health. I'm glad you came down so we could get this proclamation put in place. Thank you."

Ms. Tuttle said, "Thank you."

Chairman Unruh said, "Thank you very much, Becky. Appreciate it."

Ms. Tuttle said, "Have a great day. Be well."

Chairman Unruh said, "Madam Clerk, next item."

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

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

D [11-0980](#)

PROCLAMATION DECLARING MENTAL ILLNESS AWARENESS WEEK.
Read by Chairman Dave Unruh.

RECOMMENDED ACTION: Adopt the Proclamation.

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

PROCLAMATION

WHEREAS, National Mental Illness Awareness Week is October 2nd-8th. This year's theme "Changing Attitudes, Changing Lives" challenges us all to begin talking about mental illness and learn how we can help ourselves and others get help; and

WHEREAS, mental illness is a medical illness, it does not discriminate. One in four adults experiences a mental disorder in any given year. One in 17 adults lives with serious mental illness such as schizophrenia, major depression or bipolar disorder; and

WHEREAS, the best treatments for mental illnesses today are highly effective; between 70 and 90 percent of individuals have significant reduction of symptoms and improved quality of life; and

WHEREAS, Mental Illness Awareness Week is especially important this year as severe budget cuts threaten mental health services across the state. The cost to the community is high. People who do not receive treatment end up in hospitals, shelters, in jail or deceased; and

WHEREAS, Sedgwick County COMCARE, NAMI, the Mental Health Association, Breakthrough Club, Via Christi Behavioral Health, Project Independence and many other community organizations continue to provide treatment, support, education and advocacy to help improve the lives of individuals affected by mental illnesses.

NOW, THEREFORE BE IT RESOLVED, that I, David Unruh, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim October 2nd-8th, 2011, as

'MENTAL ILLNESS AWARENESS WEEK'

in Sedgwick County. I call upon all Sedgwick County citizens to promote mental illness awareness, put an end to stigma, and advocate for support for treatment and recovery. By changing our attitudes, we can change lives.

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

MOTION

Commissioner Norton moved to adopt the Proclamation.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Unruh said, "And receiving the Proclamation is Gerry Lichti. We're pleased to have you here today."

Mr. Gerry Lichti, Community Projects Coordinator, National Alliance on Mental Illness, greeted the Commissioners and said, "Thank you. The proclamation itself provides a great deal of information about the realities that many persons in our country face and in our state and in our community. And the groups that were mentioned there, and others, have been very active in providing services. Our difficulty is that with [the] stigma that's associated with mental illness, although that may be decreasing slightly, but it's still there, and what it does is prevent persons who experience some of the symptoms that are involved from seeking treatment and then to achieve recovery in their own lives. We know from the material that is illustrated that early treatment is absolutely effective. It does save us a great deal of money if people get treatment rather than ending in whatever situations that result when they do not. So we appreciate your support in a variety of programs that have occurred in the county in the last number of years that have made a significant difference in the way we address some of these community concerns. One of those would be the support for the mental health services component to work more closely with the judicial system, because so many individuals with mental illness end in jail. A very high number of persons in jails experience those symptoms.

"You have also supported the establishment of the Crisis Intervention Team (CIT) program. We now have close to 300 officers who have been trained. Those are both community policing officers and individuals within the jail, both the Sheriff's Department and Wichita Police Department. And they're having a tremendous impact in terms of how persons who have the illnesses and get into a crisis respond when a CIT officer is available. That's been very effective, and we are continuing that training, and we'll have another training in the early part of the new year. The other development that you have not been exactly involved in terms of your support that's official, but the Mental Health Court, that's part of the Municipal Court here and I know that you're aware of that and have been supportive of it, had a phenomenal first year in terms of the recidivism rates for persons who go through that kind of a structured program with accountability and checking in with the judge, very, very high percentage of those people do not return to jail.

Mr. Lichti said, "And it's been continued now for the second year with funding. We had to scratch a bit I think in the county to get monies for that, but a very significant program, and it would be extremely sad if we had to lose that kind of impact.

"The other program that was started here is the Mental Health First Aid program, and the number of people in the community have contributed to that and participated in [it]. It's very much like learning how to help any individual who is in a medical crisis. The approach helps people understand what happens with persons with mental illness and how to be more effective in getting them into treatment so that their situation can be resolved more quickly. We appreciate that support. We know that it's with the budget

cuts and the stretch in monies that it's going to be increasingly difficult for us to precede services at the level that they're needed but we just simply reiterate that the early involvement of persons in treatment is absolutely productive, and we hope that we can continue funding those services. As the kickoff for the Mental Illness Awareness Week, we have had an annual candlelight service in the community for many years. This Sunday evening, October 2nd, starting at 6:30 p.m. for exhibits and a reception and then the program at 7:00, we'll have the candlelight ceremony at the Dugan Gorgeous Conference Center at Newman University.

"All of you are invited to participate. There is information in the community about that. Mark Potter, who is the head basketball coach at Newman [University], will be the speaker. And about five years ago Mark went through an episode with major depression and just devastated his life at that point. But with the encouragement of family and with the assistance of the mental health services in the community, he, in a relatively short period of time, and he thanks medication for doing that, he responds very well to that, but he's achieved a level of success and a level of recovery that's a really wonderful model for us in this community. He's a dynamic speaker, and we invite you to participate in that program. I thank you again for approving the proclamation and would just share with you that Marilyn Cook asked me to indicate the regrets of the COMCARE group for attending this morning. They're involved in the conference for the Kansas mental health...[Association of] Community Mental Health Centers [of Kansas] that's occurring here in town throughout the rest of the week, and that's why they could not be here. Thank you so much."

Chairman Unruh said, "Well, Gerry, thank you for being here, and we do have a couple comments, but I just want to express appreciation to you and Treva [Lichti] for your continued efforts in this area and your leadership in the National Association of Mental Illness (NAMI), that organization where you have served for years, and your involvement in the other agencies in our community that advocate in this particular arena for folks who have mental illness issues. You've done a great job, and you've worked hard at it, and we really appreciate it. We really don't need an excuse or apology from our COMCARE folks. We know they're working hard along with you, shoulder to shoulder to try to provide services and programs for folks who need just a little help and to reduce the stigma associated with all of this. Just want to express our appreciation for your efforts. We do have a comment from Commissioner Norton."

Commissioner Norton said, "Thank you for being here and accepting the proclamation. The body is a very complicated machine, and the brain is even more complicated than that. So many times we talk about physical health, but tied to that is mental health. The human brain and the human mental capacity is so fragile and there's so many barrages on that.

"One of the things that came to mind to me, as we went through our community health assessment and many, many meetings that people participated in, we came to the conclusion that one of the five areas that we wanted to focus on, and you can talk about diabetes and chronic illnesses and health access, but we kept coming back to the conversation that mental health was just as important to people's physical health as many other things.

"So it's important that we understand that everybody carries physical health with them, but they also carry a component of mental health, which can be just as debilitating as a chronic disease, as cancer, as many other things, that over the years we've learned

to describe and talk about and wrap around people, and we've got to do the same thing with mental health, that it's acceptable to talk about it, that it is just a condition that happens to people for whatever reason. No different than cancer or diabetes or many other chronic illnesses. So it's good that we can have that proclamation, openly talk about mental health and mental illness and those things that just really hurt society, disable and cripple people at a level that can ruin their lives for years. So, I'm glad you're here. Thanks for accepting the proclamation. I hope that we can continue to make a difference in people's lives."

Mr. Lichti said, "Thank you."

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

Chairman Unruh said, "Thank you. Thank you, Gerry."

Mr. Lichti said, "Thank you."

Chairman Unruh said, "Appreciate it. Madam Clerk, next item."

A motion was made by Commissioner Norton, seconded by Chairman Peterjohn, that this Proclamation(s) be Adopted. The motion carried by the following vote:

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

APPOINTMENTS

E [11-1003](#)

RESOLUTION REAPPOINTING MIKE FREED (BOARD OF COUNTY COMMISSION AT-LARGE POSITION REAPPOINTMENT) TO THE SEDGWICK COUNTY SANITARY CODE ADVISORY BOARD UNDER THE POSITION OF GENERAL PUBLIC.

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "This item together with the next four items, all pertain to the same board, and I would ask you consider them altogether. Unless there is an objection, I'd like to announce them as such."

Chairman Unruh said, "All right. Thank you. We will consider Items E, F, G, H, and I."

Mr. Euson said, "Yes, that would be correct. These are resolutions that make appointments to the Sanitary Code Advisory Board, these are four year appointments. There are three reappointments and those are Chris Bohm as the Engineering Representative, Vern Lippoldt as Installer Representative and the one that was announced, Mike Freed as General Public Representative.

Mr. Euson continued, "And then two new appointments, John Ferguson as an Installer Representative and Marvin Short as a Hauler Representative. These resolutions are in proper form, and I would recommend that you adopt them for Items E, F, G, H, and I."

MOTION

Commissioner Norton moved to adopt the Resolutions for Item E, F, G, H, and I.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Unruh said, "I don't know that anyone from this group is here to be sworn in today, so they will be sworn in at the appropriate time. Next item, please."

A motion was made by Commissioner Norton, seconded by Chairman Peterjohn, that this Appointment(s) be Adopted. The motion carried by the following vote:

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

F [11-0998](#) RESOLUTION REAPPOINTING VERN LIPPOLDT (BOARD OF COUNTY COMMISSION AT-LARGE POSITION) TO THE SEDGWICK COUNTY SANITARY CODE ADVISORY BOARD UNDER THE POSITION OF INSTALLER
Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Action on Item F was taken with Item E.

G [11-0994](#) RESOLUTION APPOINTING JOHN FERGUSON (BOARD OF COUNTY COMMISSIONER AT-LARGE APPOINTMENT) TO THE SEDGWICK COUNTY SANITARY CODE ADVISORY BOARD UNDER THE POSITION OF INSTALLER.
Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Action on Item G was taken with Item E.

H [11-0995](#) RESOLUTION APPOINTING MARVIN SHORT (BOARD OF COUNTY COMMISSION AT-LARGE APPOINTMENT) TO THE SEDGWICK COUNTY SANITARY CODE ADVISORY BOARD UNDER THE POSITION OF HAULER.
Presented by: Richard Euson, County Counselor

RECOMMENDED ACTION: Adopt the Resolution.

Action on Item H was taken with Item E.

I [11-0996](#) RESOLUTION REAPPOINTING CHRIS BOHM (BOARD OF COUNTY COMMISSION AT-LARGE POSITION) TO THE SEDGWICK COUNTY SANITARY CODE ADVISORY BOARD UNDER THE POSITION OF ENGINEER.
Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Action on Item I was taken with Item E.

J [11-0997](#)

ACCEPT THE RESIGNATION OF JAMES W. MCKENNEY FROM THE KECHI TOWNSHIP BOARD TRUSTEE POSITION

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Accept the Resignation.

Mr. Euson said, "Commissioners, you've received this resignation, and I ask at this time that you accept it."

MOTION

Commissioner Ranzau moved to accept the resignation.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item."

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

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

K [11-0999](#)

RESOLUTION APPOINTING STEVEN C. LEE (COMMISSIONER UNRUH'S AND COMMISSIONER RANZAU'S APPOINTMENT) TO THE KECHI TOWNSHIP BOARD TRUSTEE POSITION TO FILL UNEXPIRED TERM OF JAMES W. MCKENNEY.
Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt Resolution.

MOTION

Commissioner Ranzau moved to adopt the Resolution.

Chairman Unruh seconded the motion.

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

VOTE

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

Chairman Unruh said, "And I think Mr. Lee is not here due to a death in his family, so he will be sworn in at a later time. Commissioners, I would suggest that we change the order of the agenda just slightly and go by Item L so that we can have all Commissioners present when we discuss that. Would we be prepared, I don't think we're prepared with staff to go to Item M just yet..."

Commissioner Peterjohn said, "Mr. Chairman, just a clarification, do you think we're going to be in a position to take up Item L with the full Commission here before the end of the meeting?"

Chairman Unruh said, "I'm hoping so."

Commissioner Peterjohn said, "Okay."

Chairman Unruh said, "So if we could just defer it slightly. But Madam Clerk, I might ask you to call Item O, which is our County Extension Report."

A motion was made by Commissioner Ranzau, seconded by Commissioner Unruh, that this Appointment(s) be Adopted. The motion carried by the following vote:

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

NEW BUSINESS

- O [11-0328](#) COUNTY EXTENSION QUARTERLY REPORT.
Presented by: Bev Dunning, Extension Director.

RECOMMENDED ACTION: Receive and File.

VISUAL PRESENTATION

Ms. Bev Dunning, Director, Extension, greeted the Commissioners and said, "I thought I was prepared, but we'll get that in just a minute. Every quarter I report to you about a story, and today is not any different, but it's a little bit different in that it's about the [Sedgwick County] Courthouse right here. This may be something you remember last fall in terms of what your Courthouse gardens look like or your flowerbeds look like down in front of the Courthouse. Marty Sigwing approached us last fall, and I've given you a couple of handouts. One is a story that's been written with pictures by our Master Gardner, and the other is a newsletter by one of our horticultural agents. But he approached us and he said that he likes the looks, and some previous Commissioners and you all, like the looks of the flowerbeds and things that we had at the Extension Office, and he wondered if we could consider helping with the Courthouse flowerbeds.

"And I said, well, that's done by volunteers from Master Gardeners, and it would be up to them if they wanted to give their time to do that here at the Courthouse.

"And so we approached them and visited with them, and they thought that was a great opportunity to do educational work with the public, because we, as you know and you can look downstairs, we label everything that we do, and we've been doing, along with Kansas State (K-State) University, some research on prairie star flowers. And those have been planted in some of the smaller communities in Sedgwick County to show that we can grow some nice things without too much water, and those are a great example, I think.

"And so when you see the pretty pink petunias here in a little bit, those are some of the ones, too, and you can read the story by the Master Gardner, I think you'll like that, a little bit later. But just know that we do lots of the education in our area with volunteers, but we have to have qualified staff to train those volunteers, because volunteers can't work or don't know what to say or don't know how to say it unless they have someone to train them. And so much of the education is done that way. So I just wanted to show you Charlene Snyder, who is the chair of this committee, and if you'll look on the back of her report in that second paragraph, it lists all of the other people that are on her committee. I would like for you to know their names, too. But this is what it looked like, and she suggested that they have raised beds, and you can see downstairs this is what happens, and many of your maintenance people helped with this. In fact, a lot of the grunt work was done by them at our direction, at the volunteer's direction.

"And so they put in a, first Charlene's group put in a little plastic edge around this and discovered that bikes hit that and made dents in it and knocked it down, and so your maintenance people came up with the wood edging, and that was great. And then they put in new soil around there, dug out the old soil, dug out the old plants that were recommended weren't really good and doing very well and, as she says in her report, hadn't been given tender loving care for a while. And then her husband, who is a retired fireman and another man helped lay some drip irrigation. You can see that drip irrigation in these pictures, I think, and how it was put in. That's a little bit closer. She said there was a sprinkling system there, pop up sprinkling system that didn't pop up,

so that was part of the problem with the previous plants, I think. So this has been much more successful.

“And then this is some, these are some of the pictures of the beginning plantings that she did. And if you see those pink petunias, she grew those, and I think a lot of the ones that she put in, she added up, if you would have purchased that with county dollars, it would have been about \$500 worth of plants. And so you did purchase a few of them, but not very many, and I think that's very beneficial. She loves doing that, does it for our Extension Office and did it here to. And just look at how this has grown. This morning as I walked through here and saw this beautiful area, I just smelled the fresh cut grass and saw those beautiful flowers and everything is labeled and Marty tells us there will be a bigger sign put up that says, by your County Extension Master Gardeners so that they do get acknowledgment for the things that they've done. I would like to hear your comments, too, about what you see happening here, because I do think it's a beautification thing as well as research that has been shown to be successful with the growth of these plants. Do you have any questions? We just want to show that we can actually practice what we preach out there.”

Chairman Unruh said, “Thank you, Bev. It's clear evidence that you do practice what you preach. I mean this is a great improvement for us and a beautification of the grounds right here at the Courthouse. I don't know a lot about flowers, but I'm sure these are just the perfect thing for our setting and our climate. It looks like great work to me, and we're really appreciative of the effort and planning that went into this. Thank you very much, but we do have more comments.”

Ms. Dunning said, “Okay.”

Chairman Unruh said, “Commissioner Peterjohn.”

Commissioner Peterjohn said, “Thank you, Mr. Chairman. Bev, appreciate your presentation, and I love to see a garden that's looking so good despite the challenging weather we've had this summer. I thought you were actually going to read these names. But since you haven't, I'm going to do that in terms of the people that participated.”

Ms. Dunning said, “Good.”

Commissioner Peterjohn said, “And thank specifically Karen Foster, Sue Holewa, I'm not sure if I'm pronouncing that last name correctly, Sue Holewa, Susan Peeler, Kim Hetzel, Jean Lawyer, Al Williams, Joan Fox, Barbara Frey, Karri Johnson, Becky Wright, Charlene and Bob Schneider.”

Ms. Dunning said, “Very good.”

Commissioner Peterjohn said, “Because this certainly has added some color outside our courthouse, and I want to express my thanks as one Commissioner for this effort as well as thanking the county employees who also assisted.”

Ms. Dunning said, “That's right. Good.”

Chairman Unruh said, “Thank you. Commissioner Ranzau.”

Commissioner Ranzau said, "Thank you, Mr. Chairman. Yes, Bev, I wanted to thank you for coming by today, and in general, I want to thank you for all the services and programs that you have to help our citizens in the community. I know you have a lot of people that volunteer their time and efforts and serve a wide range of constituents throughout the county, and I want to say that I appreciate that."

Mr. Dunning said, "Thank you. Thank you."

Chairman Unruh said, "Well, Bev, thank you. We are truly appreciative. We have one more comment from Commissioner Peterjohn."

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

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

Chairman Unruh said, "Bev, thank you for being here...."

Ms. Dunning said, "Thank you. I wanted to say that this group didn't just put the plants in the ground and leave them. They come back on weekends, periodically, about once a month, and do their little upkeep that they do in those beds so they keep them looking nice. And they hope to put some perennials in next year so they won't have to have so much labor intensive work that can come back from time to time. I know Commissioner Norton has some of that too at his house. So, anyway, we've enjoyed doing that. We feel it's a great educational opportunity for us, for the public here, too."

Chairman Unruh said, "Once again, we do have a comment. Commissioner Norton."

Commissioner Norton said, "Well, I sit on the WDDC, which is the Wichita Downtown Development Corporation. One of the things we continue to talk about is those public spaces and spaces in front of businesses should be kept up in our downtown area. And this sets kind of a hallmark, a benchmark for other places around the downtown to step up and make sure their plantings stay healthy and their planters and green spaces really enhance our downtown as opposed to denigrate our downtown, and I think this sets a standard for that."

Ms. Dunning said, "Appreciate that. You know, we have to use the right plants, because if you don't, you've wasted money. The research is very important behind those. Thank you so much."

Chairman Unruh said, "Thank you, Bev. Appreciate your being here. Madam Clerk, I think I would ask you to call Item Q."

A motion was made by Chairman Peterjohn, seconded by Commissioner Ranzau, that this Presentation(s) be Received and Filed. The motion carried by the following vote:

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

Q [11-0993](#)

SETTING OF HEARING DATE FOR POSTANNEXATION HEARING CITY OF DERBY.
Presented by: Robert W. Parnacott, Assistant County Counselor.

RECOMMENDED ACTION: Approve notice of hearing.

Mr. Robert W. Parnacott, Assistant County Counselor, greeted the Commissioners and said, "We're just asking you to set a hearing date today for the last post annexation hearing of the year with the City of Derby. I can go into detail if you'd like. Otherwise, we can just wait and give you all the information you need at the October hearing."

Chairman Unruh said, "All right, at this point it's just routine business that we have to do here?"

Mr. Parnacott said, "Yes."

Chairman Unruh said, "Okay. Commissioners, what's the will of the Board?"

MOTION

Commissioner Norton moved to approve the notice of hearing and set hearing date for October 26, 2011.

Chairman Unruh seconded the motion.

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

VOTE

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

Chairman Unruh said, "Thank you, Bob."

Mr. Parnacott said, "Thank you."

Chairman Unruh said, "Madam Clerk, Item R."

R [11-0989](#) RESOLUTION AUTHORIZING THE ESTABLISHMENT AND INSTALLATION OF TRAFFIC CONTROL DEVICES AT CERTAIN INTERSECTIONS OF TOWNSHIP ROADS WITHIN AFTON TOWNSHIP, AND PROVIDING FOR THE ENFORCEMENT THEREOF. DISTRICT 3.

Presented by: Mark Borst, P.E., Traffic Engineer.

RECOMMENDED ACTION: Adopt the Resolution.

Mr. Mark Borst, Engineer, Public Works, greeted the Commissioners and said, "The resolution before you will establish stop control on 31st Street South at its intersection with 231st Street West. The Afton Township board requested we review this intersection for appropriate traffic control, and our field review found that site distance was less than acceptable, particularly in the southeast quadrant, so for the south leg and east legs. And therefore we recommended two way stop control, and the [Afton] Township concurred that was appropriate and they recommended 31st Street be the one controlled due to their traffic patterns. So Afton [Township] is prepared to install the stop signs after the adoption of this issue. I do recommend that you adopt it."

MOTION

Commissioner Peterjohn moved to adopt the Resolution.

Commissioner Norton seconded the motion.

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

VOTE

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

Chairman Unruh said, "Thank you, Mark. Next item."

A motion was made by Chairman Peterjohn, seconded by Commissioner Norton, that this Resolution be Adopted. The motion carried by the following vote:

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

S [11-0990](#) RESOLUTION DESIGNATING AND CLASSIFYING CERTAIN ROADS UNDER K.S.A. 68-508. DISTRICT 3.
Presented by: David C. Spears, P.E., Director of Public Works/County Engineer.

RECOMMENDED ACTION: Adopt the Resolution.

Mr. David C. Spears, Director, Public Works, greeted the Commissioners and said, "It is standard procedure after a road is constructed within a residential subdivision in accordance with county standards, that road is then assigned to the township road system, in this particular case, Talopa Circle, located near the intersection of Central and 151st Street West, will become the responsibility of the Attica Township. The Attica Township board was informed that this resolution would be on the County Commission Agenda by a letter dated August the 12th and I recommend that you adopt the resolution."

MOTION

Commissioner Peterjohn moved to adopt the Resolution.

Commissioner Norton seconded the motion.

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

VOTE

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

Chairman Unruh said, "Next item."

A motion was made by Chairman Peterjohn, seconded by Commissioner Norton, that this Resolution be Adopted. The motion carried by the following vote:

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

T [11-0991](#)

APPROVAL OF A RENEWAL APPLICATION WITH BOY SCOUT TROOP 692 FOR THE SEDGWICK COUNTY ADOPT A HIGHWAY PROGRAM ON ROCK ROAD FROM THE SOUTH CITY LIMITS OF DERBY TO THE NORTH CITY LIMITS OF MULVANE. DISTRICT 5.

Presented by: David C. Spears, P.E., Director of Public Works/County Engineer.

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

Mr. Spears said, "Item N is a renewal application with Boy Scout Troop 692 for the Sedgwick County Adopt a Highway Program. They will be responsible for picking up litter along Rock Road between Derby and Mulvane. I recommend you approve the agreement and authorize the Chairman to sign."

MOTION

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

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Mr. Spears said, "Thank you."

Chairman Unruh said, "Thank you, David. Next item."

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

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

U [11-1014](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON SEPTEMBER 22, 2011.

Presented by Joe Thomas, Director, Purchasing Department.

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

Mr. Joe Thomas, Director, Purchasing Department, greeted the Commissioners and said, "The meeting of the Board of Bids and Contracts, September 22nd, results in eight items for your consideration this morning. Item 1;

1. CAREER DEVELOPMENT TRAINING COURSES -DIVISION OF HUMAN RESOURCES
FUNDING - DIVISION OF HUMAN RESOURCES

"Recommended action is to accept the proposals from the following: Audrey Curtis Hane for the Interpersonal Skills, the proposal from LeaderSystems, Inc. for the Organization and Time Management, Motivating and Coaching Positive Behaviors, and Maximizing Your Full Potential, the proposal from The Austin Peters Group, Inc. for Ethics and Credibility, the proposal from Jim Maddox for Listening and Communications Skills, Emotional Intelligence and Leadership in the Workplace and the proposal from Butler Community College for Balance Between Work and Home and establish contract pricing for two years with two one-year options to renew. Item 2;

2. ON CALL LABORATORY SERVICES -DIVISION OF HUMAN RESOURCES
FUNDING -VARIOUS DEPARTMENTS

"Recommended action is to accept the low responsible proposal from New Market Health Care, LLC and establish contract pricing at the rates as indicated above for a period of three years, with two one-year options to renew. Item 3;

3. EMPLOYEE BENEFITS CONSULTANT -DIVISION OF HUMAN RESOURCES
FUNDING --HUMAN RESOURCES

"Recommended action is to accept the low proposal from IMA of Kansas, Inc. for a total annual cost of \$75,000.00 and establish contract pricing for three years with two one-year options to renew. Item 4;

4. REPAIR LOWER SPILLWAY, LAKE AFTON PARK -FACILITIES DEPARTMENT
FUNDING --CAPITAL IMPROVEMENT PLAN

"Recommended action is to accept the low bid from Utility Contractors, Inc for a total amount of \$1,770,600.00. Item 5;

5. ON CALL DOOR SERVICES-FACILITIES DEPARTMENT
FUNDING --VARIOUS COUNTY DEPARTMENTS

"Recommended action is to accept the proposal from Overhead Door Company of Wichita and establish contract pricing at the rates as indicated above for a contract term of two years with two one-year options to renew. Item 6;

6. VIC'S LAKE FISHING DOCK -FACILITIES DEPARTMENT
FUNDING --ADA COMPLIANCE UPGRADES

"Recommended action is to accept the low bid from DanCo Enterprises, Inc in the amount of \$53,500.00. Item 7;

7. TELESCOPING STEEL SIGN POST SYSTEM -PUBLIC WORKS
FUNDING -R175 PREVENTIVE MAINTENANCE -SELECT 11LST

"Recommended action is to accept the low bid from J&A Traffic Products in the amount of \$8,398.50 and establish contract pricing for one year with two one year options to renew. Item 8;

8. TRAFFIC SIGN BLANKS -PUBLIC WORKS
FUNDING -R175 PREVENTIVE MAINTENANCE -SELECT 11LST

"Recommended action is to accept the low bid from U.S. Standard Sign Co., Inc. in the amount of \$20,340.00 and establish contract pricing for one year with two one year options to renew.

"I'll be happy to answer questions and I do recommend approval of these items."

Chairman Unruh said, "All right. Thank you, Joe. We do have a question. Commissioner Ranzau."

MOTION

Commissioner Ranzau moved to approve the recommendations of the Board of Bids and Contracts except Item 4 and Item 6.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Unruh said, "Now we are ready for discussion, I think, on Item 4. Commissioner Ranzau, would you like to lead that off?"

Commissioner Ranzau said, "Well, sure. This is a bridge by the [Judge James V. Riddle] Boys Ranch that we use to take horses to a pasture.

"Well, that's one of the things. It has to do with the spillway plan at Lake Afton, and there are three additional possibilities to be added on. I support the first two, but the last one, the bridge that we use, it's a utility bridge, a walking bridge, whatever, a bridge we use to move horses to another pasture. The plan is to replace that for

\$190,000. I am not convinced that's in the best interest of the taxpayer, because there is a different way you can get to the pasture, first of all, without using this bridge.

"Secondly, I'm not convinced that this is the most cost effective method to do that. I've asked David Spears to have some of our bridge engineers to look at that and provide any additional information or feedback. So depending on the will of the Board, I would like to see this, and I've spoken to Steve Claassen, I'd like to see this postponed for one week so that I can gather some more information, and I've been told this will not hurt the outcome of the project."

Chairman Unruh said, "Okay, Are you suggesting that we approve all of these except the \$190,000 alternate three?"

Commissioner Ranzau said, "Well, I've been told that it would be best just to put it off a week and then do it all at once."

Chairman Unruh said, "All right. Commissioners, are there objections to that? Alright..."

Commissioner Ranzau said, "Do I need to make a motion?"

Chairman Unruh said, "Should we make a motion to that effect or is that necessary?"

Mr. Euson said, "I think it would be good to make a motion."

MOTION

Commissioner Ranzau moved to defer Item 4 of the Board of Bids and Contracts Regular Meeting on September 22, 2011.

Commissioner Peterjohn seconded the motion.

Chairman Unruh said, "Thank you. We have a motion and a second. My comment would be, as I have no objection to defer this for another week while we gather some more information and consider it at next week's meeting. Seeing no other one asking to speak, Madam Clerk, call the vote."

VOTE

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

Chairman Unruh said, "Now we're ready to discuss Item 6, and Commissioner Ranzau, I will ask you to lead that discussion, also."

Commissioner Ranzau said, "Well, this is \$50,000 for a boat dock, or for a dock out at the fishing lake. While I've had time to go out and look at the bridge at the Boys Ranch, I've not looked at this specific thing. And with the information I've been given, I'm not prepared to support this, because I'm not sure this is the best route to go."

Particularly at this current status with our finances here, this seems like a lot of money for a fishing dock. And even though I'm a fisherman, I'm just not convinced. Unless I'm totally convinced it's appropriate enough of a project, I'm not prepared to vote yes. It's really up to the will of the Board. Today, if we vote on it today, I'll vote no."

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

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I'm concerned with the price tag of \$53,500 for basically a boat dock. I have concerns on the expense here, and I realize this is the low bid, and it's a low bid by significant margin from two other firms that provided bids, and there was a much larger list of firms that didn't even offer. My question to ask, is if we could also put this issue off a week like we did Item number 4 without causing any difficulty?"

Mr. William P. Buchanan said, "Yes."

Commissioner Peterjohn said, "Mr. Chairman, I'd like to see if we could get some more information on this project, just like we did on the prior item."

MOTION

Commissioner Peterjohn moved to defer Item 6 of the Board of Bids and Contracts Regular Meeting of September 22, 2011.

Commissioner Ranzau seconded the motion.

Chairman Unruh said, "All right. We have a motion and a second. Discussion? Commissioner Norton."

Commissioner Norton said, "I'll support the deferral. I would like to ask a question, though. It talks about that it's not just the boat dock that we're, actually we're replacing one that should be out of service. Is that correct?"

Mr. Thomas said, "That's correct."

Commissioner Norton said, "But aren't we also..."

Mr. Buchanan said, "It is out of service."

Commissioner Norton said, "It is out of service now. And to replace it, we have to bring it up to ADA (Americans with Disabilities Act) standards, but it also includes a parking lot and some picnic area, also. How much of it is actually replacing the boat dock and how much of it is parking and how much of it is the picnic area? I mean, it's not just the boat dock that's the project. Is that correct?"

Mr. Ron Holt, Assistant County Manager, greeted the Commissioners and said, "I apologize that Lindsey Mahoney who is our ADA Coordinator couldn't be here today. She's at the ADA Advisory Committee meeting, and she manages and chairs that.

"I don't know that I can break down or I don't know that the bid was broken down costs per each of these items, but yes, it's more than just a dock. There is a fishing dock. There is a parking stall. There is an accessible picnic area. There's some demolition elements that would be involved in taking the old dilapidated one out. And therefore, it

may be well that we could give you, to defer this a week, we could give you a more complete understanding of what's involved in that. Even having Lindsey, of course, lay that out along with Paula Downs or Rob Lawrence from our Project Services group so that you have a complete and total understanding of what's included in this project."

Commissioner Norton said, "Ron, I'd also like to know, do we have other fishing docks out there and are they ADA?"

Mr. Holt said, "We have other fishing docks out there. No, none of them are ADA compliant. And a longer story here, we do have an overall ADA plan for the county. This dock was included in that plan, and we're just following through on doing that. But we can get, in deferring this for a week, we can get into more detail and have you gain a better understanding about what's being done here, not only the particular project, but as it fits into the overall ADA plan for the county."

Commissioner Norton said, "Do we have any idea how many people fish at Sedgwick County Park?"

Mr. Holt said, "We do, Commissioner, but I can't tell you that number off the top of my head. I have that number. When we were doing the ADA planning, we held some community meetings, and one of the things that came out of those community meetings, this was a specific item that came out of those meetings that we have people who have ADA related accessibility needs who couldn't fish as easily or accessible at Sedgwick County Park, so this was a particular request that came out of that, out of those discussions from folks with disabilities in our community."

Commissioner Norton said, "I'd be interested to know kind of how many people. Do we still sell fishing licenses at the shelter there?"

Mr. Holt said, "We still sell fishing licenses. Not at the shelter but online and through our online system we do, yes."

Commissioner Norton said, "The final thing I would ask is that we have a balanced playground there. We really worked hard to be able to create an area where children particularly with disabilities, with limitations, have a place to come and be actively involved in exercise and play. And it seems like having an ADA accessible dock would allow the same children that come to the park to also to fish and be out along the water and everything in a safe manner. Would that be correct?"

Mr. Holt said, "That would be one, certainly an extension of the use of it. We do have, again, adults, as well. But we do have a number of families with children with ADA related issues that use that boundless playground and consequently use the park for other activities, as well."

Commissioner Norton said, "Just be a nice extension of that to broaden our, at least a place for families to come and bring their kids that may be limited."

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

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

Chairman Unruh said, "All right. Thank you, Commissioner. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I would like to thank Mr. Norton for his comments, because he beat me to the punch on the question. When I read the backup information, I realized that the cost for this was more than the fishing dock. I had the same question he did in terms of the other costs for the parking and accessible picnic table area that's contained in this, too. Even if it's not broken down in the bid, any additional information that can kind of provide at least an estimate of what those other costs are as part of this total package it would be very helpful to me. I look forward to getting that information before we resolve this issue in front of the Commissioner at our next Bid Board agenda item."

Chairman Unruh said, "Thank you. Is there any more discussion on the motion for deferral of Item 6? Seeing none, call the vote."

VOTE

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

Mr. Thomas said, "Thank you."

Chairman Unruh said, "Thank you, Joe. Are we, Mr. Manager, are we ready for Item M? Or we can take a short recess."

Mr. Buchanan said, "If you would give me five minutes, I'll make sure we're ready."

Chairman Unruh said, "All right. Well, I will..."

Commissioner Ranzau said, "We also have the Consent Agenda, Mr. Chairman."

Chairman Unruh said, "Pardon me?"

Commissioner Ranzau said, "We also have the Consent Agenda, Mr. Chairman."

Chairman Unruh said, "Well, we can do that."

Commissioner Ranzau said, "If you wanted to."

Commissioner Peterjohn said, "If everybody consents to Consent [Agenda]."

Chairman Unruh said, "I think we can do that."

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

CONSENT

- V [10-0420](#) Reassign two full time positions to the Corrections staffing table.

- W 11-0988 One (1) Dedication Deed for Sedgwick County Project R-614-18: 21st Street North between 119th & 135th Streets West. District 3.
- X 11-0992 Order dated 09/15/2011 to correct tax roll for change of assessment.
- Y 11-0087 General Bill Check Register.

MOTION

Chairman Unruh moved to approve the Consent Agenda.

Commissioner Ranzau seconded the motion.

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

VOTE

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

Chairman Unruh said, "And I think I called too fast. Commissioner Norton, did you have a comment?"

Commissioner Norton said, "I was just trying to filibuster a little bit to get us more time, but I'll do that right now. And, okay, That's all I've got to say. That didn't take near long enough."

Commissioner Peterjohn said, "Commissioner Norton, if you don't mind, that's a pretty weak filibuster."

Commissioner Norton said, "Yeah, it is. Well, I don't actually really believe in filibusters. I was just trying to kill some time to get us to the next item."

Chairman Unruh said, "Okay, at this time..."

Commissioner Peterjohn said, "Mr. Chairman, if we might have a recess until, say, 5 minutes after 10:00, that would give everybody time."

Chairman Unruh said, "I will declare a recess until 10:05 a.m."

The Board of County Commissioners recessed at 9:57 a.m. and returned at 10:08 a.m.

Chairman Unruh said, "Okay. We are back from our brief recess this morning, and we are ready to call back to order the Regular Meeting of the Board of County Commissioners, and I will ask the Clerk to call Item M."

A motion was made by Commissioner Unruh, seconded by Commissioner Ranzau, that this Consent be Approved on the Consent Agenda. The motion carried by the following vote:

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and
Commissioner Unruh

Present: 0

M [11-0939](#)

CONSIDERATION OF GRANT IN THE AMOUNT OF \$180,000 TO THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT (KDHE) FOR THE HEALTHY BABIES PROGRAM IN THE HEALTH DEPARTMENT.

Presented by: Claudia Blackburn, Health Department Director.

RECOMMENDED ACTION: Accept the grant award and establish budget authority as provided in the Financial Considerations section of this Request; implement the Staffing Table changes identified in the Personnel Considerations section of this Request; and authorize the Chair to sign the grant agreement.

Ms. Claudia Blackburn, Health Department Director, greeted the Commissioners and said, "Before you is an agreement with the Kansas Department of Health and Environment (KDHE) for the Personal Responsibility and Education Program otherwise known as the PREP grant. With these funds, we will be enhancing our school based education program, 'Healthy today, Healthy tomorrow', by adding an evidence based program called reducing the risk for ninth grade students during their physical education class at two high schools each year for four years.

"This is an abstinence based preconception and reproductive health education program that has been proven to reduce the risk for teen pregnancy and STD's. There are some important features of the program that include parental consent required. That means that it is opt in, and children only participate if their parents say they can, and there is an educational component for the parents. One of the assignments that is part of this is an assignment for the students to communicate with their parents about the subject, you know, about the values associated with reproductive health and just so that there is continuing communication throughout the process, throughout the program.

"Other aspects of the program is the focus on healthy relationships, respecting each other, teaching refusal skills, healthy life skills and adolescent development so that students understand how they're growing and developing, including their own mental and moral development. This program involves training teachers to teach the curriculum over time so that we can expect the capacity of this program every year. So the first year will be at two high schools, and then the second year two other high schools, and then this is a grant that is renewable for three additional years. So in the end, we'll have eight high schools that have this program in it.

"We will use existing staffing. We will not be hiring additional staff, and that will save the local budget about \$50,000. We'll also be paying for part of our Healthy Babies Program Manager out of this grant. There is no match. It is federal funding that passes through the Kansas Department of Health and Environment to us, and it will become part of our based funding after this year. The amount for subsequent years is \$158,000. So this year it's \$180,000 and then \$158,000 each year for three years following this year.

"\$130,640 will be used by the Healthy Babies Program, and then there is a \$49,360 subcontract with USD (Unified School District) 259 that will also be paid for with these funds, and that's the next agenda item that I'll discuss with you. So I have with me Allison Taylor, who is the Healthy Babies Program Manager and Sandy Hysom from USD 259. I'd be happy to answer any questions or they can answer specific questions about the program if I can't. And I recommend that you approve this agreement and authorize the chair to sign. And I think I forgot to identify myself when I started. I'm Claudia Blackburn, Health Director for Sedgwick County."

Chairman Unruh said, "Thank you, Claudia. We do have couple of questions. Commissioner Ranzau."

Commissioner Ranzau said, "Thank you. Claudia, this is a new application for a grant, correct? We've never applied for this?"

Ms. Blackburn said, "Yeah. We didn't actually apply for it. They're offering us the money. They've been talking to us about this since December or November of last year."

Commissioner Ranzau said, "Now, historically sex education and things like this has been the responsibility of the school district, but recently we've taken that over. My understanding is we didn't really like how they were doing it or we think we could do a better job and we've kind of taken that over and assumed that responsibility."

Ms. Blackburn said, "Well, it wasn't exactly like that. They didn't have staff committed to doing it, and they didn't have staff that was doing it a certain way routinely. So that we've been able to, because we see the pregnant teens, they do, too, but we take care of them in the Healthy Babies Program, we know that it's important to do everything you can to prevent that. And so we were able to devote some of the Healthy Babies [Program] nursing staff to go into the schools and do education in a routine consistent manner."

Commissioner Ranzau said, "Right, because we weren't happy with how they were doing it."

Ms. Blackburn said, "I can't really say that."

Commissioner Ranzau said, "That's what I've been told. Now, obviously I'm going to oppose this grant for a couple of reasons. This is a new grant. The government can't afford to spend any more money like this, and I'll quote from James Madison in Federalist [No.] 45, 'The powers delegated [by the proposed Constitution] to the federal government, are few and defined...The powers reserved to the several States that will extend all objects which, in the ordinary course of affairs, concern the lives, liberties and properties of people, and the internal order, improvement, and the prosperity of the State.'

"Clearly this is an issue that belongs at the state and local communities. Beyond that, I'm concerned that we're taking on additional programs at the county from other governmental agencies because we don't like how they're doing it. If we take that approach, then we could really take over a lot of stuff, I suppose. And I don't think, not only are we going to take it over, take it from them and do it the way we want to, we're going to use federal funds to do that.

Commissioner Ranzau continued, "And I...even if we...the program itself is a good program, but even if we didn't take federal funds to do this, which I would encourage us to do, I have concerns about looking at other government agencies and taking over things just because we think they're not doing it correctly. For those reasons that I stated, I'll oppose this grant. Thank you."

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

Commissioner Peterjohn said, "Thank you, Mr. Chairman. Claudia, can you give me an

idea on this grant. Since this is a new grant, is it a state grant, since it mentions KDHE here? Or is it a pass through of federal money through KDHE."

Ms. Blackburn said, "It is pass through."

Commissioner Peterjohn said, "It's pass through. So these are federal dollars. Let me ask, would that program affect all high schools in the Wichita Public School system, or just some schools?"

Ms. Blackburn said, "It will affect eight high schools at the end of four years. And I can call Sandy Hysom up here to address Commissioner Ranzau's comments, but what we're doing with this is we're increasing the capacity of the school district and the teachers in the school to be able to do this education, because we'll be working with them and training them. And so at the end of four years, we will be affecting, we will be teaching 1,800 to 2,000 students. They will be receiving this curriculum."

Commissioner Peterjohn said, "So when it's fully, after the first year, how many students would you anticipate?"

Ms. Blackburn said, "400 to 500 the first year."

Commissioner Peterjohn said, "400 to 500. Mr. Chairman, I share a number of the concerns that Commissioner Ranzau has."

MOTION

Commissioner Peterjohn moved to defer Item M until October 5, 2011.

Chairman Unruh seconded the motion.

Chairman Unruh said, "We have a motion and a second on the table, and I think we'll have continued discussion. Were you through, Commissioner Peterjohn?"

Commissioner Peterjohn said, "Yes."

Chairman Unruh said, "Commissioner Norton."

Commissioner Norton said, "I was prepared to vote on this today. I understand the dilemma we have, and I'll accept the deferral. I want to make some comments. I see this more as a partnership of KDHE, the [USD 259] School District and the county. The county obviously deals with public health issues every day. It's our core value.

"It's something that we are charged to do as the Board of Health in our community, and to partner with USD 259 makes for a great partnership to try to understand how we deliver this service to families, teenagers, children at risk and to give them good information in our community to make sure we take care of that. Through Visioneering [Wichita], we understand that we have out of wedlock pregnancy and teen pregnancy issues in our community.

"I think we all understand the ideal that we would strive for in our community, but the truth is, we have to keep our eye on the ideal and keep one foot grounded in reality.

And that we understand the numbers, we understand the issue in our community, and that we have to understand that if we don't take action, and I know it's federal money, but the state is moving it to the locals to make that decision of how we implement it, and we're doing that. It also has the opt in component, which means that families that for whatever reason don't align with the curriculum, morally don't want to have their kids participate, don't have to put their kids in this program, and I believe that's important. I'd also be interested in how we're going to outreach to other high schools out in the county. This is [USD] 259, but obviously we have, I think, eight or nine school districts that have just this broad a problem, and at some point, I would be interested in how we would do that.

"I'm going to be supportive of this. I've been a supporter of Healthy Babies Programs and the nurses and what they try to do over the years. I think this is a nice extension to maybe get upstream so that we're teaching our young people how to deal with unwanted pregnancies and to be smart about it. The idea that there is an abstinence component I think is intriguing to me and I promote that, but we have to understand that there's an ideal and a reality, and we're trying to deal with both. So, I would be supportive today, but I'll be supportive of the deferral."

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

Commissioner Peterjohn said, "Well, Mr. Chairman, I'd like to add that one of the concerns I had was not only the aspect in terms of the county getting involved in a larger point that we already are in the educational process, but very much having the district that has the largest number of school districts that aren't part of USD 259 in it, the fact that it would be in one district as opposed to all the districts that are in the county. And this is going to be quite a challenge for us, because I remind my fellow Commissioners, there are a number of places within Sedgwick County where the School District is actually not based in Sedgwick County but there are students there. I'll just mention one that's in my district up in Greeley Township, the Mount Hope area.

"That's been historically part of the Haven School District, and they're going through some reshuffling and struggling up there because of the school closures in that community right at the moment. So when we get on to an item like this, there is the old truism and cliché, the devil is in the details. But in this case, that is truly the case when we look at getting into a grant where we're going to be involved, and one portion of our county, the school district, and the boundaries are not very helpful to us when we look at the school district boundaries if we proceed down this path. I share this with some trepidation and this has nothing to do with the concerns we usually have when we discuss federal grants. I want to make sure we have our i's dotted and t's crossed before we proceed too far in that direction, Mr. Chairman. So I will be supporting this motion."

Chairman Unruh said, "I will support the deferral. I was prepared to vote in favor of this. This is a request from our Kansas Department of Health?"

Ms. Blackburn said, "Yes. They are contracting only with local health departments. They specifically asked us to do it because we already have a presence in the school, and it's an enhancement to a program that we have. And Commissioner Peterjohn, I certainly, we are certainly looking at how we can expand it into other school districts. We recognize we're responsible for the county, and if we have a program that's really excellent, we need to find a way to increase the capacity for that program and look at

other school districts. I can't stand here today and say we can commit to anything specific, but we will certainly be looking at that and looking for ways, especially if that's something that you all are interested in."

Chairman Unruh said, "Well, thank you. And that's part of what I was going to say, is that we have a certain amount of resources for a specific program, and as the Board of Health for Sedgwick County, I think that we need to access those resources to try to improve all levels of health in our community. This is a program that the State of Kansas has asked us to get involved in, and it's within the responsibility of our Health Department.

"It's applying evidence based practices that have been proven. We're not pioneers or starting something new, it's something that's proven. So I think that, I have not yet seen why I would not be supportive. But we will defer this for another week, I believe is the motion. Is that correct? Is there any further discussion on a motion? Madam Clerk, call the vote."

VOTE

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

Chairman Unruh said, "Next item, please."

A motion was made by Chairman Peterjohn, seconded by Commissioner Unruh, that this Grant Application be Deferred. The motion carried by the following vote:

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

N [11-0954](#)

CONSIDERATION OF AN AGREEMENT IN THE AMOUNT OF \$49,360 BETWEEN THE SEDGWICK COUNTY HEALTH DEPARTMENT AND UNIFIED SCHOOL DISTRICT (USD) 259 TO IMPLEMENT THE PERSONAL RESPONSIBILITY EDUCATION PROGRAM (PREP) UNDER THE GRANT AWARD FROM THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT (KDHE).

Presented by: Claudia Blackburn, Health Department Director.

RECOMMENDED ACTION: Approve the agreement and authorize the Chair to sign; and establish budget authority as provided in the Financial Considerations section of this Request.

Ms. Blackburn said, "This is a companion agenda item to the last one, so without the last one moving forward, this one really, I would ask that you defer this, as well."

Chairman Unruh said, "All right. Thank you. Commissioner Ranzau."

MOTION

Commissioner Ranzau moved to defer Item N until October 5, 2011.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Unruh said, "Thank you, Claudia. Item P."

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

Absent: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and Commissioner Unruh

Present: 0

P [11-0959](#)

TRANSFER OF FUNDS FROM FLEET CONTINGENCY FUND.

Presented by: Penny Poland, Interim Fleet Director.

RECOMMENDED ACTION: Approve fund transfer from Fleet Contingency.

Mr. Steve Claassen, Director, Facilities, greeted the Commissioners and said, "This request is for your approval to transfer \$693,557 from the Fleet [Management] vehicle acquisition Contingency Fund into the depleted fleet stockroom budget which primarily covers county's fuel costs, fuel expenses. To provide some background, the Fleet vehicle acquisition Contingency [Fund] was established by budget in 2009. It was to provide a source of funding for our emergency vehicle acquisitions and unforeseen expenses within fleet, such as the volatile fluctuations in the price of fuel, which we are regularly experiencing. In order to insure openness and transparency regarding that contingency fund, any transfers from it require BoCC (Board of County Commission) approval. In December of last year, a transfer of \$444,000 was made from that contingency fund and was approved by the BoCC to provide for a similar shortfall.

"This year the cost of fuel has increased significantly from what was budgeted. The 2011 budget for fuel, projected fuel costs at \$376,000 less than the 2010 budget, and that projection has proved to be insufficient. This transfer request amount will be adequate to pay for fuel use from now through the end of the year and is based on the fuel consumption rates of the months of January through August of this year, as well as a review of previous years, which shows our consumption levels of fuels to be pretty much flat. Commissioners, I recommend you make this approval for this transfer, and I'll stand for your questions."

Chairman Unruh said, "All right. Thank you, Steve. Commissioners, I think we've been briefed on this item. Is there any question or comment?"

MOTION

Chairman Unruh moved to approve the fund transfer from Fleet Contingency.

Commissioner Norton seconded the motion.

Chairman Unruh said, "We have a second. Is there discussion? Commissioner Peterjohn?"

Commissioner Peterjohn said, "Thank you, Mr. Chairman. Question for you Steve, how much, when we budgeted for 2012 and the departments were looking at a reduction of 3.3 percent or 6.6 percent, which of those figures or was another figure used for the 2012 budget for fuel?"

Mr. Buchanan said, "I think I can answer that question, Commissioner Peterjohn. We gave the target to departments, depending upon public safety or not. The target was given to the Fleet [Management] to adjust their budgets, so they adjusted their budget, and it just wasn't out of fuel. It was out of all sorts of other ways in which the department spends money. So I can't tell you exactly how much reduction in fuel, if there was any. Because of this item, we're going to go back and reexamine the 2012 budget request."

Commissioner Peterjohn said, "Okay. Because I was going to say, if either figure of the 6.6 [percent] or 3.3 percent reduction, I'd assume the same vehicles, roughly the

same amount of mileage, unless there is a significant drop in fuel prices between now and then, there is a good chance we're going to be doing this again come next year."

Mr. Claassen said, "That's true."

Commissioner Peterjohn said, "Obviously from a budgeting point of view, trying to get an accurate budget in place and have our best estimate in place."

Mr. Buchanan said, "This gives us an opportunity, because of this issue, gives us an opportunity to look at 2012 budget. The good news, Commissioners, is that we have a planned for contingency, we have a contingency. We know that fuel prices fluctuate, so there is funds available for these kinds of issues. Unfortunately it occurred and it shouldn't have occurred. And I take responsibility for that, although it would be easier to say the two people responsible are no longer here, but we should have made sure that this budget was accurate."

Commissioner Peterjohn said, "Well, Mr. Chairman, let me follow up in terms of the question, because obviously, having accurate information is going to be critically important for future budgeting. The question I'd like to add is just so I have a full understanding. How much do we anticipate of this expenditure would be for diesel versus how much for gasoline?"

Commissioner Skelton entered the meeting at 10:28 a.m.

Mr. Claassen said, "What I can tell you is what that ratio is or what the gallons used in 2010 for instance. There were 661,000 gallons of diesel used and 412,000 gallons of the unleaded fuels. So diesel is the primary fuel, and Public Works is the largest customer for the Fleet Department."

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

Chairman Unruh said, "Thank you, Commissioners. Any other comment or question on this? Hearing none, Madam Clerk, call the vote."

VOTE

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

Commissioner Skelton said, "I'm going to abstain. I'm sorry. I just apologize to the public and staff. I was pretty sick last night with apparently food poisoning, so I'm still not 100 percent. So I just wanted to make that comment, and I don't even know what item we're on here, so I don't know if I need to be voting on it."

Chairman Unruh said, "All right. We have abstention there. Thank you, Steve. I think we are ready for the Item L."

A motion was made by Commissioner Unruh, seconded by Commissioner Norton, that this Budget Transfer be Approved. The motion carried by the following vote:

Abstain: 1 - Commissioner Skelton

Aye: 4 - Chairman Peterjohn, Commissioner Ranzau, Commissioner Norton and
Commissioner Unruh

Present: 0

PLANNING DEPARTMENT

- L [11-0978](#) RESOLUTION OF COMMITMENT IN SUPPORT OF A SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT.
Presented by: John L. Schlegel, Director of Planning.

RECOMMENDED ACTION: Approve the grant Resolution of Commitment (ROC).

Mr. John L. Schlegel, Director of Planning, greeted the Commissioners and said, "I'm here to present this resolution to you on behalf of the Regional Economic Area Partnership, or as you know it as REAP. REAP has been invited by the U.S. Department of Housing and Urban Development (HUD) to submit an application for a Sustainable Communities Regional Planning grant. This REAP would use that grant if they were to receive that award to develop a regional plan for sustainable development. In order to qualify for the grant, REAP must create a regional consortium that includes at a minimum the City of Wichita is the largest city within the region, and also the Wichita Area Metropolitan Planning Organization (WAMPO), as well as the counties within the Wichita Area Metropolitan Statistical Area, and then they have also included Reno County and all of the county seats in those five counties in their invitation to join the consortium.

"REAP would be the entity that would submit and oversee and implement the grant application. If they do receive this award, they would service a project, they would hire a project manager to oversee the development of the plan. You are being asked, on behalf of Sedgwick County, to participate in this consortium and the resolution, if you were to adopt it today, would commit the county to three things.

Mr. Schlegel continued, "First of all, to participate in the consortium and in the development of the regional plan for sustainable development, also to commit the 20 percent required local match, a certain amount of in-kind services, which are outlined in the resolution which total up to just under \$121,000, and then the third thing, you would commit to in adopting this resolution today to service the fiscal agent for REAP in terms of administering the grant. There is no cash match required, it would be strictly an in-kind contribution of staff services, and no additional county staff would be added in order to participate in this grant program. And with that, I'll stop my presentation. I know that you all have been very well briefed on this. We've had a lot of discussions about this, so with that, I'll take any questions you might have. The staff recommendation is, however, that you approve the grant resolution of commitment."

Chairman Unruh said, "All right, thank you, John. I'll ask Commissioners if they have any specific factual comments or something, questions of you, and then we'll allow some speakers who have asked to speak on this subject to allow them the time to make a comment, and then we'll restrict comments back to the bench. So Commissioners, I think the first person asking to speak, Commissioner Skelton."

Commissioner Skelton said, "Yes. Either John or Mr. Yager could answer this. We just heard a very nebulous overview here. Okay, and if somebody could take a few minutes, get into details of what we're going to do, how this is going to work, when are we going to see results. What are some of the things I am going to see as a benefit here. What am I looking, what am I going to see? I hear all this, you know, a lot of administrative talk at this point, but I want more than that."

Mr. Schlegel said, "Okay. The end product of this, if REAP were to receive this grant, would be the development of a regional plan for sustainable development, now, we don't really know exactly what that plan would contain, but it would, the idea of this grant program is to get regions to work together, to start working on sustainability issues relevant to that particular region. So what I would envision, the end product, this plan would be to be, would be a series of strategies on how those five counties and the jurisdictions, the municipalities within those five counties would begin to work together on issues that they regard as important to the sustainability of the region."

Commissioner Skelton said, "Okay."

Mr. Schlegel said, "Some examples of that would be things that REAP already works on, and the individual counties and municipalities already work on, are things like economic development, workforce development, really can't sustain a region without having something to provide, you know, jobs for people. And we face, we know we face the issue, because we are already dealing with work force development issues in this region. We have an aging work force, and in the aircraft industry, and we need to be able to bring along the next generation of workers for that industry. Other issues that I think are starting to bubble up as we have been talking about this issue, are things like fiscal sustainability, big issue for almost every municipality within our region is how we're going to be able to balance budgets."

"That requires that you really take the pencil out, sharpen it, and look at priorities within the region, and then also how do we work together to create efficiencies within the region. REAP has already started a dialogue with some communities about how you do joint purchasing, cost sharing on things, and there's a lot of potential there within our region for developing strategies that would help everybody. I could go on, if you want, but those were a couple that come kind of bubble to the surface."

Commissioner Skelton said, "I thank you John, I might have another question here in a minute."

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

Commissioner Ranzau said, "More along those lines, I had asked for weeks for a copy of the application. And I think it is imperative that before we make any decisions we see that application. Do you have a copy of the application?"

Mr. Schlegel said, "My understanding is it is still under development. I don't understand the status of it. Joe Yager would be able to give you a better detailed answer on that."

Commissioner Ranzau said, "Is there a draft copy that's out there that's been produced? No. Well, the concern I have, is looking at the NOFAs, the Notices of Funding Availability, on page 53, you have to understand that this grant, first of all, there is an agenda behind it at the federal level, that's the Obama agenda. And in order to get this money, you have to apply, and you get graded for it. You get points for a variety of things. I won't go into detail at this point, perhaps I will need to later on, but in order to maximize the points, it says the applicant must show a clear connection between the needs that they have identified within the region, the proposed approach to address those conditions and the outcomes anticipated the plan will produce. So evidently in this application somewhere REAP will have identified some problems within our region, and they will have a proposed some approaches to tackle those conditions,

and they have outcomes they are trying to get. We have no idea what those are, and we are being asked to participate in a consortium, create a new supervisory or planning consortium, asked to participate in something that we don't know exactly what it is being proposed. I think it would be clearly irresponsible to proceed further until we have a copy and have a clear understanding of what exactly it is we are getting involved in."

MOTION

Commissioner Ranzau moved to defer Item L.

Commissioner Peterjohn seconded the motion.

Chairman Unruh said, "We have a motion and a second. Is there discussion on the motion?"

Commissioner Skelton said, "Yes, sir."

Chairman Unruh said, "First of all, I believe that Commissioner Peterjohn had his light on."

Commissioner Skelton said, "Yes, sir."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I was prepared to ask a number of questions of either Mr. Schlegel or Mr. Yager. But since we have moved over to this motion, which I plan to support, I think it is incumbent upon us to get, I made an earlier comment on an earlier item that the devil is in the details, and I think once again that's exactly the case with the item that's here in front of us. And I think it would be incumbent upon us to get the information in terms of the application. Commissioner Peterjohn continued, "Questions I would like to get, you know, I am very much concerned about duplicating and creating another regional authority that is appointed and kind of operates out of there on top of, I've got a list here, including REAP, seven items, seven different groups that are out there.

"One of which is appointed by, one of which receives appointments, actually REAP does, SCKEDD (South Central Kansas Economic Development District) does, [Central Plains] Quad-Counties [Planning Forum], WAMPO, we're all involved with these already. And I have a lot of questions in terms of the consortium. I think for purposes of where we are in the process, and if this is an appropriate time to bring this item in front of us, and I'd like to very much know who, it talks about the lead applicant on this and I'm trying to find out who is the lead applicant, and more details about this new consortium we're being asked to approve as part of the process. I'll defer that in light of the fact that we do need to make sure we understand what we are being asked to do today, and we actually have an application in front of us, instead of just approving some sort of nebulous concept this morning, Mr. Chairman."

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

Commissioner Skelton said, "Appreciate the point, sir. I ask a question that was a little similar to this and I don't know, I kind of....but is there a timeline, a deadline, what are we going to learn by looking at the application, is there any other additional supporting materials that can be brought forth here? I mean, you know, I want to tell everybody overall does a good job in the building, okay, but I got a one page staff

report here, and it is just, I mean, it doesn't tell me a whole lot. I've done other research and I know more about this grant, but what can we learn by deferring this and looking at any additional information? What is on the application that can help us out there?"

Chairman Unruh said, "Mr. Schlegel, if I could, perhaps we could ask Mr. Yager to respond to that."

Commissioner Skelton said, "That'd be fine, yes."

Mr. Joe Yager, Chief Executive Office, REAP, greeted the Commissioners and said, "Just a quick comment. I shook my head no on that we don't have a draft application for this year, however, we have made it very readily available of, we had an application last year. And it is very similar, the same as last year, some of the key changes that we have had from, that are obviously some of the things that were pointed out, it was noted by Mr. Schlegel, about REAP having a program manager to administer this. That would be one of the large changes within that application.

"However, the concept and everything behind that, the application considered last year would be very relevant again this year. We've placed all of that up on REAP's website, we have had multiple conversations on that. That would be the closest thing that I could say is to a draft application that would be available. Otherwise, it is hard to bring forth something that is not really been considered even by the REAP executive committee as saying here is just a draft application for everyone to look at, when REAP is the lead applicant, and it's been clearly defined as that. REAP has taken action on this, to have REAP lead this charge as the lead applicants. We can obviously provide any information and answer any questions you have on that."

Chairman Unruh said, "Mr. Yager, about the timeline, Is there..."

Mr. Yager said, "Yes, sir."

Chairman Unruh said, "Go ahead."

Mr. Yager said, "The grant application is due October 6th, so a week from tomorrow. On hearing, beyond that on time frames, it would be up to the determination by HUD on the review process. Last year the process took within 90 days."

Chairman Unruh said, "All right, thank you. Another question by Commissioner Skelton...John, did you want to make a comment?"

Mr. Schlegel said, "I wanted to add to what Joe was saying, what you are being asked to do today is simply to commit to being a partner if, if REAP gets, is awarded this grant. And you will get a second bite at the apple in that if they are awarded this grant, within 120 days, they have to have a formal agreement amongst all the consortium partners in moving forward, and that would be your second bite at the apple. At that time, after having seen what the application has to say, that you determine at that time that this is not something you want to participate in, then you are not obligated to sign that formal agreement. This is just for purposes of them submitting the application to HUD, and for consideration by HUD of whether to grant the award to REAP."

Chairman Unruh said, "Thank you. That's very helpful. Commissioner Skelton."

Commissioner Skelton said, "So I take it if this is deferred we'll be late and then the application will be submitted and should we be successful, we'll have a second review at this. And then the detail..."

Mr. Buchanan said, "Yes, sir."

Commissioner Skelton said, "Because, I mean, I appreciate this, this is almost like voting in the dark for me, but I get it in the fact that's just the way it is up there, we're dealing with this bureaucracy. I appreciate the opportunity to get a second chance to look at this, I think that's important, so I'm going to vote in a manner that would allow us to have, go ahead and apply for this grant, or be a part of the consortium here, and with the knowledge that you are going to bring this back with some details and we'll have a second chance whether we want to participate or not. Okay."

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

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I've got some questions for Mr. Yager, because last August this body rejected on a 3-2 vote, a HUD grant similar to this, and I heard it characterized as about the same as the HUD grant last year. But this year we're looking at a HUD grant that involves the anti-economic growth, EPA (Environmental Protection Agency), trying to shut down industry as well as the Federal Department of Transportation (DOT), so we have three agencies involved, not just one. Could you characterize the differences or similarities between what we have this front of us today and proposal from last year?"

Mr. Yager said, "This is the same grant from last year, this is the second round of that grant. It is...there aren't differences from that. They made awards, Congress went through and funded this proposal again for a second year. The original first year of it, with a much higher amount, nearly \$100 million was put to it. This year it's \$65 million. Mr. Yager continued, "They also wanted to, a small change they made, they wanted to zero in on or encourage more of some of the smaller communities to get involved. It's an extremely competitive grant process. You have 188 applications from 49 states, and Puerto Rico and Washington as well, all applying for this. That is very similar to last year. Kansas City was awarded last year. You have multiple entities that are working for this. But it is out of the same grouping of grants, out of HUD."

Commissioner Peterjohn said, "Last year when we voted it down on 3-2 vote, City of Wichita received this, basically took over the grant for us. Would that happen again this year if we voted it down today?"

Mr. Yager said, "I would have to ask the City of Wichita that. I wouldn't be able to speak for them. They have already taken action to be a consortium member and to have REAP apply for this grant."

Commissioner Peterjohn said, "Who decided who could and could not be a consortium member?"

Mr. Yager said, "Who decided who could and who could not?"

Commissioner Peterjohn said, "Yes. I mean, my understanding, the information I have got here says that five counties and five cities would be part of this it, Sedgwick, Butler, Harvey, Reno and Sumner Counties, and the Cities of Wichita, Newton, Hutchinson and Wellington, which are the county seats for those five counties, as well

as the Metropolitan area Planning Organization. And it says also in our resolution, other private non-profit entities within the region. So I'm trying to understand who decided who would be invited into the consortium, and let me begin with that, and I'll have a follow-up."

Mr. Yager said, "Okay. REAP provided authority to staff to form a task force, made up of several of our members. And we put together then the logical consortium, mainly based off of a lot of the requirements within the notice of funding that included the City of Wichita, included the Metropolitan Planning Organization, included certain required elements to make an application. Obviously since we are regional area partnership, we wanted to make sure that we were bringing the right people to the table, the right communities to the table. A lot of the statistics, a lot of the information that we work off of is based off of metro statistical area, and that is how we started with those four counties, however, we recognize the importance and the connection of Hutchinson and Reno County with a lot of the economic development activities that we have personally been involved with, so we brought them into the fold as well.

"It was determined that that was about the right size to work with. REAP endorsed going forward with that consortium. That's how it was selected. Now we are, now obviously it is not, this consortium that is all who is going to be involved. Obviously part of it is to include multiple other partners. They are not going to be ones putting dollars on the table for application. However, they must be involved. Many of those are, Wichita Area Builders Association, we will be talking about building, talking about economic development, going to be talking about any kind of issues related to that, they need to be at the table. We also have the associations in some of our other communities that need to be at the table as well."

Commissioner Peterjohn said, "Would you differentiate for me between the consortium members and the partners?"

"Would the partners like you mentioned Wichita Area Builders Association, I see here private, I believe that this is private and non-profit entities, so I guess we could have private that are for-profit, as well as non-profit entities if we pass this resolution. Participating would they have the same vote as Sedgwick County or any of the other governmental bodies?"

Mr. Yager said, "The difference between consortium versus a partner is consortium, you are actually putting money or some sort of staff time or some sort of leveraged resources towards this grant. And so those are the ones that are working on the coordination of that, on the planning efforts. The partner side of it is who you need to involve, or you who you want to involve within that process. That's a lot of not just a consortium or a bit of the consortium membership helping them determine who the right partners are. That's one of the reasons we are trying to make sure that we have each of the counties and each of the cities on board to help us then to find the right partners who need to be at the table. And so that one is a little more flexible, that would have to be defined as we went through a process of who those right partners are."

Commissioner Peterjohn said, "Well, you mentioned Wichita Area Builders Association, would you mention other private and also non-profit entities that you would view as partners that would be joining the consortium?"

Mr. Yager said, "That would be joining the consortium or being partners moving forward?"

Commissioner Peterjohn said, "Resolution we have in front of us, basically talks about, says, and I will read one of the whereas. 'Whereas, the grant program requires REAP to establish a regional consortium which may consist of the counties of Sedgwick, Butler, Harvey, Reno and Sumner, and the cities of Wichita, El Dorado Newton, Hutchinson, and Wellington, as well as the Wichita Area Metropolitan Planning Organization and other private and non-profit entities within the region, for the purposes of submitting...' HUD sustainability, excuse me, '...submitting a HUD Sustainable Communities Regional Planning Grant Application.'"

Mr. Yager said, "Okay."

Commissioner Peterjohn said, "So I'm trying to understand if we approve this today, exactly who we are bringing to the table, because REAP, as I understand it represents a lot of counties and cities that aren't listed on the list that I just read, Mr. Yager."

Mr. Yager said, "Yes. And some of the consortium partners who have stepped in, or have been invited to be a part of this include the Kansas Health Foundation, the United Way, Department of Commerce, both Work Force Alliance, which is South Central Kansas, local area for, and Kansas Workforce One, which Reno County and Harvey County both are within that one, and then also Visioneering Wichita is another one that's been included as consortium partners on this."

Commissioner Peterjohn said, "Was there a full list available of all these consortium partners that would be included that we can include here, and specifically in this resolution and not just have an amorphous, this is sort of, you know, this is sort of an olly, olly oxen free, anybody who wants to come to the table, if we approve this in its current form? And I assume the other entities have already approved it, we can bring a whole bunch of partners into the region. This is very open-ended."

Mr. Yager said, "Well, not every single one has approved yet. Obviously there are still consortium members that we are working on to try and get. And we are bumping up against an October 6th deadline with that. As we listed it off there some of partners that we have at the table, I wouldn't think that we would, I don't know, part of it, as I noted, there is a difference between the consortium member and the partner. We do have multiple entities that we would want to talk with, or have on board, we received several letters of support from housing authorities to Urban League of Kansas to multiple different entities that are supportive, but they are not bringing dollars to the table, they will not be consortium partners."

"However, that doesn't mean we won't want to work with them moving forward. And part of that is up to us as we develop, we have a consortium, one of their tasks, and as Commissioner Skelton alluded to, that would be your second chance at that, of looking at that, making sure we have those right partners at the table. That's where the difference is. Obviously we're trying to build a nice, robust consortium, but we are coming at it from the Regional Economic Area [Partnership] perspective, from REAP's perspective, I should say, with local government and our cities and counties taking the lead on this."

Commissioner Peterjohn said, "Well, I have concerns about this, as you are aware from comments that I've made and I think some of comments I've expressed in some of the private meetings. And the more I have looked into it, the more details I have that left me uncomfortable. I have real problems with this, and I would urge my colleagues

here on the Commission to actually understand where we are at, because if we agree to participate in this consortium on this basis, Sedgwick County is the largest of the five counties listed by far, and my understanding is that we would each have one vote on this consortium, so much smaller counties that are listed here that have well under, some of them have less than five percent of the population here in Sedgwick County. And most of them, I don't think any of them have as much as a half of the population would be in a situation where we would be under represented per person compared to our neighboring counties.

"Now that's normally not too much of a problem if it's strictly advisory and we are not making definitive policy recommendations. From what I've seen from looking at the HUD items, I am very much concerned that we would be making some more than just planning positions, and if we get into some policy, this begins to drive policy, I have some significant concerns about having a smaller percentage of representation than is proportional for the people of Sedgwick County. My responsibility as County Commissioner here is to represent the people in our county, and this is a concern. I am going to leave that as a statement at this point and move on, because I pulled down from HUD a series of questions that they provided in making these applications for the grants. Mr. Yager, could you give me an idea in terms of whether we are going to make a request for category 1 and category 2 funding as part of this grant?"

Mr. Yager said, "We are not eligible for category 2, we are only eligible for planning grant, not an implementation grant, and so that would be category one."

Commissioner Peterjohn said, "Okay. I would be glad to see it if that's the case. If we approved this today and we go on and we do receive this grant, would that put us in the position in the future to become category 2 eligible, at a future date?"

Mr. Yager said, "In order to be eligible for category 2 grant, you would have to have a regional sustainability plan that was adopted by all of the entities. Each of your jurisdictions in place, and then you would be eligible for your implementation of that."

Commissioner Peterjohn said, "Well, I would be very much interested in your take on one of the questions they say here is, and I am going to quote from the document, 'HUD will recognize the commitment of regions to advance the livability principles'. Would you take a minute and define those livability principles as they exist?"

Mr. Yager said, "Let me pull those. Livability principles are listed out. They are: providing more transportation choices, promoting equitable affordable housing, enhancing economic competitiveness, supporting existing communities, coordinating policies and leveraging investments and valuing communities and neighborhoods."

Commissioner Peterjohn said, "Well, that's interesting, because in our backup information, livability principles aren't included that I can find here. I would like to get them in more detail. Because one of the live ability principles I saw online was because we are concerned with greenhouse gas emissions, which the treatment of carbon dioxide as a pollutant, which all of us in the room here who are exhaling are emitting. I have a big problem with that, and that's one of the problems I have with this whole process and the grant going forward. So I want to get into the details, and so one of the reasons I'm supporting the motion in front of us, Mr. Chairman, is because these live ability principles were presented by Mr. Yager, sound innocuous on their face. But when I go into details, and the devil is in the details, I will not be supporting a

Washington-driven agenda that I believe could not pass our current Congress and this effort is part of an administrative end around to try to bait us with a federal grant.

"When actually, as everyone knows the feds (federal government) don't have the money, we're going to have to get it from, either print it or borrow from the Chinese or someone else overseas. And leave us in a position whereby the hook will be set to have Washington and the HUD people, and I believe HUD with their community reinvestment act was the driver of the financial crisis, the housing crisis that led to the financial mess that this country has been suffering under for the last three years. So, why would we get in bed with HUD and their activities? And EPA, which is stopping economic activity, for instance, the Keystone Pipeline [Project], I'll mention that, it is a bit of a digression, but we've multiple federal agencies to drive what we do in our community with this grant. So Mr. Yager, there are a lot of details here and unanswered questions. I very much appreciate my colleagues' tolerance to let me pose these questions and provide additional details. Thank you, Mr. Chairman."

Chairman Unruh said, "Thank you. Commissioner Skelton. We are still in the phase here where we're asking for factual questions and responses from staff."

Commissioner Skelton said, "So if this is brought back to us as you said at a later date, we'll have opportunities to totally pull out, retract and get out of this if we don't like what we see."

Mr. Buchanan said, "Yes."

Commissioner Skelton said, "Okay."

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

Commissioner Ranzau said, "Just a point of clarification, Mr. Chairman. Once the public has spoken and we vote on this, we'll have ample opportunity to ask additional questions, is that right?"

Chairman Unruh said, "Sure..."

Commissioner Ranzau said, "Or would you prefer we ask them all now?"

Chairman Unruh said, "We are dealing with the motion on the table first, which is deferral."

Commissioner Ranzau said, "All right. Thank you."

Chairman Unruh said, "Is there any further discussion on this deferral question? We do have a motion and a second. Is that correct?"

Chairman Unruh said, "All right. I see no one else asking to speak. I am going to call the question on whether to defer the item. And the motion is to defer it for, is there any length of time?"

Commissioner Ranzau said, "Well it was to defer until we get a copy for the grant application and have time to review it, so next week is fine, or..."

Chairman Unruh said, "All right. Well, we have no specific time for deferral, that's the

motion. So Madam Clerk, I will ask you to call the vote."

VOTE

<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Skelton</i>	<i>No</i>
<i>Commissioner Norton</i>	<i>No</i>
<i>Chairman Unruh</i>	<i>No</i>

Chairman Unruh said, "Commissioners, we're back to the initial questions from the bench, if there's no more, then I will ask citizens who are here if they want to speak. I see Mr. Todd first. If you would like to come up and we'd appreciate if you could kind of keep it in three minutes if that's possible."

Mr. John Todd, 1558 Payne, Wichita, greeted the Commissioners and said, "I am here as a private citizen, asking you to think about what you might be doing to citizens and businesses and the community if you pass the federal grant you are considering for REAP. Let's pretend for a moment there's an agent from the United States Environmental Protection Agency shows up at Unruh Automotive and/or Jim Skelton's painting company and announces that he or she is there to help you become more environmentally responsible and friendly, by mandating your compliance with the new federal livability principles that have been adopted as a result of the study commissioned out of the Regional Economic Area Partnership grant.

"After composing yourselves from the shock of having the EPA involved in mandating how you run your business, you might ask the question under what authority does the federal government have in running your business in the first place.

"But more importantly, why has local government become complacent with the federal government in this effort. I must admit that the BoCC (Board of County Commissioners) has little authority what the federal government does, but you do have a lot of authority on grants that you promote. Before you agree to enable the federal grant application process to today, I suggest you review the comment concerns that REAP members themselves posted in a PowerPoint presentation. I have a copy of part of it here.

"And they, what are the concerns with this grant? So the members in REAP had concerns about this. By passing the federal grant today, I am going to copy on some of this, won't you be enabling a method of social engineering to restrict residences in suburbs and rural areas and force Americans into city centers? One question they asked. Creating a blue print for the transformation of our society into total federal control. This is from REAP, this is from the people, the partners, the stakeholders in this. Be creating a mechanism that will inforce federal sustainable development zoning and control of local communities.

"Enabling a system that will create massive new development bureaucracy. Endorse a program that will drive up the cost of energy to heat and cool your home. Force citizens into a system that will drive up the cost of gasoline, as a way of getting you out of your car, that's the walkability downtown. Enable assistance to help you spend thousands of dollars on your home to comply. Also please be sure to thoroughly read the EPA Smart Growth manual. I have a copy here, called Tools and Key Resources for Sustainable Communities. I can tell you that based on my many years in the real

estate development business that mandating details in this smart growth plan is chilling to economic growth.

"No free citizens deserve having the federal government dictate what he or she can do with their own property. I implore the Board of County Commissioners today to reject this regulatory assault on private property rights. Thank you."

Chairman Unruh said, "Thank you, sir."

Mr. Todd said, "In addition, I would say that if you're interested in learning more economics and property rights, Americans for Prosperity, we're holding some seminars, second Monday of next month, and if anyone here or anyone at home is interested in learning more about how economics, property rights and freedom are connected, we will be discussing it there. Thank you."

Chairman Unruh said, "Thank you, sir. Commissioner Peterjohn, did you have a question?"

Commissioner Peterjohn said, "Yes, I did. Mr. Todd, you mentioned what concerns REAP had expressed and then you read some concerns. Was that the same list, or was there a separate list."

Mr. Todd said, "Yes. Identical list."

Commissioner Peterjohn said, "It was an identical list to what you read."

Mr. Todd said, "Yes, sir."

Commissioner Peterjohn said, "Just wanted to make sure that..."

Mr. Todd said, "Only I posed them as questions rather than the comments they had, I would be glad to share this. It was a PowerPoint presented REAP meetings."

Commissioner Peterjohn said, "I would be interested in having that included in the record if you were willing to do so."

Mr. Todd said, "Be glad to, sir. Thanks."

Chairman Unruh said, "Thank you, Commissioner. Did anyone, Ms. Estes or Mr. Peaster, I see?"

Mr. Charles Peaster, 9453 North 135th Street, Wichita, greeted the Commissioners and said, "Today I heard that this has to be approved by October 5th but then I heard, and Mr. Skelton I think voted this way because of the 120 days, the second bite at the apple. If that's true, why are you having to be a part of it today? Why can't 120 days from now you become a partner in this without being committed to it today. And I have yet to hear that answer. And you sit there shaking your head when other people are talking. He's shaking his head no like the statements they are making are not true, but yet it comes out of their paperwork."

Chairman Unruh said, "All right, next...okay, Commissioner Skelton."

Commissioner Skelton said, "I'd like to get one of our staff people to address that,

please.”

Mr. Schlegel said, “The application is due October 6th. What REAP is asking to you do is pass this resolution to, so they can show that Sedgwick County has at least initially committed to being a member of the consortium. And it’s committing \$121,000 in kind match which helps the grant application. That’s what’s being asked now. Charlie is correct, that you were not to do this today, if you were not to pass this resolution today, they could still submit the application. But the application would be minus very important center of population within the region. It wouldn’t invalidate the application, but I think it would make it much less strong an application than if Sedgwick County decides to be a partner in the consortium.”

Chairman Unruh said, “Thank you, John. Mrs. Estes?”

Commissioner Skelton said, “Thank you.”

Ms. Susan Estes, 151 South Whittier, Wichita, greeted the Commissioners and said, “Just for the knowledge of those at home, what I gave Commissioner Skelton was excerpts that Mr. Todd read from the federal website and from a PowerPoint, because we did spend some time looking at REAP’s website and trying to understand this. And we were confused about why things were out of date for a year, and it’s been made a big deal that this is not final, you know, we can end this whenever we want to. But I would say there’s harm in this, in that attitude. And the harm is it would be like me going to the grocery store, and wasting time looking at pickles. I know I hate pickles. Why would I waste my time doing that?”

**A motion was made by Commissioner Unruh that this Resolution be Approved.
The motion carried by the following vote:**

"Well when we waste the time of staff, we waste taxpayer dollars. And to me that's the harm. If we had no idea, why would we mislead them, if we had no interest, why would we mislead them, or mislead other counties that we have interest? If you know you don't like the federal government coming in and planning for you, say so now. Let's get it over with and be up front and honest to those involved. I did have some prepared remarks. I am Susan Estes, a resident of Wichita, Kansas, and I do work for Americans for Prosperity, we advocate for free markets. And as part of that we send alerts to our members saying here's something coming up that is an issue of interest to you, and you may want to weigh in with elected officials and let them know how you feel, and this is such an example of that. Many people responded to my email and said I can't be there, but please let them know how we feel, we are working. And they were very firm and adamant in their opposition to this. This morning I really came to appreciate their passion, through their opposition.

"I tried, I had to park in a parking garage that belongs to this building. Many floors are labeled for compact cars. I sat for ten minutes and waited for two ladies to get out of a suburban and guide in their friend to one of these compact parking spots. And to me, that ten minutes that I wasted became a time for me to consider what a monument to government planning and manipulation and trying to change people's behavior that parking garage and those parking garage lines are. Next time those lines get painted let's just acknowledge we are a rural community and we need large vehicles for our work and make that easier.

"Anyway, we've been left to our imaginations because of the lack of detail in this plan. And many people who did go out and look at the website found phrases that struck fear in their heart. We are independent-minded Midwesterners, so when we look at phrases like 'value communities and neighborhood', we hear guideline review boards, control over what you can do, do you have to keep your house looking a certain way like Delano, those are things that cause anxiety to people. We heard about healthy communities design. That again means to people more control and less liberty. And liberty is important, because if we don't have liberty, we don't have America. I heard from a lot of business people who said, 'I'm already stretched. I am trying to work hard to stay in business and employ people. What is this going to cost me?' They are very concerned about that.

"The other thing someone mentioned, and I'd like to claim credit for this but I can't, they said this really isn't a \$1.5 million grant, because we have to factor in the interest that we pay when we get bonds from other countries to pay for these things, and a lot of people responded to me and said we are tired of the federal government doing things that aren't their job. Their job is not to pass jobs with the word should; we should take shorter showers, we should walk more. It is not the federal government's job to use those guys to pass those kinds of laws. It makes us resent those things. We respectfully ask you to part ways with this grant application. Thank you for your time. I am happy to take questions if there are any."

Chairman Unruh said, "Thank you. We have a question from Commissioner Peterjohn."

Commissioner Peterjohn said, "I would like to ask a question. Do you have any idea in terms of how many vacant spots there were for sub-compact cars in our garage as

opposed to having the full size?

Commissioner Peterjohn continued, "Because I know the county, and we are supposed to be leaders, we have an awful lot of large, oversized vehicles from the [Ford] Crown Vic[toria]s that our Sheriff's deputies drive, to some of the larger vehicles in Public Works and other county departments, to obviously the diesel vehicles, some of them are huge."

Ms. Estes said, "You know, Commissioner Peterjohn, I honestly don't. I drive a four-door, it is not a big car. It is a medium-sized car to small car, but I may think that because I fit a teenager in it, but I have trouble fitting in those lines. As a matter of fact, the last time I was here, I had to go back into security because somebody had parked so close to me that I was afraid I would hit their car when I backed out. But you get a lot of times where people are taking up more than one spot. It is square peg, round hole that government is trying to manipulate us towards that people resent, because we are losing our liberty and we are not putting up with it anymore."

Commissioner Peterjohn said, "Well, there are a number of other local entities as opposed to setting up a new consortium to service this. There is the Wichita Area Metropolitan Planning Organization, these are existing organizations, Quad Counties, which is Reno, Harvey, Butler and Sedgwick County, there's SCACC, Sedgwick County Association of Cities and Counties, there's Metropolitan Area Planning Department (MAPD), federal government has established four-county MSA (Metropolitan Statistical Area), which is Sumner, Butler, Reno, and Sedgwick County. We have SCKEDD, South Central Kansas Economic Development [District], I believe it's 14 counties, and then of course we have got REAP, which I am not sure exactly how many counties we've got for REAP, but Joe can correct me if I'm off on this. It is quite a few counties well and beyond, I don't know, Joe, are you over 14 yet? Nine? Okay, and how many cities?"

Mr. Yager said, "Twenty-nine."

Commissioner Peterjohn said, "Twenty-nine cities and nine counties. You know obviously 29 cities and 9 counties for REAP would be, wouldn't be the 10 that are part of the consortium. Of these entities, existing entities as opposed to setting up and new consortium would you see that any of these might be a better fit than what's the proposal before us here today, in your opinion?"

Ms. Estes said, "Well, philosophically we would come from the stand point that this just isn't a role for government to be doing. So there is no good fit, because there is no good purpose to this."

Commissioner Peterjohn said, "Okay. Thank you."

Chairman Unruh said, "Okay, thank you. Commissioner Ranzau."

Commissioner Ranzau said, "Thank you, Mr. Chairman. Susan, you talked about from time to time you send out these notices, could you tell me what sort of response you have in comparison to the ones you put out in the past?"

Ms. Estes said, "To give you an example, sometimes we send them out when something is going through the legislature and we see a small amount, people don't tend to contact their individual elected officials. And then sometimes we do something where people respond to one entity and we get a lot or people are angry about. "We got a huge reaction to Keystone [Pipeline Project]. This was on line with that. This was on line with when we would send out alerts to our members to send an email to Governor Sibelius to let her know that we were opposed to some of her budget tax proposals, or different proposals that she does. So for us, that's a pretty high benchmark. This was a lot of feedback from members."

Commissioner Ranzau said, "Well thank you. I'll say for the record that I received several emails, all of which were opposed to this grant."

Chairman Unruh said, "I don't see anyone else with questions, so thank you."

Ms. Estes said, "Thank you."

Chairman Unruh said, "I don't think there's anyone else wanting to speak. Commissioners, we'll continue our discussion and staff is still available for response if we have questions. Is there any further discussion, Commissioner Ranzau?"

Commissioner Ranzau said, "Mr. Schlegel, I have some questions. Can you tell me what problem we are going to solve by participating in this grant?"

Mr. Schlegel said, "Well one of the stated purposes of the grant, since you brought the NOFA for this, is to build the greater regional capacity for regions to better compete and what is really becoming a global marketplace. That's the end product that you would get from participating in this consortium and having REAP develop a regional plan for sustainable development, is that we as a region would be better prepared to compete in that world market place."

Commissioner Ranzau said, "Well we have a lot of elected bodies and a lot of planning organizations. I attended the recent meeting at which REAP staff proposed this and talked about it, and I got the impression they said some things like growth in certain areas were not expected, we're not doing a good job planning where growth is going. So what you are saying is our planning organizations aren't doing a good job and we need a little more help from the federal government to help plan our communities. We just need a little more money from the federal government to help us plan our communities. To me, I find that a bizarre notion. We don't need more planning."

"We have more than enough planning now in this community that already stifles new businesses, and I've seen it in my district already. And so another, we are going to create another consortium which is unaccountable to the people because no one's elected to these things. Just like REAP. And we're seeing an expansion of these quasi-governmental agencies that exercise to make plans for us. And they are not accountable to the people, but yet they receive taxpayer dollars. Now I understand some elected officials are participating in these things. But that's not the same as being accountable to the people and the people organizing this grant and others like it understand that. They insist in the NOFA a new consortium must be created. Because I think they are doing it essentially to circumvent the people, the will of the people and the government and they can promote their agenda."

"Additionally, I will remind you that you told me in a meeting, a briefing of this, that

acceptance of this grant will take REAP to another level because right now, they are struggling and this will help plot the course for REAP. Ultimately I think this is part of why we're doing this.

Commissioner Ranzau continued, "We have REAP and some full-time staff, who are housed at the [WSU] Hugo Wall School of Urban [and Public] Affairs, not exactly a conservative think tank, who need something to do. So they need to expand their role and their authority and this is the way to do it. And they are going to promote the progressive agenda of the Barack administration by doing so. I heard the briefing of REAP, and I was very troubled by it. As far as I am concerned, it could have come straight out of the White House.

"The things that were said there were very troubling, one of which was that they talked about how we can look to the federal government for a source of solutions. Really? We want to look to the federal government for the source of solutions in our communities? Talked about this would give us incentives to do the right thing. We need incentives to do the right thing? I've been told this is going to help reduce the cost of the taxpayer. Well, I think it's important for the taxpayers to understand, that this is a partnership which was formed in 2009 between DOT, HUD and EPA, under the Obama administration's direction.

This program has never existed before, and they have an agenda. And I can assure you, it will not decrease the cost to taxpayers. The notion that it will decrease the cost to taxpayers I think is absurd. Now proponents of this like to speak in generalities and gloss over the things, and gloss over the agenda that is clearly stated in this NOFA and the website. So here in a moment I will get into some more detail, because the need to talk specific, because the devil is in the details. But I've been told this will help with economic development and workforce development. We already have those things. We don't need another entity doing these things. And we talked about this will help elected bodies be fiscally responsible.

"Really? A federal grant? HUD, EPA, and the DOT are going to teach us to be fiscally responsible? That's a ridiculous notion. Taking money that we can't afford from the federal government which can't balance its own checkbook, and has showed itself to be incompetent, and somehow this planning grant is going to help all of us become more fiscally responsible? I don't need help from the federal government to do that. So, the problem is, when you talk in generalities and use these fancy phrases that have been rehearsed, it sounds somewhat benign, but I can assure you, it is not. And that's why I ask for this year's application. I don't care about last year's application. I want this year's application. I want to know what I am committing myself to. I am not interested in accepting this grant just to help staff at REAP have a job. If we vote today for this grant then it will be a vote for big government, it will be accepting Obama's administration's policy as our own, and it will be a vote against the people. I believe in 2010 the people in this county, state and country clearly repudiated the agenda of the President and his appointees. This is exactly the sort of thing the people said they are tired of and they do not want. And when we approve this, and I'm confident that we will, we're disregarding the will of the people very clearly.

"Now, let me give you some quotes here. This partnership supposedly will help improve access to affordable housing supposedly, more transportation options, that means government transportation options, lower transportation cost while protecting the environment and communities nationwide. Additionally it will provide a vision for sustainable growth. The federal government will provide a vision for sustainable growth

in our community. You've got to be kidding me. Look at the vision they now have for growth in this country. It is a disaster. Now they want to take the same policies that have created and made our current economic situation worse, they want to bring them to our local communities by use of a grant. They want to redefine housing affordability. "So federal government wants to get involved in housing again. And I share my concerns that Commissioner Peterjohn shared earlier, we already in a...had a housing [inaudible] problems because the federal government got involved in housing.

"When they redefine housing affordability that means the price will go up, people can't afford it and they will have to subsidize it. They want to create mechanisms to ensure that those plans are carried through to localities. Now supporters of this will say we get to pick and choose and do things our way, but they have a very clear agenda. They stated it that they want to use it as a mechanism to implement their agenda. And that is clearly my concern here. Now, here's a few more things that I think the public, and I am going in some of these details because the public isn't aware of the details, and you won't get it from the supporting documentation that was given to us, you have to do the research on your own.

"Some of the program goals are to reduce greenhouse gas emissions. This has a whole environmental agenda that we all know about. Promote equitable, affordable for the job, it's not the job of the federal government especially to get involved in housing. They also want to target federal funding towards existing communities. So if you go along with this, yes, you will get more money in the future. I assure you we will continue to apply for more grants when it comes to implementation phases. They want to align federal policies and funding to remove barriers to collaboration. They want to remove barriers to collaboration, for example, state governments, local government, the will people. This agenda that we're going to be supporting today, if it was in and of itself something that was purposed like, Commissioner Peterjohn said, by the President to be passed by Congress, we would reject it out of hand. But they are trying to circumvent this and create this new consortium in order to prevent people from working against this. Now here's other key things, the goals. They want to expedite implementation of the livability principles. Now keep in my mind these livability principles were established by the Obama administration.

"The federal government has defined for us livability principles, and they want to expedite implementation of those principles through changes in local zoning and land use laws and regulations. These are their own words, this is what you have to look at when you fill out the application. These are the goals that have been stated in the paperwork. They want to implement, they say it right here, their livability principles by changing local zoning and land use laws and regulations. They also want to align local and state Capital Improvement Programs (CIP) with the livability principles. They are intending to affect our CIP programs so that it aligns with livability. Do we really...we have enough problems paying for the things we need to pay for.

"Do we really want them aligning our CIP program with their principles? I say no. But it gets worse. People need to go out and educate themselves. I think Commissioners need to go out and look at this. They talk about things like equitable land use planning, social equity, environmental justice, and then they have what you need to do, this application process where you get points, and they have a rating system. Let me give you some of the criteria, because I think it gives you insight into what they are trying to do.

"First of all, one of the things we have to address is this application is the consortium's

capacity to successfully implement the proposed activities in a timely manner. So we've been told that this is just about planning.

Commissioner Ranzau continued, "One of the things we have to address in the application is we have to tell them and insure to them that the consortium that will be participating, including us, has the ability to make sure the proposed activities are implemented in a timely manner. This does have a direct effect on implementation in the future, because that's what they want. They don't just want a plan, they made it clear they want it implemented and expedited. We need to address our ability to address economic and social disparity disparities, housing cost, environmental quality, transportation access, socio-economic inequity, the fresh food access and healthy communities.

"Some of the information they would like to see is the supply of affordable housing, the cost of burden of housing, estimated homeless population, disparities in educational attainment and how about the recurrences of childhood obesity by zip codes. In the end like I stated earlier, the applications that receive the most points have to have identified need and how they are going to address these conditions and the anticipated outcomes. We do not have that information, but it's out there and that's why I want to get that information, I think we should have it. But ultimately, this...I have opposed virtually all of the federal grants out there, but this is without a doubt the worst and most troublesome grant we will be approving since I've been here.

"Absolutely, this is the worst one. It is clearly an agenda that was created by President Obama. You can't blame this on George Bush, nor is it Bill Clinton or the previous Bush. This is his agenda. When we adopt it today, we will adopt his agenda for our own. Despite what we often say, this is not just us, this is throughout the entire region, we've had a lot of politicians who ran on limited government, fiscal responsibility, et cetera. But now is the time to act on those values. Do we have the courage to say no? I understand that there is the desire to help REAP out but we must separate our desire to help REAP with this particular grant. This is not something in and of itself the majority of this Board would like to separate, but in the end, it is easy to say one thing but it's often difficult to follow through. I think this is above all others would separate the wheat from the chaff when it comes to the principles of limited government and fiscal responsibility, and whether or not we want the federal government in our communities dictating what we do. I think at this point, that's all I have to say for now, I think."

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

Commissioner Peterjohn said, "Thank you, Mr. Chairman. Question for Mr. Yager. Does REAP have a legal adviser? Because I'm curious, one of the background information I was getting was that the Notice of Funding Announcement has been legally vetted. Can you answer that? Is there a REAP legal adviser for notice of funding announcement as part of legal details with this grant?"

Mr. Schlegel said, "We utilize our member governments' legal council to help us any issues of legal concern."

Commissioner Peterjohn said, "Well then let me ask Mr. Euson, since he is our legal counsel, when we get a grant application, does your office get involved in terms of vetting any notice in terms of legal situation for grant applications and being in a

position that we're in compliance from a legal point of view?"

Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "As to this particular...?"

Commissioner Peterjohn said, "Well, certainly this grant in particular, since it is the one in front of us. Or would that come up later, I guess, when we actually have an application since there is no application in front of us."

Mr. Euson said, "I think it would come up later."

Commissioner Peterjohn said, "Okay. So we don't have that in front of us at this point. Well that's another reason for concerns. I would like to ask, I've heard the phrase, and some of the background information in terms of some of the discussions of sustainability, because we obviously we have limitation out there, and there's sustainability and there's efforts for social justice. If social justice is part of the definition of sustainability...would you see this application, Mr. Yager?"

Mr. Yager said, "Well, each region, each community has to define sustainability for themselves, and as, I believe you have it in front of you, let me make sure that I have that...I think we gave a definition of sustainability. Sorry."

Commissioner Peterjohn said, "Would be happy to let you get that information and let you get that document for us. I do think something as basic as having definition on that important word that's become a buzz word, or perhaps become so common that it can now fall into the cliché category, but obviously with this grant application, I think that's something that having a definition we're going forward. If we don't have the information in terms of, you know, which private groups, profit or non-profit can jump in as partners in this, it would be good, I think, to have sustainable defined, too."

Mr. Yager said, "The definition for sustainability, as we've put it, is meeting the needs of the present without compromising the ability of future generations to meet their own needs. It is as simple as that. It is up to us to define those components, and that is one of the things that we've set forth as part of this, that it's us defining what it means to us."

Commissioner Peterjohn said, "Okay. Because one of the concerns I've had is some of the federal definitions of sustainability have included and tied into those livability principles we talked about has used the phrase social justice, which has other meanings and connotations that I am very uncomfortable with. I remember the folks who voted what they called social justice back when I was in college and what happened in the late [19]60s, early [19]70s with the riots and the outrageous behavior that was commonplace back then. So when we talk about sustainability and we have a lot of details that I view as unanswered, I want to try and dot as many I's and cross as many T's as possible. I appreciate that definition, and we'll look forward to it when you come back."

"Having said that, Mr. Chairman, I know the comments we had at staff meeting yesterday and in public, so I think I know where the Commission is going to go. I am going to second the comments made by Commissioner Ranzau, my earlier comments before the first motion I think was valid on the motion we have in front of us, as they were back then, and my vote will affect that fact. I'll be interested in hearing the other Commissioners' comments on this issue before us. Mr. Chairman, I appreciate the

opportunity to ask these questions and make these comments as we undergo these deliberations.”

Chairman Unruh said, “Thank you. Commissioner Skelton.”

Commissioner Skelton said, “Yes. This is for Mr. Yager probably so, you know, certainly I really, I do agree with Commissioner Ranzau. There's some pretty disgusting things going on up in the federal level that I do not even want any part of. So my point is when you come back here with this grant, you're to go be able to tell specifically what we are going to be using this for.”

Mr. Yager said, “Yes, sir.”

Commissioner Skelton said, “Okay, so if I don't like something, we can ask you to change that.”

Mr. Yager said, “Yes, sir. You can even vote to not accept the grant. If we were that lucky to...”

Commissioner Skelton said, “Okay, that's fine. Because I don't like that phrase, either, Richard, just so you know, okay. But we've had a federal government for many, many years, you know, and the way it's worked for many years, transfer payments back to us, you know. And some of these things might prove to be a valuable economic development tool and that is what I hope to get out of this, economic development. Everywhere across the country we're competing with other communities and cities and consortiums that do economic development, but some of this, you know, these recent regulations and trying to control and increased power of the EPA, you know, I despise that, okay. I also despise that, so I want to take a look at this, and if there's things in there we don't like, we can change them at that time. Correct, sir?”

Mr. Yager said, “Yes, sir.”

Commissioner Skelton said, “Okay, very fine. Thank you.”

Chairman Unruh said, “Commissioner Ranzau.”

Commissioner Ranzau said, “Thank you, Mr. Chairman. While I appreciate the comment that Commissioner Skelton made, I'll say this, this isn't about just this President. I can assure you if George Bush had proposed the same thing I would reject it as well. It is not about getting the money back from the federal government, it is about the agenda that's attached to it. And I'm afraid when you play with fire, you get burned. And so just take that into consideration. I want to say something about the definition that Mr. Yager gave for sustainability. Now you can't just, well, you can have your own definition of sustainability, I think the one that he gave us is very general and it really says nothing and I think that's the intent. Because what really matters is what the federal government, these agencies say sustainability is. And sustainability is communities implement their livability principles. That's, those are the rules of the game.

“The idea that you can create your own idea of what it is isn't correct. Not if you want to get the money. Because you have to address in the grant application how you are going to have to meet their standards, their goals, their livability principles, and that's

what it's about. If you want to maximize your points, let's make very clear, you need to address it in their terms, not on your own terms. The idea that we can somehow control this, I think, is an incorrect statement or misleading.

"I think it is important for everyone understand that there is a clear agenda here and it is being guided and directed, and I am not going to repeat everything that I read before, it is very clear they intend to use local communities to implement their agenda and by participating in this grant, we are accepting their agenda for our own, and I cannot do that. Thank you."

Chairman Unruh said, "Thank you. I guess a couple of comments. I don't know how to respond to everything that's been said today, but we've been involved here at Sedgwick County in sustainability planning and thinking for the last couple of years, at least, as a strategy that helps us plan for the future, and do we, Mr. Manager, do we have a workable definition of sustainability or concept that guides our thinking within the organization?"

Mr. Buchanan said, "We've tried to adopt a similar approach that the International City/County Management Association (ICMA) has taken with sustainability, and it involves four factors. The factors are economic stability, how do you make sure that the community has sufficient jobs and economic development, what can the community do to assure that you have economic sustainability for those who live and work here? Second is to assure that the local governments are in the fiscal health to be sustained, to continue to provide quality public service to those who want and need it.

"And we've done that, we are in the process of doing it through budget processes, and through our reexamination and the reduction of \$9 million last year, going to be another \$7 [million] for 2013, and so we're in the process of doing it. The other element has to do with social equity. It is an issue that Commissioner Peterjohn was talking about, but in, this definition is making, it's assuring or attempting to assure that the delivery of services in communities are equitable. That we are providing services to all citizens on an equitable basis. The other has to do with the environment. It is not about global warming at all or any of those buzz word issues, it is about issues around what do you do to make sure you are not wasting natural resources."

Chairman Unruh said, "Okay. Well, I really find it hard that in the planning process that we could be opposed to any of those principles. And I think they are, in my understanding, despite what is some of the conversation, that's what sustainability means. It seems like that's a reasonable activity for an elected official to do, is try to say how can I think about the future, and plan for policies that will provide for economic stability and financial health and social equity and at the same time, protect the environment, not only in a micro sense, but in some ways a macro sense. We are all aware at this bench that we did exceed our air quality standards we don't like the level that they've imposed on us, that has been imposed on us, and I agree with that. But as we go forward, we have to figure out a way to work with it. We have to figure out a way with our partners in the area, you know, what can be done in terms of transportation that we'll do the best job we can to live within our environment.

"Working, you know, in terms of economic development, regionalism is the whole measuring stick behind economic development. We have to work with the partners in our community. It makes no sense to me to have economic development plans, transportation plans, housing plans where we don't consider those communities that

are close in and near to us. And it seems to me it's reasonable to ask folks to get together on, essentially, a voluntary basis, a non-binding basis to think about what can we do where we don't waste money, we don't waste resources, and we provide for these positive aspects that we have been talking about. I fail to understand that.

Chairman Unruh continued, "Now do I like excess spending at the federal government level? I don't like that. But this is my money that they plan to spend however many millions on this program, and since it is my money, and I can access it to do legitimate job of planning, I think I should do that. There's all sorts of trite sayings about failing to plan. If we don't know where we're going, we are going to end up somewhere else. That somewhere else could be somewhere we don't want to be. We need to plan.

"You know, famous concept out of Alice[']s Adventures] in Wonderland. Alice came to the fork in the road, and she asked the cat which road to take and the cat said where are you going? And she said I don't know where, and he said well it doesn't make any difference. I think it makes a difference for us. We need to decide where we want to go, how we want this to look like. This particular grant will provide us the resource that makes those decisions at the local level. And through this consortium of our local governments who already have a strong affiliation through REAP and these other organizations that have specific areas of planning, I think that we can make progress, if we come up with some plans, we don't like, we are not compelled to implement them, we're not going to be compelled to do anything that we do not want to do. Even at this level the only thing we said we would offer some of our staff time to help in the planning.

"We are not even putting any money in it. One of the things about governments we have here at the local level, our citizens tell us all the time, consolidate, collaborate, get along, don't fight with each other, all those sorts of things. This grant will help us do that on the next level up. If we say, if Wichita, Sedgwick County is making plans, we are going to run into Butler County, why don't we talk about how that meeting will best benefit our citizens without wasting money, without wasting resources, and will provide the benefit that's needed. I mean, that's what this plan is about. I think the definition that Joe gave is the right definition. Let's make plans today to do the best we can without hurting our future generations. And I really don't see this as cautioning me to yield to any master plan by our current federal administration in any way, shape or form.

"It just means we're going to talk as a group, try to make plans and we're going to access our money from the federal government to do it. Now, I think it is a great idea for those folks at our congressional level to turn off the spigot and quit spending money. We will find a way to do it on the local level. And that's on the assumption they'll leave more money for us, but as long as it's my money and we have a need to plan, I think we need to do it. And as far as the integrity of, speaking for myself as an elected official who does believe in limited government and does believe in fiscal responsibility, because I access these particular resources does not mean that I'm hypocritical, insincere or untruthful. In my campaign I promised I would be responsible, and I would be restrained and I would be realistic. And those are the words that were repeated over and over again when I talked to my constituents and asked them to appoint me to this office.

"And I am going to continue to act responsible, restrained and realistic, and it doesn't mean that I have some socialistic bent or that I am in favor of big government or I will take whatever is fed me. I will be as smart as I can and applies resources I can to do smart planning for the future. So I'm going to be supportive of this.

"And one last comment, as vice-chair of REAP and chair of the Economic Development Committee I will tell you that whatever was said was somehow been misconstrued, because REAP is not struggling.

"REAP is an active organization that serves our constituent government communities, and we, this has been asked for us to do this by our membership. REAP has plenty to do under its own agenda. But we are going to try to help administer this as we go forward. So, however the comment was made, I will tell you somehow it's been misunderstood. I think that is good for me right now and I believe that, I think Commissioner Ranzau was first."

Commissioner Ranzau said, "Thank you, Mr. Chairman. Let me make it clear, I think it is good we talk amongst ourselves and amongst communities. But we have computers, we have phones, we have plenty of planning organizations, we have plenty of ways to communicate, we don't need a \$1.5 million from the federal government to talk to each other. But this goes beyond the money. This is also about the agenda that is attached with it. First of all if it was such a big priority for us, we would already be doing it. Second of all, we can do this without the money and we certainly don't need to have the agenda.

"Now what we are doing here, what you see, what you're hearing is we are exaggerating the benefits of this grant and downplaying the agenda attached with it. And I'll take the issue that the Manager's comments have nothing to do with global warming. When I look at the NOFA it says right here one of the goals is to reduce greenhouse gas emissions. And in the statement that was generated, it says these efforts will help metropolitan areas and jurisdictions to consider a variety of things to include climate change. So let's not downplay, it's very important and dangerous to down play the agenda associated with this money. Because when you accept the money, you accept the agenda. Thank you."

Chairman Unruh said, "All right. Thank you. I asked the Manager what it means to be inside Sedgwick County and that's what environmental means here, so just to clarify that. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I am just going to second one comment you said, because we've had a challenge in terms of the whole issue in terms of pollution as defined by excessive ozone locally. If we had a standard that the federal government had not kept tightening, and I urge everyone who is watching this meeting today to step outside and look, when I walked in here, it was a beautiful, crystal clear day, reminds me of a wonderful day in September ten years ago, it was also very clear and crisp, early fall day, and look and say okay, how big a pollution problem do we really have here?"

"I think we have an EPA that's an agency looking for a mission, because these standards keep being tightened by Washington. Our air quality, I don't believe, is changing significantly. If we had a standard of one part per million, I'm sorry I misspoke, .1 part per million for ozone, we wouldn't even have this issue. But, no, they keep tightening and tightening the standard, so it becomes a problem for us. Where I'm having staff people tell me, well, if you have too many trees, trees can emit a fractional amount of ozone and that can cause these readings to go up. If we have too many hot sunny days, too much hot sunshine can create ground level ozone. And the federal government has recently come up with an inhalant ban.

Commissioner Peterjohn continued, "So I don't know what burdens we will place on our citizens and how many more emergency calls Sedgwick County EMS (Emergency Medical Service) is going to have to take up, because our masters in Washington don't want people who have asthma to have the most effective inhalant, because it might emit a gas that's going to cause problems with the ozone. It is going to damage the ozone, which I'm sitting here going, we have too much ozone here locally according to the feds, that's why they tightened the standards. We have a federal government that is incoherent and the Chairman in his comments expressed a concern about that, and I find myself in complete agreement with him, and while we end up on different sides on this vote, I believe, I wanted to express that area a little bit on common ground. Thank you."

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

Commissioner Skelton said, "Just briefly, I'm in a position to find that I just want to see what is going to be the details of this grant. We aren't accepting it today, so that will give Richard and I an opportunity to have this lively discussion. So, that's my point of view, sir. I want to take a look at it in closer detail, see what we are going to come up with specifically. And if there's things that I find also as disgusting as you do, we may have a basis to work on that, okay? So that's my position. I am not telling you that I am signing off on this whole thing because I am certainly not, okay. It's just the way I prefer to work this today, sir."

Commissioner Ranzau said, "Appreciate that."

Commissioner Skelton said, "You're welcome, sir."

MOTION

Chairman Unruh moved to approve the grant Resolution of Commitment (ROC).

Commissioner Skelton seconded the motion.

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

VOTE

Commissioner Peterjohn	No
Commissioner Ranzau	No
Commissioner Skelton	Aye
Commissioner Norton	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Gentlemen, thank you. And I appreciate the comments from our citizens here today. I think we have completed our agenda now except for 'Other' is that correct? Madam Clerk? Commissioners, if you have other comments to make now is the time. Commissioner Peterjohn."

OTHER

Commissioner Peterjohn said, "Well, thank you, Mr. Chairman. On a completely different and unrelated set of, and I think more pleasant subject for the citizenry, folks in the City of Goddard will be having their community celebration this Saturday and having a parade Saturday morning.

"And I think that's going to be, I hope the weather is as accommodating on Saturday as this morning was today. It's been a pleasant experience, and I also enjoyed getting the opportunity to visit with some folks in Colwich when they had their community celebration last weekend, and participate in some of their activities. On a completely unrelated subject, also I think falling into the category of good news, the count of folks in the Sheriff's custody for the Sedgwick County jail this morning, 1,088 in the main facility, 134 in Work Release, 274 out of county for a grand total of 1,496. And I think those of us that have been following this issue, compared to where we were two years ago, these are good numbers. It shows a lot of hard work on county staff.

"And I'm looking at the Manager here on down, I'm glad to see he's smiling. I think he agrees with me that's good news, and there are other folks who aren't in this room for county staff who also helped, although certainly not going to, anyone who is here who is working with us on CJCC (Criminal Justice Coordinating Council) I'll pass a little bit along on that, too. Give a little bit more details on it, the Sheriff has classified maximum security 487 of the prisoners; 551 are medium; and minimum are 405. The rest are unclassified. So I think these numbers are helpful and useful as we continue to work at the challenges we have, keeping this community safe, as reasonable cost to taxpayers as possible. Thank you, Mr. Chairman."

Chairman Unruh said, "Thank you, Commissioner. Anyone else with 'Other' today? Seeing none, we are adjourned."

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 12:01 p.m.

BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS

*DAVID M. UNRUH, Chairman
First District*

*TIM R. NORTON, Commissioner
Second District*

*KARL PETERJOHN, Commissioner
Third District*

*RICHARD RANZAU, Commissioner
Fourth District*

JAMES B. SKELTON, Commissioner
Fifth District

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED:
