

# Sedgwick County

525 North Main Street 3rd Floor  
Wichita, KS 67203



*Sedgwick County...  
working for you*

## Meeting Minutes - Final

Wednesday, July 25, 2012

9:00 AM

BOCC Meeting Room

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

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

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

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

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

## ORDER OF BUSINESS

### CALL MEETING TO ORDER

*The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:06 a.m. on Wednesday, July 25, 2012, in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Tim R. Norton, with the following present: Chair Pro Tem James B. Skelton; Commissioner David M. Unruh; Commissioner Karl Peterjohn; Commissioner Richard Ranzau; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. Robert W. Parnacott, Assistant County Counselor; Mr. David Miller, Budget Director; Ms. Annette Graham, Executive Director, Central Plains Area Agency on Aging; Ms. Jodi Tronsgard, Project Manager, Department of Corrections; Ms. Marilyn Cook, Executive Director, COMCARE; Mr. Joe Brunk, Director of Noxious Weeds; Mr. James Weber, Deputy Director of Public Works; Mr. Joe Thomas, Acting Director, Purchasing Department; Mr. Chris Chronis, Chief Financial Officer; Ms. Kristi Zukovich, Director, Communications; and Ms. Angela Lovelace, Deputy County Clerk.*

### GUESTS

*Mr. Kent Brown, City Administrator, City of Clearwater  
Mr. Dennis McHugh, Director, Mediation Center of Wichita  
Mr. Ken Moldenhauer, Executive Board Chair, Extension Center  
Mr. Nate Davis, Youth for Christ  
Mr. Tom Gangel, Immediate Past Chairperson, Exploration Place Board of Trustees  
Ms. Vicky Shepard, Park City, Senior Centers  
Ms. Andree Sisco, Oaklawn, Senior Center  
Dr. Delores Craig-Moreland, 19 Chisholm Creek Drive, Wichita  
Mr. Trip Shawver, President, Mediation Center of Wichita  
Mr. Charles Peaster, 9453 North 135th Street West, Wichita  
Mr. Tom Calico, Springstead, Inc.  
Mr. Joe Norton, County Bond Counsel, Gilmore and Bell*

### INVOCATION: Led by Chairman Tim Norton

### FLAG SALUTE

### ROLL CALL

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

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

### REQUEST

A [12-0534](#) ISLAND ANNEXATION REQUEST FROM THE CITY OF CLEARWATER.

Presented by: Robert W. Parnacott, Assistant County Counselor.

RECOMMENDED ACTION: Make a finding that the proposed annexation will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located in Sedgwick County; approve the resolution and authorize the Chairman to sign.

VISUAL PRESENTATION

*Mr. Robert W. Parnacott, Assistant County Counselor, greeted the Commissioners and said, "I will bring a map up on the screen. This, again, is an island annexation, covered by K.S.A. (Kansas Statutes Annotated) 12-520c that requires two existing conditions. First, that the land must be completely located in the same county as the city, and that property is wholly within Sedgwick County and Clearwater, obviously, is in Sedgwick County. And the owner has to petition for or consent to the annexation, and we understand there has been a request for annexation in this matter by the landowner. Before the city can annex a property, however, they have to provide a resolution to you, and request that you make a finding that the proposed annexation will not hinder or prevent the proper growth and the development of the area or of any other city in Sedgwick County.*

*"Following an island annexation, the cities cannot annex off that island annexation unilaterally, they have to wait until they grow out to the area. This proposed land for annexation as you can see on the map is about a mile north of the main part of Clearwater. It's south of 79th Street South and west of 135th Street West, it is in the Prairie Meadow Estates Addition. We did receive a resolution on June 26th, we have 30 days to make a finding on that matter, so we're within our 30 days. We have a report from MAPD (Metropolitan Area Planning Department) recommending you approve the annexation. We've also prepared a resolution to that effect, if you do that recommendation and approve that.*

*"We've done 16 prior island annexations in this area, and they are shown in the darker lines to the north of the city. And the basis for this requested annexation is they want to hook up to city water. The city has water lines up in the area. It is outside Rural Water District 4, so the landowners can't get service from the rural water district. The well water availability in the area is not good, or at least not sufficient for most of the houses, so that's why we've asked for annexation to obtain city water services. We have the representative of the city here, Kent Brown, and unless you have any other questions for myself or Mr. Brown, I would make recommendation you make the appropriate finding."*

*Chairman Norton said, "Okay. I see no questions or discussion. Kent, do you have any kind of a statement that up need to make?"*

*Mr. Kent Brown, City Administrator, City of Clearwater, greeted the Commissioners and said, "No. No, sir."*

*Chairman Norton said, "The citizens requested this, it went through all the proper procedures."*

*Mr. Brown said, "Yes, it did. And it's been a couple years since we did the majority of the rest of the annexations, but this one came forward and said they needed to be annexed into the city in order to receive the city water."*

*Chairman Norton said, "Okay. And they were all agreeable with that."*

*Mr. Brown said, "Yes."*

*Chairman Norton said, "Okay."*

**MOTION**

*Chairman Norton moved to make a finding that the proposed annexation will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located in Sedgwick County; approve the resolution and authorize the Chairman to sign.*

*Commissioner Skelton seconded the motion.*

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

**VOTE**

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

*Chairman Norton said, "Thank you, Kent, for being here. Thanks Bob."*

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

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

**A motion was made by Chairman Norton, seconded by Vice Chair Skelton, that this Resolution be Adopted. The motion carried by the following vote:**

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

**Present:** 0

**PUBLIC HEARING**

**B**      [12-0568](#)      PUBLIC HEARING REGARDING THE 2013 SEDGWICK COUNTY BUDGET.

Presented by: William P. Buchanan, County Manager.

RECOMMENDED ACTION: Open the public hearing, receive public comment, and close the public hearing.

*Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "I can't imagine a more exciting day for the budget director when he gets to hear the public comment on his hard work, and it's his birthday, so how good is that?"*

*Chairman Norton said, "So we ask if you will be critical, start out with happy birthday to Dave Miller, because a spoonful of sugar makes the medicine go down. Thank you, Mr. Manager."*

*Mr. Buchanan said, "This is your first opportunity to hear from the public, first of three, you will have a hearing again on August 9th, which is a Thursday, and August 14th, which is a Tuesday. So we will, you will have an opportunity to hear from three different occasions. You will hear today, and the next several days, and you've already received the e-mails from folks advocating for their programs and their ideas of how we should, how you should create priorities in this community. Your job, come August 15th, is to decide what the community's priorities are, to listen to the public and to hear what they have to say, to base the decisions on your values, on what you hear from the public and staff recommendations. But today is the beginning, so I recommend, Chairman, that you open the public hearing to receive public comments and their concerns. Thank you."*

*Chairman Norton said, "Okay. We will open the public hearing in just a minute. I'll see if there's any comments from any of the other Commissioners. I would want to be sure that the public knows for the first time in maybe ever, but for many years, we're having three public hearings this year. To be able to afford all citizens to get to the chambers and weigh in on the budget, we realize that there's some big issues before us, and we understand that there's a tough revenue situation that we're facing, and that we are going to have to make some tough decisions, and at this time, the more public input that we can get to understand what the values of the community are, the better."*

*"So this year we're going to have three public hearings. I'm glad that we've got people in the audience today, but I assume that we'll have a packed house all three public hearing dates. So we would urge the public to be engaged, understand what's said today and then later on today as we move through all the public hearings. And I see no other comments, so with that, Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I would just like to begin this by saying I'm delighted we've got three meetings. I regret that we're not meeting in the evening. And for the folks who are having to come down here during the daytime, during the week, it is a challenge because of jobs or other personal matters. They do have the opportunity to provide input to us online at the county's website and of course, if we can continue to get input in the form of letters, phone calls and any other types of communication that people want to try and reach us on. And I do look forward, Mr. Chairman, to hearing from the public here both here and in two future meetings and all the other ways. And I'll just add for the record that I've received a number of communications so far, most of them by email, but look forward to visiting with Sedgwick County residents who have a concern about where the county budget is*

going. Thank you.”

Chairman Norton said, “Okay, and with that I will call to order the public hearing regarding the 2013 Sedgwick County budget. And we’ll start through that process. We have 10 people signed up to speak today. We will start with Dennis McHugh, so Dennis, please come forward. Each speaker has five minutes to speak and we’d ask if you announce your name and address for the record.”

Mr. Dennis McHugh, Director, Mediation Center of Wichita, greeted the Commissioners and said, “The [Mediation] Center is located at 225 North Market. It is housed in the Wichita Bar Association Building. Coming before you to ask for you to approve our request for funding for the coming year, 2013. We are asking for \$8,000, which funds our operation for an entire year. We are basically a volunteer association, but we do incur some costs which we need to meet.”

Mr. McHugh continued, “I have provided you with a packet of information. The first page on the packet is a letter from the Office of Justice Administration out of Topeka. It approves our operation in Wichita, and lists the information that we are one of the major centers in the state for providing mediation services.

“The second page in the packet provides our services in a percentage basis of what we’ve done in small claims court through the first half of 2012. And if you take note, we’ve improved 10 percent over what we had done in 2011. The third page is what our totals are, 2011. And then the fourth page is a brochure, identifying upcoming training we have. We do training for public and organizations throughout the Sedgwick County area, and we have one coming up in early August. So, you know, our services are well known throughout the Wichita region. Mediation is a service in which we teach people that there’s an alternative to settle disputes other than appearing before a judge, which saves immense costs.”

Chairman Norton said, “Okay. Any questions or discussions, any of Dennis before he leaves the podium? Commissioner Peterjohn.”

Commissioner Peterjohn said, “Thank you. Dennis, can you break down, we had a discussion last year, in terms of volume of 2010, as well as what you have got for the first half of 2012 and 2011. I was trying to remember if the 2010 numbers were about the same as 2011 or not. Can you refresh my memory on that, please?”

Mr. McHugh said, “Well, the 2010 numbers are on the third page, that’s the annual percent. That’s the right hand column there on the third page.”

Commissioner Peterjohn said, “Okay.”

Mr. McHugh said, “And there we are doing about 45 percent of contested cases and small claims. We dropped a little in 2011, went down to 40 percent. But looking at our totals in the first half of 2012, we’re back up to 43 percent. These are contested cases. These aren’t cases where people just appear in court, there is one party there and it’s default judgment. These are actual cases where both parties appear in court and it is a decision for the judge to make. We do that through mediation services. We run approximately about 80 percent success rate.”

Chairman Norton said, “Is that all, Commissioner? Okay, thank you.”

*Mr. McHugh said, "Thank you very much."*

*Chairman Norton said, "Okay. Ken Moldenhauer."*

*Mr. Ken Moldenhauer, Executive Board Chair, Extension Council, greeted the Commissioners and said, "So I would like to start off by saying that I agree with the County Manager's comments with regards to some comments that were in the [Wichita] Eagle recently, that there is enough to hate in this budget for everyone, and I would certainly agree with that. Particularly when we look at [Sedgwick County] Extension's proposed budget cut of \$177,000 for this upcoming year. Combined with last year's cut, that's a 30 percent cut over two years. Eighty-six percent of our budget goes to salaries, unlike other departments that have a separate line item for salaries. Additionally, there are several departments that were not cut at all as they were part of government services. And I understand that there are essential services we have to provide for Sedgwick County that would be difficult to cut."*

*"But one of the things that when you look at Sedgwick County Extension [Council], Sedgwick County Extension is the education arm of Sedgwick County. It is part of government. Our board is publicly elected. We're part of the county's government organizational chart. We are not an outside agency.*

*"We are governed by the Kansas State Extension Council law K.S.A. 2-611 to provide programming and educational services in four areas, agriculture and horticulture, 4-H, family consumer sciences, and economic development. The economic development program basically serves to oversee the other three program areas to ensure that there is not any duplication of services, and that those programs are actually adding to the growth and well being of Sedgwick County. It is my belief that the Extension is one of the most efficient and effective means of government that we have in Sedgwick County. Our staff leverages their reach exponentially through over 600 volunteers. We provide fact and research based education services that directly impact and benefit the citizens of Sedgwick County, small businesses in Sedgwick County, as well as enabling other agencies to basically serve their constituents and provide their services.*

*"However, as the County Manager said, the budget is about doing less with less, and if proposed, the proposed budget cuts go through, Sedgwick County Extension will be forced to look at reducing staff and other services. As a result, it will be the citizens of Sedgwick County that will suffer those consequences. And some of those citizens being the very citizens that can afford that cut in services the least. Last year's budget cut of 12 percent affected three positions; we were unable to fill an open 4-H position and reduced two support staff positions. This year's proposed cut of 18 percent would basically result in eliminating 2.5 support staff positions, and 2 full-time agent positions. Our network of volunteers would ultimately be impacted as well, because we need professional staff to provide the programming and direction to be able to effectively utilize that volunteer staff of over 600 people.*

*"The board is still evaluating how these resource cuts will affect programming. Budget cut will undoubtedly have an impact on all three of the core program areas. So I would like to share with you some of the budget cut implications as that would affect programming. Agricultural support for small acreage and farmers market producers, this would result in the loss of locally grown produce and less profitable small business in this area. Support to homeowners associations responsible for management, 430 water retention ponds in Sedgwick County. Poor management of these ponds could result if issues, including fish kills, algae growth, costing more than \$300,000 to correct.*

*"Limiting access to 4-H participation. Today we reach approximately 12,000 youth. Clubs have grown over 9 percent in the past 3 years with the number of clubs increasing by 18 percent. School days programs, support from McConnell [Air Force Base Elementary] and Park Elementary could be reduced as well. Limiting the amount of Master Gardener volunteers to address lawn and garden management issues to homeowners as well as local nurseries and landscape management businesses. This could result in decreased home values for homeowners, as well as increased operating costs for local businesses. By the way, the landscaping, if you don't recall, in front of the Sedgwick County Courthouse, is actually maintained by Master Gardener volunteers. Workshops for beginning food gardeners, impacting their ability to produce foods for their families and stretch their budget dollars. The only resource for parenting classes for Hispanic families in Sedgwick County, which Wichita ranks first in child abuse and neglect reports in the State of Kansas."*

*"Elimination of basic skills teaching for teens for Maude Carpenter [Children's] Home that would cost over \$24,000 from other sources. The board will make final decision on staffing cuts and programming changes once the budget is finalized. We recognize that you have difficult decisions to make and this is a difficult situation regarding the budget and it is not an enviable situation, we realize that. This year's budget cut to [Sedgwick County] Extension [Council] amounts to \$.35 per person in Sedgwick County. We have a number of examples where the services that we provide actually are leveraged and multiplied many times over in the county. And we would ask for your consideration in reexamining our budget proposal for the upcoming year."*

*Chairman Norton said, "Are there questions of Ken while he's still at the podium on the Extension? Ken, what is the state contribution done over the years? You know, I know you have an affiliation with K[ansas]-State [University] and there's, although the counties are in charge, there's also a state funding mechanism. What has that done over the years, because more and more we find that things that the state wants us to do keeps getting pushed down for us to spread out our resources to try to get done at the local level. So we understand your dilemma, but what has the state done over the last..."*

*Mr. Moldenhauer said, "As far as the percentage of our funding coming from the state to cover, again, the bulk of our expenses, 86 percent salaries, and so that funding really hasn't changed. We have not seen a decrease or a cut in state relative to the funding that we have for agents. So that is based on the number of agents that we have on staff, so you start cutting agents, we start getting a cut in that proportional amount we receive from the state. But it is not like, in perhaps some other areas where the state says, yes, we want the county to do this, but then takes the funding away. We've been fortunate in not seeing that."*

*Chairman Norton said, "Does that channel directly from the state, or does it go through a pipeline of K-State in the research division?"*

*Mr. Moldenhauer said, "Yeah, so, correct me, Bev, if I am wrong, but it comes from K-State, which is obviously getting their funding from, a good portion of the funding from the state."*

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

*Commissioner Unruh said, "Thank you, Mr. Chairman. Ken, thanks for being here, and*

as you and Bev know, we've had several conversations in the last couple months. But, I need a little clarification. Are your employees on the county payroll, state payroll, or Extension payroll? Can you help me?"

Mr. Moldenhauer said, "Well, so they're actually, so the funding comes, 86 percent of the salary funding comes from, or 86 percent of our budget goes to salaries. That is basically, the payroll is run through the state for professional staff. For the support staff, it is actually, I don't know how we...so Extension houses it."

Commissioner Unruh said, "Okay. That's helpful in understanding how your budget works. The suggested budget cuts you mentioned are just examples, they are not what you decided upon should we go forward?"

Mr. Moldenhauer said, "Those are examples. I mean, so the board has met since the proposed budget cuts came out, the board has met to review and discuss programming, so because such a large percentage of our budget goes to salaries, it basically starts with looking at both positions as well as programming. Because these are, these agent positions and professional staff that we have are specialist in their own areas of expertise. And so it is not necessarily a plug and play type situation where we can take a resource from one area and automatically put it in another area. So we really do have to look at both sides of it. What are the implications from a staffing perspective, what are the implications from a programming perspective as far as how we would prioritize those and then try and reconcile both of those."

Commissioner Unruh said, "Alright. Thank you."

Chairman Norton said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. Ken, refresh my memory. You mentioned state funding and county funding and I am not sure, in terms of how much donations or contributions the Extension gets on their own. Can you kind of walk through in terms of how much, what percentage is coming from the county, what percentage is coming from the state, and what percentage comes from contributions or donations?"

Mr. Moldenhauer said, "Yeah. So, I don't have those figures with me, but I can talk through at a high level in general. So, let's start with the last part of your question, which was contributions. So typically when we provide services, many times those services, there may be a nominal fee to cover some minor operating expenses, whether it is printing, where there's a lunch served, that type of thing, just an, actually conducting that particular service that we do not charge typically for consultation, or when somebody picks up the phone and says hey, I have an issue. If there are tangible fees that go along with a particular request, let's say, somebody brings in a soil sample to get looked at, well there are fees that we have to pay to the lab to run those samples so the fees get passed on. There are actually, some of our programs that are operated through grants, so, you know, some of the stipulations with some of those grant funding scenarios are that, you know, you can't take contributions, you know, that's what the grant is for.

"So we find ourselves to be in situations where we are fairly limited on, from a contribution perspective, to be able to use that as a revenue stream. The board has

*discussed, and particularly in types of things where, all right, we're providing services to small businesses, you heard me mention that, we're certainly, depending on the scenario, we may be forced to actually do that, which is obviously going to be a cost that they are going to incur and have to be passed on to the consumers or to the public. In terms of, you know, what we get from the state, it's actually a very small portion of our overall budget. So there's a small percentage of professional agent that we get to supplement their salary, that's it.*

*"So, the vast majority of our budget comes through the county. That's why in my remarks I said when we are the county's education arm. We are a part of county government. Our board is publicly elected. So while there is this affiliation with K-State as the source of researched based education, and while we are governed under the Smith-Lever Act which originally started, you know, the land grant institutions, and more specifically K.S.A 2-611, as it relates to extension and how that operates in county, we are part of county government by and large."*

*Mr. Moldenhauer continued, "So if you would like more detail, we would certainly be glad to sit down and have that discussion."*

*Commissioner Peterjohn said, "My recollection was that the county was paying a large amount, but I'd also heard some advertising for some programs that extension was running that there was a charge for them, and I was trying to understand how big each of those pots were, in terms of public, helping provide more clarity. Like you said, you have got your own independent elected board here in the county, which is going to allocate exactly where the money gets spent. We basically provide it to you all, so it is kind of a hybrid arrangement. It's frankly, I think it is unique compared to any other county department that I can think of."*

*Mr. Moldenhauer said, "So, to specifically answer your question, we do not generate a revenue stream, if you want to look at it from a business perspective, we do not generate a revenue stream from fees that we charge. Fees that we charge basically cover whatever incidental operating expenses we would have in many cases to provide that particular service. So, again, a large printing, if you have a speaker come in and actually, an outside university speaker that you're having come in and present, it would be for things like that. It is not a revenue stream that we are able then to put back in the budget to cover other expenses."*

*Chairman Norton said, "Ken, one of the things that always concerns me is that we're really kind of a bifurcated county. We are urban, but we have a huge rural contingency, and agri[culture] business is obviously very important to us. As you talk about some of the scenarios that might play out, you talked about losing two extension agents. How many do you have presently that serve our rural population, our ag[riculture] business contingent? How many are out in the field that would do that?"*

*Mr. Moldenhauer said, "Well, so we have one ag agent today that primarily focuses on production agriculture, we have another agent that focuses on more small, rural homeowner, you know, type of situations, so small acreage type scenarios. So of our agents, we have two that focus on those areas. However, I'd also like to say that when you look at the horticulture side of things, there's lots of overlap there. So from a horticulture perspective, the support that we provide to, you know, farmers market type producers, would really probably fit more with our two horticulture agents that we have. So you kind of have to look at the whole picture there."*

*Commissioner Norton said, "Yeah. It is not as simple as trying to put them in silos."*

*Mr. Moldenhauer said, "No, no, and to go back to the comment around our volunteers, and so like with particularly with the horticulture Master Gardener program, again, this is one of the places where Extension is unique where we leverage such a large number of volunteers to be able to exponentially utilize their expertise and direction. So I mean, these volunteers are just that, they're volunteers, they're unpaid staff. But you have to have professional staff to be able to provide the expertise and the direction and the organizational structure to be able to leverage that and execute it."*

*Commissioner Norton said, "Well, always one of the issues over the years I have been here is that we don't describe which places you put the money, whether it's 4-H, or Extension, or what, agents or other education kinds of things, that we just give a block of money, and your board makes those kind of decisions. I always try to understand what the implications are going to be on the agri-business side of it, because that's so critical to economic development. Farmers are having a pretty tough year this year, and, you know, they are going to have needs that I think only Extension agents and that system can help them with in many cases, so I just want to be sure I understand those implications, so I thank you. Any other questions of Ken? Commissioners? I don't see any more, thank you, Ken."*

*Mr. Moldenhauer said, "All right. Thank you for your time."*

*Chairman Norton said, "Okay. Nate Davis."*

*Mr. Nate Davis, Youth for Christ, greeted the Commissioners and said, "My office is at 221 South Broadway, Suite 711. And I'm here to talk about the [Judge Riddel] Boys Ranch. What we do with the City Life Work program is we take young men who have been incarcerated that have been on probation, any number of situations, and for some reason they can't find a job, they can't get employment anywhere, a lot of them it is because of their record. Most of them it is because of their attitude. We try to help them find work with the philosophy that hard work and being a productive citizen is going to change some of the obstacles that they've had in their life before they've come to us. We work very closely with the Boys Ranch, a lot of the young men that are in our program have been at the Boys Ranch before they come to us."*

*"So we like to consider ourselves kind of an unofficial after care for the Boys Ranch, and for other organizations around the county that do similar type of work. Saying that, there is not a lot of programs in the county, or in the state that do the extensive programming that they do out there. That provide the one on one skill building and training that the boys need that are out there. Their staff is well trained and they care about each individual and they work with them until they are done, until they are ready to go, until they are showing that they can be successful when they leave. You know, with what I do and with what they do, and other organizations, it is like a body, I know that's a scripture in the bible but, you know, that applies to this, too. Every body part has a function, has its own skill that they do very well."*

*"I can't do what they do out there and do it as well as they do. I know with the loss of*

*one of those body parts, it is going to leave the rest of us kind of shuffling to try to pick up the pieces. You know, I'll speak for our organization, we'll still keep doing what we are doing and we'll try to do it well, but I don't understand why you would take away one part and have to deal with that. I can't really talk about the budget. I am not that good at math. I tried to write down some figures and statistics and things like that, I see other people with all this paperwork and stuff, but it would have made my brain hurt and I probably would have forgot how to drive or something if I had finished it.*

*"But I will tell you a story. My family and I went on vacation a couple weeks ago, we went to Colorado. We saw my dad, who I hadn't seen since I was 12, and it was a big deal for us to go. Our initial budget that my wife and I put together was to rent a car. Our car that we have wasn't, you know, we didn't trust it on the highway. It's a little older. It is not as nice as some of the other cars you see.*

*"But it gets us where we need to go. When it came closer to time to leave, we didn't have the money anymore that we had saved to rent this car. So we had to use what little bit we had and just figure, okay, we are going to make some of the repairs we need on the van so it will make it.*

*"Well, when it came time to do that, we spent a little bit more of that money, too. So we didn't have that money to put it in the shop and get a licensed mechanic to fix it. So I found somebody that I knew that would come to my house with his little box of whatever tools he happened to have that day and he was going to try to fix it for us. We get to, you know, about Eastern Colorado, Western Kansas, somewhere, it seemed like the desert, it was so hot. And we've got three little kids, and little lights start coming on and I start freaking out, thinking, man, I should have saved that money and we should have gotten a mechanic. I am relying on this guy that came to my house that has no documented experience, no qualifications to fix my car, and I have trusted my family to that. Long story short, we ended up being all right, we made it to the next town, got things fixed up, and it ended up being okay.*

*"But, you know, my story is that if somebody does something well, and you know they do it well, and they are willing to do it well and they're just waiting for you to come and ask them to do it, then you go to that person and you don't pass it to someone else who you are not sure what's going to happen. So, that's all I have to say."*

*Chairman Norton said, "Well, Nate, I've heard you before. I was at the, when the legislature had their forum, I know you stopped by, you had a pretty compelling story to tell, personal story, and we appreciate you being here today. I think we're going to keep working hard to try to understand the Manager's recommendation on the Boys Ranch. We know it is a great program. But it comes with a cost, not only in facilities that we need to upgrade, but also in operating, and the state has woefully underfunded that and we're finding out how to limp along and make that happen. Are there any other questions of Nate today from anyone? Okay, I see none. Thank you for coming."*

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

*Chairman Norton said, "Tom Gangel."*

*Mr. Tom Gangel, Immediate Past Chairperson, Exploration Place Board of Trustees, greeted the Commissioners and said, "I am, my regular business, I work for a local banking institution here in Wichita. But today I'm here to talk as a board member of*

*Exploration Place (EP). I have been on the board for about five years, last year being Chairman of the board. During this time period I've seen that the great success story of the private and public partnership between Sedgwick County and Exploration Place. As you may not know, Exploration Place is second largest tourist attraction in Kansas next to the [Sedgwick County] Zoo. In fact, over the last three years, we had 170,000 visitors per year, and actually been very stable over that three-year period.*

*"You know, Exploration Place is located in what I call an iconic building here in Wichita. I think one of the focal points of the river front, though it is a 12-year-old building, and it is getting difficult to maintain, in fact, last year, just to heat, cool and maintain the facility cost about \$1 million. Also talking about EP, we think it is a great educational institution here for Sedgwick County.*

*"We work with the Wichita Children's Home, we work with the YMCA (Young Men's Christian Association) Job Prep program, we put on numerous summer camps, and we also work with nearly all of the Sedgwick County and surrounding school districts for field trips. Last year, again, we had over 28,000 young people come and participate in the education programs at Exploration Place. Jan Luth, our President, and the board, I feel, have been very prudent with the pocketbook. Our operational expenses have basically remained flat for the last four years, even considering the increases in just inflation and utilities and stuff, we have been able to maintain it. How we've done at that, really, is through staffing.*

*"2009, we had 47 full-time employees. We are now down to 37 full-time employees. To give you kind of an example, we've looked at studies, the typical museum our size nationally has 100 employees, we have 37. How do we do that? Certainly a great volunteer program. But that can only go so far, but we have been maintaining. On the revenue side, we have actually grown revenue, excluding the county's money to us, we've grown about \$100,000 a year. And we are actually fairly pleased with that, considering the last three years of economic times in Wichita, it's been good to be able to grow that. Our big challenge today is updating our galleries. As again, we have a 12-year-old museum, we need to upgrade our galleries. We've done that a little bit already. We've upgraded our castle gallery and our Kansas in Miniature, two of our smaller galleries. We've been able to do that by raising money, mainly in those two from two companies here in Wichita that have helped support and do that.*

*"But, in fact over the last two years we've raised about \$800,000 in gifts from individuals and companies in our area. Though our big challenge right now is to redo our aviation gallery, which is our biggest gallery. We just recently raised some money, which helped pay for just the design of the new gallery. A number of the local aviation companies helped do that for us. But we need \$1 million to do that. And where we're looking for that, if we're looking for donations and grants, not from the county, but from individuals and different entities around. But that's the challenge today, raising a lot of money to really refresh, renew our museum. So, all I'm here today is number one, thank you for your past support and I just urge you to continue your support of Exploration Place."*

*Chairman Norton said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. Tom, help me out here. I haven't had the privilege of serving on the board at Exploration Place like some of my*

*colleagues here at the county. I know the county contributes and picks up the cost on the principle and interest for the building, and that's over \$1 million a year. If my recollection is right, I think \$2.2 million, in terms of county funding at the moment. How does that fit with your total budget at this point in time, and what's your total budget look like?"*

*Mr. Gangel said, "Our total budget, excluding the mortgage and stuff, is about \$4 million. So about half the support is from the county and half is from revenue from ticket sales, from memberships, from donations."*

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

*Chairman Norton said, "Okay. Well, I am on the board and I have been there for several years, I've worked with Tom, and I'm pretty proud of where EP is right now. There was a time when I first was on the board that we were maybe four, five months away from closing it down, mothballing and trying to figure out what to do with it. And that would have been a loss for our community of a beautiful space that does offer something for our children, for our families, and it has an educational component to it. So I'm glad we're on better financial ground now, and I know the board, from sitting in the meetings and particularly on the finance committee is working hard to find grants, to find other funding mechanisms to not rely as much on the public partnership as much as you have to. But it has propped up Exploration Place, kept it going and now, hopefully we see a bright future for it. I thank you for being here today, Tom. We will continue to work on the budget and how it affects EP."*

*Mr. Gangel said, "Thank you, gentlemen. Appreciate it."*

*Chairman Norton said, "Thanks, Tom. Next is Vicky Shepard."*

*Ms. Vicky Shepard, Park City, Senior Centers, greeted the Commissioners and said, "The last time I was here was much easier for me, because I had a busload of seniors with me, I'm here today on my own because I just decided about 7:00 a.m. this morning I was actually going to get up and speak to you, rather than sending it by email. So forgive me, because I am always nervous doing this. But I'm just going to read this to you. And my name is Vicky Shepard, and I have been a senior center director for nearly 20 years. I began this career with not knowing a thing about senior centers. Thank you for the opportunity though to speak on this issue this morning. I am not here today to try and save my position, but to express the need to support senior centers. This is not about me, it is about the aging population and some of their needs. I would like to respond to Mr. Buchanan's comment on senior centers and what part they play in keeping people out of nursing homes, or as it's now called, long-term care.*

*"I understand the need to decrease the general budget, but all of the items being targeted may not be the only things to look at to decrease. In this truly trying economic time on everyone, it seems like maybe other venues or departments could survive with less. Many of us already do in our own lives. Senior centers may be the farthest from the door of the nursing home per Mr. Buchanan, but isn't that the real mission or goal, is to keep seniors as far away and maybe completely out of long-term care? Long-term care is very, very costly to the state, and others. More so than keeping seniors in their*

homes and living independently.

*“Many senior centers provide not only socialization, which is most needed, but they provide opportunities for different types of health screenings, education on how to access needed resources, financial information, crime prevention, health information and classes, exercise classes, excuse me, computer classes, tax assistance, legal help, insurance assistance, support after losing a loved one, volunteer opportunities, we help individuals fight through depression, we also provide a sense of belonging, and many provide meals at their sites. The list is endless. There have even been love matches and marriages come from meeting at the center. I would ask of you not to downplay the importance of senior centers for the many reasons that have been listed. I, as a senior center director, will be the first to say that senior centers are not for everyone. But just know that many, many elderly do rely on our services. Senior centers do make a difference. I thank you for your time and consideration.”*

Chairman Norton said, “Any questions of Vicky? What senior center are you at Vicky, just for the record?”

Ms. Shepard said, “My primary senior center is Park City, but I coordinate also with Maize and in the past with Bel Aire.”

Chairman Norton said, “All right. I knew you did. Well, I know we've got several other people that want to speak on senior centers. I don't see any other questions. We may have some questions that we'll want to bundle together after we hear from everybody, if you are going to be around for a minute.”

Ms. Shepard said, “Thank you.”

Chairman Norton said, “We appreciate what you do for our seniors.”

Ms. Shepard said, “Thank you.”

Chairman Norton said, “Andree Sisco.”

Ms. Andree Sisco, Oaklawn, Senior Center, greeted the Commissioners and said, “I would first like to take this opportunity that the County Commissioners give us to come and speak before them. I would like to address the human services portion of the 2013 budget, with regard to the Department of Aging on the cuts to senior centers. The proposal from the [Sedgwick] County Manager is to cut \$66,300 from senior centers. It troubles me greatly to think that with the increasing number of seniors, that the numbers are going to be up 39 percent of seniors over the age of 65 that we would be looking at any cuts to senior centers. The goal of the Department of Aging is to keep seniors active, to keep them motivated in their older years, thus to keep them out of institutions such as nursing homes or long-term care. This can only be done by keeping them active in their homes and in their communities.

*“Senior centers play a helpful part in it that in the community. Most of our seniors that get up into their seventies and eighties, do not travel more than a few miles from their homes. The senior center in Oaklawn provides a place for over 200 seniors last year to come to receive hot meals five days a week, to receive social interaction, to receive communication with other seniors. While we are in an age of technology, the face-to-face interaction that seniors receive at senior centers, the human touch is very necessary. To help fulfill the Sedgwick County Mission, ‘To assure quality public*

services that provide [for the] present and future well-being of our citizens in Sedgwick County,' this cannot be accomplished by cutting \$66,300 from senior centers. My other concern, on an overview of the budget, is that the property tax from the general fund to the Department of Aging is \$438,364. While the support from the property tax to the general, from the general fund to animal care was \$471,057. While I know that not all of the funding for the Department of Aging comes from property tax, it does trouble me that the backbone of our current society was founded on our seniors. Animal control is proposed to receive more of the taxpayer's money than the taxpaying seniors. I would like the County Commissioners to reconsider the budget cuts to the senior centers. Thank you. Happy birthday."

Chairman Norton said, "Somebody remembered Dave. He's on your side now. You had him at hello. Commissioner Skelton."

Commissioner Skelton said, "Thank you, Mr. Chairman. Andree, thanks for coming down today, specifically you and the people from Oaklawn that I represent. You are very active in your community and I appreciate you, you know, being the leader here this morning and speaking. You know, I can definitely see, you know, when it comes to Oaklawn, that's a very unique community in my opinion, there is no other place in this region like it. And I can tell you that the senior center down there definitely is no doubt in my mind, 100 percent leads in overall quality in that area and the quality of communication. You know, there's friendly people down there, and you know, they need that kind of interaction. With all the positive things down there, I can't believe that there wouldn't be a few love matches that come out of that place, too."

Ms. Shepard said, "You know, it is funny you mentioned that, but I really can remember one. I am not quite a senior, but the seniors have opened my eyes and taken me places nobody else could take me. They teach us things that are just unbelievable. Love matches, yeah, they do come out. I can remember when I first started going to the center, there were two couples, and they'd come, I thought they were married, had been married. Turns out they weren't, but they were before with the next couple years. So love matches do come out, Vicky is right. But the social interaction that they get from one another is just fabulous. I am like Vicky, years ago when I came I brought a busload of seniors. This time I asked the seniors to come on their own. I have a few seniors that are here, and I'm sure we'll have a few more at the next hearing. But we appreciate you gentlemen taking the time to hear us."

Chairman Norton said, "Okay. What we do have someone else that's going to speak on our senior center. And I think we probably will have on all three hearings, some different people weigh in on it. I've often said how we take care of our children and how we take care of our seniors is how we define ourselves as a civilization. And I think we are going to take a look at senior centers and try to understand the implications of this budget of what it will do to communities, and those populations in the communities. I see no other questions for Andree, so Kent Brown next."

Mr. Brown said, "I don't have much to say to the previous two speakers, more than eloquently said about senior centers, but senior center in Clearwater is a great partnership between Sedgwick County and the City of Clearwater, provides facilities and programming for a great set of folks and a large percentage of the seniors in that part of the county. We are the most active senior center of the small towns in Sedgwick County. So we have grown quite a bit in the last five, ten years, because of the new facility, and the program has worked well. The county portion of the total

*budget for the Clearwater Senior Center is about 40 percent. The rest of it is provided by the city, or by donations and other things that go along with it.*

*“So the city is an equal partner with the county in providing that facility and programming at the Clearwater Senior Center. Again, I echo that comment that was made previously regarding that the senior center provides great programming and a really good facility in that part of the county for the seniors, for Clearwater and the surrounding area.”*

*Chairman Norton said, “Well, I think you hit on something that’s important to the Commissioners. And that’s the cities and municipalities that have senior centers participate, know what’s going on there, and are actively involved in making sure that it is a great facility, and place for the seniors to gather. And I know Clearwater has done that, like many of the other small towns have.*

*“Thank you for being here today, anybody have anything for Kent? Okay. Thanks a lot. We’ll move on to Dr. Delores Craig-Moreland.”*

*Dr. Delores Craig-Moreland, 19 Chisholm Creek Drive, Wichita, greeted the Commissioners and said, “I know you’ve had many discussions about Judge Riddel’s Boys Ranch, and I appreciate the energy that’s gone into that. I feel like I have one more perspective I want to add. Over my time at Wichita State University, I have come to value the Washington State Institute on Public Policy and their work on cost and benefits and that sort of thing. And I noticed recently that some of the reports have begun to refer to their work as discussion of the return on an investment, and I think it is worth considering the investment that this community has in the Judge Riddel Boys Ranch and the return we get from the investment. I think that kind of perspective really helps us to understand. Sometimes we get caught up, you know, this is how much we spend, and here’s, you know, how much the state contributes and how much the county, those are all important questions. But I would like you to consider all of the things that have gone to this program, the investments that the county has made, and so on, but at the same time consider what we get for that.*

*“I recently did an analysis of what the benefits are when you reduce crime in the way that we can prove that Judge Riddel Boys Ranch does. And if you look at the direct cost as well as the social impact cost, there is \$1 million a year return from that program. That’s a substantial amount of money, but it doesn’t go to some of the things that one of the earlier speakers mentioned, which is the real change in people’s lives. Those are important things, and even the Washington State Institute on Public Policy, which is populated by economists, and are very careful in their calculations, have come to note the fact that there are many significant costs that are, I’m sorry, benefits that are difficult to identify. Some of those things include when someone goes through a program like Judge Riddel’s Boys Ranch and is successful, they are much more likely to graduate from high school, and then that makes them even more likely to become taxpayers, to join the labor force and to become taxpayers.*

*“Those are benefits that this community receives from that program that are very difficult to put dollars and cents on. Having said that, I reviewed the Washington State Institute on Public Policy’s actual figures, on a program such as this, and they said if you consider the life course of a person who is participated in this, this county is getting back \$21 for every dollar they’ve spent on those kits. And I would like to see something like that in my portfolio that does that well. That’s really the main point that I want to make, is that we are getting a substantial return on our investment. I realize*

*the investment is large, I realize this is a critical time in considering further investment. I just want us to be clear on the fact that we get a substantial return on that investment. Thank you for the time."*

*Chairman Norton said, "Commissioner Peterjohn. Don't run off."*

*Commissioner Peterjohn said, "Quick question for you. There's been some discussion and a report on a state juvenile facility up in Topeka, I was curious how you would evaluate Judge Riddel's Boys Ranch in light of this report, in terms of the state facility up in Topeka and other facilities that exist in Kansas and how it compares. Give us a benchmark, because obviously we're focused on what is here in Sedgwick County, as opposed to looking at a broader platform. Any insight you could provide to me would be very helpful."*

*Dr. Craig-Moreland said, "One of the challenges in comparing institutions is getting comparable data, and being able to do apples to apples and to say what kind of outcomes do we have, what kind of outcomes do those other programs have. I think that's something that I am not prepared to really discuss, because to my knowledge, there isn't that kind of, we've been very good here, I say we, I consider myself part of this county group, I think the county has been very responsible in looking at data. And insisting on having that kind of information. It is difficult to compare Judge Riddel's Boys Ranch with other places, because other places do not have the quality of data. So that's an important thing.*

*"I can tell you that I'm 100 percent sure that our results out there will stand up to anyone else's program. Because the things that are being done there are evidence-based. The staffing is right, the numbers are right, the kinds of programs, the cognitive behavioral approach has a lot of good science behind it, there is no doubt. And we are not just standing on the fact that we are doing the right thing, those numbers show the results of that. So, I didn't really answer your question, if you want a comparison, I can tell you I obviously have a lot of confidence in Judge Riddel's Boys Ranch."*

*Chairman Norton said, "Don't run off. Doctor, you are retired now, but you have been in front of us a lot over the years. One of the things that's always struck me about Judge Riddel's Boys Ranch is, even though you can't compare apples and apples, we know that the recidivism rate for the young men that come out of that program is far less than the average incarceration and recidivism rates around the state in other kinds of facilities, including our own juvenile facility here. Talk about that for just a minute."*

*Dr. Craig-Moreland said, "In looking at the recent history, let's take the last five years, the average, if you look at the kids a year after they have left the Boys Ranch in an average year, about 25 percent of those kids commit a new offense. And that compares very well with an expected 75 percent. If you look at what their risk level causes us to believe we should expect, we should expect a 75 percent recidivism rate among those kids in that first year after they leave the Boys Ranch. Instead we see an astonishing figure. I mean, it's hard to find other programs that can claim that good of a result, that's an excellent result."*

*Chairman Norton said, "And we know that because we have tracked it, we do have data."*

*Dr. Craig-Moreland said, "Yes."*

*Chairman Norton said, "We are really using some national and state figures on the 75 percent, but for the number from the Judge Riddel's Boys Ranch, we know that's the case. We track the kids, we know that recidivism rate."*

*Dr. Craig-Moreland said, "Right."*

*Chairman Norton said, "From real data."*

*Dr. Craig-Moreland said, "And we have it for a lengthy enough period of time that we know it is not just a flash in the pan. So, yes."*

*Chairman Norton said, "I think that's good information as we try to slog through what we are going to do with the Boys Ranch. That's one of the big issues we have got in this budget. We will continue to try to get as much information as we can. Thanks for being here today. Any other questions of Dr. Craig-Moreland? Thanks. Okay, next I have Trip Shawver."*

*Mr. Trip Shawver, President, Mediation Center of Wichita, greeted the Commissioners and said, "I am the President of the Mediation Center of Wichita, which started out back in 1987 as the Neighborhood Justice Center that was established to try to involve mediation in alternative forms of dispute resolution in the Sedgwick County area. We are now the Mediation Center of Wichita, instead of the Neighborhood Justice Center. Our priority is keeping peace in Sedgwick County. That's what we're trying to do, and that's what we want to do. You talked about look for opportunities in difficulties. I didn't write down the exact quote, but that's what I thought I heard you say, and that's what we're trained to do. Mediators are trained to help parties get together, and work through their difficulties. And the difference between mediation and other forms of confrontation up here in the courthouse is mediation is driven by the parties.*

*"They are the ones that make the decisions. It is not a judge telling them what to do, or an arbitrator telling them what to do, it is a trained mediator that gets together with the parties and has them come to an agreement. Now, what is the benefit of that? I am an attorney, but people walk out of here all day long, angry at a judge, angry at the other side, because somebody ordered them to do something. I have also been a mediator for 28 years, and it is so satisfying to have people walk out, shaking hands, hugging, things like that, and resolving the difficulties themselves. What that does is it keeps peace in the community. Instead of having two neighbors, and Dennis gave you some statistics as far as the number of types of cases that we do from employer, employee and domestic, and automobile, and landlord-tenant and all of those, all of those types of cases are something that have the potential of violence.*

*"And anytime that you can keep that potential down, if you have got neighbors that aren't getting along, if you've got a landlord and tenant that are not getting along, unfortunately, those people, domestic stuff, people get injured. You have problems. And when you can, as a trained mediator, get people together, and resolve those, that's a benefit for the community. Last year we were funded \$8,000. And I was looking back through your budget and looking at all the money that we're spending on everything else. We keep two mediators busy every week in the Sedgwick County Small Claims Court. And we resolve 43 percent of the cases over there, and we have*

*an 80 percent success rate of doing that. Those are people walking out that are not necessarily friends, but they've resolved the difficulties that they've got.*

*"It is basically a have mediator will travel, as far as the Mediation Center of Wichita. I'm in the 600 block of North Broadway, and there's difficulties with some of the homeless there, and where they are and the property they are on and everything else, so they had a, we had a neighborhood meeting. And as part of that neighborhood meeting, they wanted to know how to resolve it. And so I volunteered the Mediation Center of Wichita to mediate that, if they want to get everybody together we'll mediate. We were down in Derby the other day, mediating some neighbors. Any place there's potential conflict, if you all need us, just call us and tell us and we'll go."*

*Chairman Norton said, "What do you mean if we need you? You need to explain that."*

*Mr. Shawver said, "Anytime, anyplace, the most I've done is 38 parties in the same room at the same time. So, you know, that's...we're capable of doing any of that. And I know you've got a lot of things that come up, and you all fund us, so if you need us, call us. We would appreciate continued funding again this year. Any questions?"*

*Chairman Norton said, "Any questions of Trip? I see none. Thank you for being here today."*

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

*Chairman Norton said, "Okay, our last speaker is Charlie Peaster."*

*Mr. Charles Peaster, 9453 North 135th Street West, Wichita, greeted the Commissioners and said, "I am here today to speak on the three percent raise increase for county employees. I have a problem with that. And the problem is, we have 79 other employees that we are looking at firing or maybe you are going to say laid off. But if they are laid off, they're not going to have jobs. Three percent over here, if I was an employee here getting a three percent raise and the guy working beside me was getting fired, am I going to, for my three percent increase in raises, am I going to have to perform his job, or is that job just going to go by the wayside? If we have got 79 employees that work for Sedgwick County that we didn't need, why did we hire them? Who is responsible for that?"*

*"To go through this budget and give a three percent raise...I retired back in 2002. I have a pension and social security. Social security gave us a raise this year. My pension doesn't give me a raise. If I had to give back what raise I got to social security so somebody else could get social security, I would be more than happy to do it, because it wasn't that much money to begin with. I just have a hard time figuring out how we are going to spend in excess of \$4 million or thereabouts for raises for employees, and I'm sure a lot of these employees would be more than happy to give up their three percent raise to keep the guy working beside them, or the person working beside them with a job. One of the Commissioners said he didn't want to lose good employees.*

*"Where are they going to go to work if they quit here? Are there jobs here that pay better in the business world or the free market that they don't, that makes more money or as much money as they do here? If that job was available out there, they'd be there. If you can make more money doing a job that you do here in Sedgwick County,*

*working for the county and working for the people, if you can do that in private practice, you'd be there. To give this 3 percent raise and get rid of 79 people, to me that's criminal. You are putting 79 more families in a position where they may become homeless. They may not be able to pay their house mortgage. They may not be able to pay their car payment. Did you as Commissioners make them take on those burdens? No. But you gave them a sense that they would have a job and they would be able to keep that job as long as they performed in the manner you expected them to.*

*"But now all of a sudden, it's not that they are going to lose their job because they didn't do the work, it is because you don't have the money to pay them. But you do have the money. Because you don't need to give the three percent raise to the people you are keeping.*

*"Thank you for your time. And I hope you look at not getting rid of 79 people or whatever number you got to get rid of, because you give other people a raise, a three percent raise, because I'm sure that the majority of the Sedgwick County employees would rather see their employees keep their job than them get a three percent raise."*

*Chairman Norton said, "Okay, any questions of Charlie? Okay, that's all the people that have signed up. I will open it up real quick, if there's anybody else that has come late that didn't get to speak, we will add you on and before we close down the public hearing. Is there anyone else in the audience that did not get an opportunity to speak that would like to? Okay, I see no one approaching the bench. So at this point I will close the public hearing today on the 2013 budget and we'll move on to the regular agenda. Why don't we take a five minute recess and let the room clear out of those at that would like to leave, and then we'll get on with our regular business."*

*The Board of County Commissioners recessed at 10:15 a.m. and returned at 10:26 a.m.*

*Chairman Norton said, "Okay, we're back from recess. We just had a public hearing on the 2013 budget, and heard from some citizens on that. We will have two other budget hearings, and that's unusual because usually we only have three, or two, and we're going to have three this year. At this point we'll move on to our new business. So, Madam Clerk, call the next item."*

## **NEW BUSINESS**

- C      [12-0570](#)      AUTHORIZE THE PUBLICATION OF THE MAXIMUM PROPERTY TAX LEVY TO FUND THE 2013 SEDGWICK COUNTY BUDGET AND ESTABLISH PUBLIC BUDGET HEARINGS ON AUGUST 9TH AND 14TH, 2012.

Presented by: David Miller, Budget Director.

RECOMMENDED ACTION: Authorize the publication of the maximum property tax levy to fund the 2013 budget and notice of public budget hearings on August 9th and August 14th, 2012.

*Mr. David Miller, Budget Director, greeted the Commissioners and said, "As outlined the item for you is the publication for the 2013 budget. We often refer to it as the last update. The publication is required by state statute and essentially establishes three things that are required through that statute. First it announces the times and dates of the two remaining budget hearings on August 9th and August 14th, both at 9:00 a.m. here in this meeting room. It establishes the maximum budgetary expenditures for each of the property tax supported funds, and it also establishes the maximum property tax levy that the Commission could adopt in the final budget.*

*"The proposed publication on your agenda is based on the Manager's recommended budget. What that means is the numbers incorporated in that publication maintain the same mill levy as you adopted in the 2012 budget. Because the county's assessed valuation has declined, as estimated by the appraiser, by 4/10 of a percent, the actual levy proposed in the Manager's recommended budget also declines by \$760,000 as outlined in that publication.*

*"I recommend that you authorize the publication of that document in a local newspaper."*

*Chairman Norton said, "Okay, I see no other questions. David, as we move along and we finally codify the budget there are technical adjustments that can be made once we see the assessed value that comes out in November, is that correct?"*

*Mr. Miller said, "That's correct. The amount of dollars that are levied will not change. However, the mill levy rate, as a function of the assessed valuation possibly changing when we know the actual assessed valuation on November 1st could be different."*

*Chairman Norton said, "If the assessed valuation would tick up just a little bit, then the mill levy rate would go down."*

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

*Chairman Norton said, "If it's less a little than what we thought then the mill amount would tick up by 1/100th of a percent or whatever."*

*Mr. Miller said, "Correct. Usually it's fairly small but it does happen."*

*Chairman Norton said, "Okay, at this point...Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Yes, thank you. David, do you happen to recall, I believe it ticked up a little bit last year, do you remember how much it went up?"*

*Mr. Miller said, "I do. Last year you adopted a budget with an estimated mill levy rate of*

29.359 mills. When the actual assessed valuation was received it went up to 29.428 mills. So from 29.359 to 29.428, almost 1/10 of a mill.”

Chairman Norton said, “And that is really an indication that the assessed valuation came in a little less than what we had...”

Mr. Miller said, “Yes.”

Chairman Norton said, “With all the extrapolations, of what we thought it would be. Is that correct?”

Mr. Miller said, “Right, right. And I would outline the Manager's recommended budget doesn't recommend 29.482 mills, it recommends the same amount as you intended to adopt last year of 29.359 mills.”

Chairman Norton said, “Right. Okay, at this point if there is no other discussion I would entertain a motion. Commissioner Unruh.”

#### MOTION

Commissioner Unruh moved to authorize the publication of the maximum property tax levy to fund the 2013 budget and notice of public budget hearings on August 9th and August 14th, 2012.

Commissioner Skelton seconded the motion.

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

#### VOTE

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

Mr. Miller said, “Thank you.”

Commissioner Skelton said, “Happy Birthday, sir.”

Chairman Norton said, “What do you think you're going to get something out of this? Okay, Madam Clerk, call the next item.”

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

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

**Present:** 0

D [12-0507](#)

RENEWAL OF CONTRACTS WITH THE CITY OF BENTLEY, CITY OF CLEARWATER, GARDEN PLAIN SENIOR CLUB, AND MT. HOPE COMMUNITY DEVELOPMENT TO PROVIDE RIDE COORDINATION SERVICES FOR THE TRANSPORTATION PROGRAM'S VOLUNTEER TRANSPORTATION PROGRAM.

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

RECOMMENDED ACTION: Approve the four contracts and authorize the Chairman to sign.

*Ms. Annette Graham, Executive Director, Central Plains Area Agency on Aging, greeted the Commissioners and said, "A one year grant application to the Kansas Department of Transportation (KDOT) that included continue funding for a volunteer transportation program was approved by the Board of County Commission on January 25th of this year. Funding was awarded by KDOT for this transportation program subsequently. Transportation services under this program will be provided by the RSVP (Retired and Senior Volunteer Program) volunteer program volunteers in their private vehicles and they are insured through that program.*

*"The first contracts for this program were initiated by the county in 2005. The term of the current contract is July 1, 2012 through June 30, 2013. The senior centers involved include Bentley, Clearwater, Garden Plain and Mount Hope. They are reimbursed \$7 for each ride that they coordinate by the volunteers. And these volunteers are members at their senior centers. The program budget for each of the four centers is \$2,450, for a total of \$9,800. I would request that you approve the four contracts and authorize the Chairman to sign and would be happy to answer any questions."*

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

MOTION

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

*Commissioner Ranzau seconded the motion.*

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

VOTE

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

*Chairman Norton said, "Okay, item...next item, please."*

**A motion was made by Vice Chair Skelton, seconded by Commissioner Ranzau, that this Contract be Approved. The motion carried by the following**

**vote:**

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

**Present:** 0

E [12-0548](#)

AGREEMENT WITH WICHITA STATE UNIVERSITY SCHOOL OF SOCIAL WORK TO ALLOW STUDENTS TO OBSERVE PRACTICE IN A SOCIAL WORK SETTING THROUGH A SUPERVISED FIELD PRACTICUM.

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

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

*Ms. Graham said, "The Central Plains Area Agency on Aging (CPAAA) has provided a social work setting in agreement with the WSU (Wichita State University) School of Social Work for several years now. Through this arrangement we provide practicum students, both at the graduate and undergraduate level, an opportunity to learn about services in the aging community to learn from the workers to also practice in that and to have opportunities to really engage in the work out in the field. Through this partnership we provide and work with WSU School of Social Work, and we strive to provide a great learning experience and it really does serve both the students and the agency well.*

*"We are able to have them help us on projects to extend our services to amplify what we do through these new students and with their knowledge base. So it's a great partnership. We also, through this, we contribute to the growth and development of professionals that will someday come back and work for us. So this partnership, and this grant, and the agreement extends from July 25, 2012, through July 25, 2014. They will be, this agreement will be reviewed annually and if there is any changes, each party can request that. There is no funding required in this. There are no county funds, no other dollars that go into this. It's just a cooperative agreement. I would request that you approve the agreement and authorize the Chairman to sign and be happy to answer any questions."*

*Chairman Norton said, "Commissioners, you heard the presentation what's the will of the Board."*

MOTION

*Commissioner Unruh moved to approve the agreement and authorize the Chairman to sign the agreement and any related documents.*

*Commissioner Skelton seconded the motion.*

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

VOTE

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

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

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

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

**Present:** 0

F      [12-0519](#)      CONSIDERATION OF A GRANT IN THE AMOUNT OF \$159,476 FOR THE KANSAS JUVENILE JUSTICE AUTHORITY (JJA) SFY13 STATE BLOCK GRANT SUPPLEMENTAL APPLICATION.

Presented by: Jodi Tronsgard, Project Manager, Department of Corrections.

RECOMMENDED ACTION: Approve the application for the grant, and if awarded authorize acceptance of the grant and the establishment of budget authority as provided in the financial considerations section of this request.

*Ms. Jodi Tronsgard, Project Manager, Department of Corrections, greeted the Commissioners and said, "This morning I'm here to present for your approval a state block grant supplemental application to the State of Kansas Juvenile Justice Authority for juvenile delinquency prevention programs for state fiscal year 2013. The original state block application for prevention and graduated sanctions programs was approved in March of this year. The total amount for prevention funding at that time was \$241,732.*

*"In June, the [State of Kansas] Juvenile Justice Authority notified our district of an additional allocation to Sedgwick County of \$159,476 for tertiary prevention programs. Subsequently, the supplemental application was developed based on priorities established by your Juvenile Corrections Advisory Board, Team Justice. On July 13th, Team Justice approved the program and the funding amount for the application and they recommend your approval.*

*"Included in the supplemental application, is \$51,859 for the District Attorney's Juvenile Intervention Program which provides juvenile offender diversion. The funding will provide for one juvenile coordinator position to serve approximately 85 clients during the fiscal year. This request is not to add staff, rather, this is a situation where the enhanced funding will allow us to maintain that position.*

*"Also included in this application is the \$107,617 for the Detention Advocacy Service Program provided by Kansas Legal Service. This application reinstates the case management component that they provide with state funding. You may recall that the county crime prevention funding replaced state funding of this program component in state fiscal year [20]12 due to the sharp reductions in state funding. So those are the two items that are included in the supplemental application. And we request you approve the grant application and authorize the Chairman to sign all necessary documents including the grant award agreement."*

*Chairman Norton said, "Commissioners any questions of Jodi? I see none. At this point I'll entertain a motion."*

**MOTION**

*Commissioner Skelton moved to approve the application for the grant, and if awarded authorize acceptance of the grant and the establishment of budget authority as provided in the financial considerations section of this request.*

*Commissioner Unruh seconded the motion.*

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

**VOTE**

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

*Chairman Norton said, "Next item."*

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

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

**Present:** 0

G [12-0572](#)

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES - WICHITA  
AREA OFFICE FUNDING FOR THE OPERATION OF THE  
PERMANENCY PLANNING & COORDINATING COUNCIL.

Presented by: Jodi Tronsgard, Project Manager, Department of  
Corrections.

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

*Ms. Tronsgard said, "The contract before you for approval will allow for the continuation of funding by the Department for Children and Families (DCF), which provides for one staff position to support the operations of the Permanency Planning and Coordinating Council. The original contract was established in May of 2000 between the Department of Social and Rehabilitation Services (SRS) and Sedgwick County. It was to provide a program designed to accelerate permanency for youth in foster care and it also promotes the ongoing improvement of the child-in-need-of-care system as it functions in the 18th Judicial District [Court]. This contract is for a one year period, and the position funded by this contract serves as the permanency coordination coordinator.*

*"In this contract the Department for Children and Families Wichita area office is responsible for the salary and benefits, the juvenile court provides the office space and the county is responsible for the contractual and commodity expenditures. The maximum amount payable to the county from the Department for Children and Families Wichita area office is \$79,503. This amount represents an increase from the prior year of \$70,700. The enhancement of the grant reflects the current salary and benefit cost. We request that you approve this contract and authorize the Chairman to sign all necessary documents. I'd be happy to answer any questions."*

*Chairman Norton said, "Commissioners, you've heard the presentation, is there any other discussion?"*

MOTION

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

*Commissioner Unruh seconded the motion.*

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

VOTE

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

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

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

*Chairman Norton said, "Next item."*

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

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

**Present:** 0

H      [12-0583](#)      CONSIDERATION OF A GRANT IN THE AMOUNT OF \$3,698,121.00 FOR COMCARE'S PARTICIPATING COMMUNITY MENTAL HEALTH CENTER CONTRACT.

Presented by: Marilyn Cook, LSCSW, Executive Director, COMCARE.

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

*Ms. Marilyn Cook, Executive Director, COMCARE, greeted the Commissioners and said, "This is our annual funding contract with the state. The primary purpose of the contract is to help centers defray part of the cost of serving people with mental illnesses who are uninsured and underinsured. It spells out the array of services that we are to provide to all clients as a licensed community health center along with expected outcome measures. The contract also establishes COMCARE as a participating community mental health center for Sedgwick County and designates us as a local mental health authority. And through that it provides a mechanism for us to bill Medicaid for the rehab services that we provide. This year the outcomes change from an outlier management approach to focusing on many of the same outcomes that will be contained in the Medicaid managed care contracts, with an emphasis on reducing hospitalizations and re-hospitalizations to local, state and residential facilities in addition to the continued focus on getting and keeping people employed and living independently wherever possible.*

*"I'm happy to announce that this is the first time since 2005 that this contract has been increased a little bit, and that was due to the efforts of Representative Pat Colloton during the very end of the legislative session this year. They put, they have been taking, the state has been taking and SRS has been taking money from this contract since 2005 to the point where last year we were down 65 percent. And it was through Representative Colloton's actions that they infused \$5 million back into that contract. And the agreement was to put it back in at the same formula that he took it out. So this year, this contract is \$749,297 more than it was last year. And I hope that trend continues. We recommend that you approve the contract and authorize the Chairman to sign it."*

*Chairman Norton said, "Marilyn, because the contract has gone up, what will that do to the organization? It expands a few providers, kind of tell us where that money goes as we give..."*

*Ms. Cook said, "Well what it will do is help keep us solvent. We have relied on our reserves the last couple of years due to the growing number of people that come to us that have no payer source. It's about a third of our business right now. So we won't be hiring more people. We will just be trying to rely less on the reserve that we built up during other times."*

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

MOTION

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

*Commissioner Unruh seconded the motion.*

*Chairman Norton said, "Okay, we have a motion and second. Commissioner Ranzau had some comment."*

*Commissioner Ranzau said, "Thank you, Mr. Chairman. Marilyn, I have a few questions."*

*Ms. Cook said, "Sure."*

*Commissioner Ranzau said, "This \$3.6 million, \$2.6 [million] is state funding and approximately \$1 million is federal funding, correct?"*

*Ms. Cook said, "The \$688,000 is the Family Center System of Care money and that is tobacco settlement money."*

*Commissioner Ranzau said, "Okay."*

*Ms. Cook said, "And so the only federal money we get would be the \$312,418, and we divide that among three different programs to help the support the case management activities that we have there."*

*Commissioner Ranzau said, "So the increase of \$750,000, is that in the..."*

*Ms. Cook said, "That is, that went into the \$2.6 million a year."*

*Commissioner Ranzau said, "The \$2.6 million they've increased that? Okay, well, you know this particular federal block grant fund, this \$300,000. Is this subject to sequestration?"*

*Ms. Cook said, "Is it subject to what?"*

*Commissioner Ranzau said, "Sequestration. When the federal government goes into sequestration here pretty soon, and has to cut their budget, is this one of the items that's off limits that can't be cut or is it one that can be cut?"*

*Ms. Cook said, "I don't know the answer to that but I do know we have had this particular block grant funding for a very, very long time. I will find it out, though."*

*Commissioner Ranzau said, "Okay. Well obviously in the past I've supported the state grants but not federal grants and that's why I'm going to vote against this. But this is a perfect example of you know, it's not just a money issue, and debt issue, and a federal issue, it's a dependence on federal government issue. And if this was cut then we'll go without it. But this shows me here that, you know I mean, if we didn't take this federal grant we'd still be a net plus this year of \$400,000 compared to last year. And I think we could, so I think we could support ourselves between the state and us and I think being self reliant is a good thing. Not just individual but as local governments and state governments and I'll continue to advocate for that position."*

*"And I've talked about this last week and I've in fact I need to sit down and talk with the Manager, but I need to do this. We need to have an understanding of what things are off limits in sequestration and which are not. And kind of reassess where we would go if some of these things were cut. Because if they don't come to a meeting of the minds I think it's going to be a lot of automatic cuts that are going to have to happen"*

*and it could affect us significantly if we're not aware..."*

*Ms. Cook said, "I'll check it out."*

*Commissioner Ranzau said, "...aware of that then, but it's not just your department. You know we get money from the federal government in a lot of areas and we need to be aware of that. I appreciate your, now this federal block grant money, that's just the money they're giving us, it's not for a specific program, we have leeway to apply that?"*

*Ms. Cook said, "Yes. They allow us to determine where we need that. Some centers use their federal block grant money to pay for psychiatry time and everybody gets a different amount and that is also distributed by a formula. So we get a lot more than some of the other smaller centers do. Some of them use it to pay operational costs."*

*Commissioner Ranzau said, "It's still specifically for community mental health centers."*

*Ms. Cook said, "Yes."*

*Commissioner Ranzau said, "But we have discretion..."*

*Ms. Cook said, "Yes."*

*Commissioner Ranzau said, "to spend that, which is certainly better than some of the ways the federal government..."*

*Ms. Cook said, "We track it separately in our budget. We divide it by a third and we track it separately and report on it separately once a quarter."*

*Commissioner Ranzau said, "Okay, thank you."*

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

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

**VOTE**

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

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

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

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

**No:** 1 - Commissioner Ranzau

**Aye:** 4 - Commissioner Peterjohn, Vice Chair Skelton, Chairman Norton and Commissioner Unruh

Present: 0

I [12-0592](#) AGREEMENT WITH THE KANSAS DEPARTMENT OF  
TRANSPORTATION. ALL DISTRICTS.

Presented by: Joe Brunk, Director of Noxious Weeds.

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

*Mr. Joe Brunk, Director of Noxious Weeds, greeted the Commissioners and said, "This is our annual agreement with the Kansas Department of Transportation that allows us to spot treat the Noxious Weeds that are growing on their right of ways here in Sedgwick County. We have a good working relationship with KDOT and I'm asking you to approve the agreement today."*

*Chairman Norton said, "Commissioner Peterjohn."*

MOTION

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

*Commissioner Skelton seconded the motion.*

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

VOTE

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

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

*Chairman Norton said, "Pretty easy, Joe. Thanks. Next item."*

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

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

Present: 0

J [12-0566](#)

APPROVAL OF A LETTER TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) REQUESTING THAT EXISTING FLOOD MODELING PROCEDURES BE USED TO COMPLETE FLOOD MAPPING ALONG NON-ACCREDITED LEVEES.

Presented by: James Weber, P.E., Deputy Director of Public Works.

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

*Mr. James Weber, Deputy Director of Public Works, greeted the Commissioners and said, "And Kelly Dixon is here with me, he's your Flood Plain Manager over in the Code Enforcement department, and he's here to back me up on any questions that you may have. Public Works and Code Enforcement have been working with the Division of Water Resources on updated flood maps for Sedgwick County. A recent change in policy at the federal level could dramatically slow down the mapping process. FEMA (Federal Emergency Management Agency) is working to revise its policies regarding mapping along streams that have non-accredited levees. When the policy's revised, it's expected to require the use of additional or alternative flood modeling tools on non-accredited levees and that is likely to delay the implementation of new flood maps for Sedgwick County from 2014 to 2017.*

*"And this issue is related to what is commonly referred to as agricultural (ag) levee. And ag levees are either constructed to protect from less than 100 year storms, flood frequencies, or they are simply constructed as soil banks with material that's excavated out of a streams and a channelization project. They may be privately owned or they may be owned and maintained by public entity like a drainage or a watershed district. There are three general areas within the county where mapping would be affected. There are ag levees along the big Arkansas River west of 151st Street West, there are some along the West Branch of Chisholm Creek in the Valley Center area and there are some along the Cowskin Creek south of the Wichita-Valley Center Flood Control Project in the Haysville area.*

*"FEMA's concluded that for many communities the new policies under consideration would produce little or no new benefit. They also understand that the value of completing the maps early may exceed the possible benefits of analyzing a limited number of areas using the new modeling techniques. FEMA has offered to proceed with the Sedgwick County mapping project if the communities involved submit written request to continue the projects using the existing modeling techniques. Public Works and Code Enforcement are recommending that the Board of County Commissioners make that formal request to FEMA to proceed with the existing modeling techniques. A draft letter is included in your agenda backup. It is our understanding that Haysville and Valley Center have already approved and submitted similar letters, covering their incorporated areas. The other community that would be involved would be Wichita and we understand that they are working on that. We request that you approve the letter and authorize the Chairman to sign, and Kelly and I would be happy to try to answer any questions that you might have about this item."*

*Chairman Norton said, "I see one, Commissioner Skelton."*

*Commissioner Skelton said, "Well you expanded a little bit above and beyond what the Clerk had said."*

*Mr. Weber said, "Yes I did."*

*Commissioner Skelton said, "I know this issue can get pretty deep."*

*Mr. Weber said "Thank you, I think."*

*Commissioner Skelton said, "Okay. Seriously now, okay, so what is the normal cycle for updating these flood maps?"*

*Mr. Weber said, "The last, the current maps that we have were formally adopted in 1986. Oh, 2007, so it was [19]86 before that."*

*Commissioner Skelton said, "Okay, so is this going to affect everything county wide or just the areas in question here? And what affects would that have in the areas that were supposed to be in the normal cycle, is that going to screw everything up or just the areas we're talking about being delayed?"*

*Mr. Weber said, "The maps these days are county wide maps. So, we used to get a map for the city and we would have a separate set of maps for the county. So the 2007 maps were county wide maps. The mapping process really involves three things that are currently going on. One of them was for a city map change that was involving the Cowskin [Creek] area up in northwest area of Wichita that FEMA has recently approved, those changes will get funneled into the new maps. The other one is, you know, we've been working on the levee accreditation for the whole Valley Center project and there's a whole mapping data that comes out of that thing that FEMA has agreed to funnel into a new set of maps.*

*"And then to try to cover everything else in the county they have an update project going on that maybe doesn't take it to the level that the flood control maps would be to but they're going to upgrade the level of all the maps and trying to feed all these levels in. And so what this particular item does is it goes back to probably that county wide mapping project where it says, essentially, if they can't funnel all that into the one set of maps then they just going to delay the maps. And that's where the delay comes from. So we have all this good data that we would like to get out there so the community, the lenders, the property owners, everybody could start using it but we could be held up with this almost non-consequential thing for three more years."*

*Commissioner Skelton said, "Well, okay, well the concern is, what about home, you know, people with insurance issues. You know, if we're in a flood plain we've got to require insurances for mortgages, if we're not we don't. So, you know, are these people going to be paying insurances they don't need because of the inability of the maps being updated?"*

*Mr. Weber said, "We have both potentials. We have people who could be paying for insurance they don't need, we also have people that are in a flood plain and need to know it that don't know. So it's kind of on both sides."*

*Commissioner Skelton said, "All right. Well, I just wish this could be improved. Because, you know, that's just not, if the government is requiring these people to do something they need to have the data to support it immediately. So it's a fairness issue to me but I understand our position here within this, so those are my comments,*

*Mr. Chairman.”*

*Chairman Norton said, “Commissioner Unruh.”*

*Commissioner Unruh said, “Thank you, Mr. Chairman. Jim, the three projects that are underway, if we all three make this request then FEMA will yield to this request and let us continue with our program?”*

*Mr. Weber said, “It is our understanding that if we have the consent from Wichita that all the affected communities will be covered and they would go ahead and proceed ahead with this mapping project which should, their estimate is we would have maps finalized and approved in [20]14.”*

*Commissioner Unruh said, “All right. Well, it's just interesting that in light of a lot of conversation about regional cooperation and ability for us to design our own future and keep the government from forcing us to waste money and implement bad policies and strategies, here's a good clear example of governments working together to design our own future and our own priorities and not them just impose some new regulation on us. So, I'm not trying to be cute or anything, but here's good example of sustainability that's been designed and implemented at the local level rather than letting it be imposed on us. So I'm going to be supportive of this.”*

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

*Commissioner Peterjohn said, “Thank you, Mr. Chairman. Jim could you talk, help me out, in terms of understanding, we've been through a process that involves some remapping, I'm thinking about the LIDAR (Light Detection and Ranging) process. Would this letter or any of the changes that are being, coming out of Washington, impact frequency? In terms of having to redo that LIDAR? Because if I remember right that was not an inexpensive expenditure in the past.”*

*Mr. Weber said, “I don't think any of this impacts the frequency at which we would need to do LIDAR. The LIDAR, I think, in terms of doing it again is really tied to when we would be placed on a schedule to have the levee accreditation work done. Which we expect to be on like a 10 year cycle. We don't know if that's 10 years ago or 10 years from when they finally approve it which will be later this year, but we'll learn more about that. But I can tell that you the LIDAR, for example, is probably the primary tool that's being used by all three of these map initiatives, they're able to do things because of the LIDAR that we couldn't before.”*

*Commissioner Peterjohn said, “Okay, well I'm, since we have a continuing and significant ongoing expenditure for Wichita-Valley Center Flood [Control Project], and the recertification of that is a fair amount of importance, I'm just trying to make sure I understand all of the dimensions of this, because I agree with the comments of my colleagues that were expressed earlier. If there are any changes,, in terms of how that's going to be affected, you've mentioned that we're not sure, in terms of when that time frame is going to be determined from Washington. Do you have any idea, we don't know when it's going to start, do we know when they're going to make that determination or have any guesses when that determination will become available, so we have idea when that clock starts running?”*

Mr. Weber said, "I do not know."

Commissioner Peterjohn said, "Thank you."

Chairman Norton said, "Okay. Commissioner Ranzau."

Commissioner Ranzau said, "Dave, Dave, Dave, you had me all the way until you had to use the 's' word. This has absolutely nothing to do with sustainability, okay? This is just us making a good decision.

"And mind you, we're doing this without the aid or assistance of the EPA (Environmental Protection Agency), the federal government, or REAP (Regional Economic Area Partnership), or anybody else, okay? So I understand, we've got to put out the propaganda to continue to justify this grant program. And, but I'm not going to stand by and not say anything when you do. You know, they just had Rio+20 at the United Nations. And I've read the outcome document and I would encourage you to read it too.

"And nothing in that document had to do with mapping in Sedgwick County, had anything to do with it. But they did, for example, want a global green economy fund. Who's going to pay for that? That's us. And there was a variety of other things. But I reject the idea that this is related to sustainability. It was a nice try but I'm not buying it. But I will support this particular vote, thank you."

Chairman Norton said, "We've heard the presentation. We've had comments and now we could use a motion and second."

#### MOTION

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

Commissioner Skelton seconded the motion.

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

#### VOTE

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

Mr. Weber said, "Thank you very much."

Chairman Norton said, "You're welcome. Thanks, Kelly, for being his backup. Call the next item, Madam Clerk."

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

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

**Present:** 0

K [12-0063](#)

PROGRAMS IN THE CRIMINAL JUSTICE SYSTEM.

Presented by: William P. Buchanan, County Manager.

RECOMMENDED ACTION: Receive and file.

VISUAL PRESENTATION

*Mr. Buchanan said, "This is our monthly review of existing programs in the criminal justice system. We have the average daily population, comparing June 2011 to June 2012. You see that the total numbers are up. Booking numbers are up a little bit. The detention facility was down. Work Release was up just a slight bit and the out of county was up during this month compared to last year.*

*"Population by jurisdiction, 50 percent of our folks come from the City of Wichita, 42 percent are from Sedgwick County, or the [18th Judicial] District Court charges, and 8 percent are from everywhere, all the smaller communities and other agencies. The bookings and releases in June, bookings you can see, in 2012, bookings are up. And that could have been the result of a sweep or some warrants being served. The year-to-date bookings however, you'll see the trend continues to be less bookings, less people going into the system over the last several months than they have been in the past, or several months in the past.*

*"The releases are proportion to the bookings for the month and you can see that the releases are higher than they were in 2011. And the year-to-date, again, are less than what they were 2011 because there's less people in the system. The average of average length of stay is some we have monitored and continue to do, because it really is one of the drivers besides than the bookings, one of the drivers of how many people are in the system. You can see the average length of stay for June of this year compared to June of last year is a little less and that is always good. Year-to-date bookings are less.*

*"Housing days up just a little bit between month to month. Year-to-date housing remains down. So we don't know if June of 2012 was an anomaly or not. The combined two is up a little bit but year-to-date combined is down and that again is people paying attention to the system and trying to move folks out of the detention facilities. The yearly, the comparison from year-to-year trend, you'll see that so far 2012 is less than what it was for the whole year of 2011. That's not a, that doesn't really tell us much. This one is much more telling it seems to me. This gives you the comparison of the monthly. And can you see that the downward trend, we went up a little bit in May, back down in June, and that number we think that's a pretty good indication.*

*"Average of 1,488 for the month of June. This morning's population was 1,480. And yesterday if you notice there was 1,450. So, we're trending in the, seems to be trending in the right ways. A snapshot of the adult supervision programs we're running. Corrections, the [Corrections] Day Reporting is down. [Corrections] Pretrial Services, again, is down just slightly. [Corrections] Adult [Intense] Supervision [Program] is, [Corrections Adult] Intense Supervision [Program] is about the same. [Corrections] Adult Residential is down, but we purposely did that from last year, we cut the number of folks in that program. [District Attorney] Diversion is up, or about the same for the District Attorney. The SCOAP (Sedgwick County Offender Assessment Program) program is up a little bit, and then [Sedgwick County] Drug Court remains about the same. Adult other funded, these are programs funded by others. You can see in 2012 the drug, [Wichita] Mental Health Court's up. [Wichita] Drug Court, Diversion in the City*

of Wichita is down. [Wichita] Drug Court, Probations about the same. Wichita Probation with the same. [Wichita] DUI (Driving Under the Influence) Diversion is down slightly and [18th] Judicial [Court] Probation is up just a little bit for us.

"On a quarterly basis we do long-term inmates, one year plus. This is July 2012 snapshot, 84 inmates are long-term, 83 males and 1 female, 1 misdemeanor charge and 83 felonies, housing 54 in detention, 13 out of county, and 7 were in Work Release, 20 of those are commitment and 63 are pretrial. So 63 folks have, are awaiting trial. Which means there have been some agreement about delays in that trial. And that's something that we need to continue to look at our continuances that happen in the court system. BICE (Bureau of Immigration and Customs Enforcement) holds, we know what, these are again is a snapshot of almost 2.5 percent of our total population.

"Most all BICE holds have another charges facing them and it's the Bureau of Immigration and Customs Enforcement. You've asked about felony inmates, and June 30, 2012, again, this number changes daily so we take a snapshot, 115 inmates sentence to felony time in the Sheriffs custody, and that's 10 percent of the total population.

"We have a number of initiatives going on and you know about these. The journal entries, May was 22, we reached the goal of 18 days. The Interface Management Team continues to work on adding Wichita to the computer system. Geo management system continues on schedule, there's no update on communication or data work group, and we're still working towards the Mental Health One-Stop-Shop and Mental Health Court. And so we'll continue to work on those. And the CJCC (Criminal Justice Coordinating Council), I think, meets next week, so we'll continue to work on them. If there are any questions I'll be happy to answer those."

Chairman Norton said, "Commissioner Skelton."

Commissioner Skelton said, "Thank you. Manager, I know there's probably a discussion here, but just for purposes today, what do we do when it comes to the cost benefit valuations of, you know, looking at you're current practice of sending inmates out of county for that, versus, you know, a long term minimum security facility that would have low cost daily operations? What do we do to examine that?"

Mr. Buchanan said, "The last time we took a look which was not too long ago, it costs us not only on rental charge but if you include transportation costs, to out of county housing, is about \$37.50 a day. For us to keep folks in our jail, in our current system, is about \$68 a day. Give or take some cents. So it's still economically cheaper for us to send them out of county. The question then is when's the tipping point, when do you have to build a new facility here and what is it, well, it's not economically feasible, doesn't make economic sense to do that yet. With the new construction cost and the wages that we pay, we can't meet, under any circumstances that we can think of, of \$37.50 a day."

Commissioner Skelton said, "Okay."

Mr. Buchanan said, "So it remains a viable, sound policy to ship folks out of the county. Is it inconvenient? Yes. But does it make economic sense? Yes. And the critical thing that we need to continue to watch is how much capacity's out there. If other county jails start filling up with their own folks, and they don't have any room for us, then we will be in a problem that may force us to go into a building mode. We've

*been shipping out of county for more than a decade. And that's not been an issue yet."*

*Commissioner Skelton said, "Okay, well I appreciate the diligence on this matter. I mean the tipping point probably is you know not today but it would also include a larger population, I'm sure."*

*Mr. Buchanan said, "Well, again, that's exactly right. As population grows, opportunity for crimes grow. The good news is, the population, the demographics of those people who are most likely to commit crimes continues to shrink, because people between the ages of 40 and 45, that population has not grown."*

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

*Chairman Norton said, "Okay. Any other discussion or questions? Just a note. I was at the recent National Association of Counties (NACo) meeting and I proctored a couple of their sessions on criminal justice. Commissioner Unruh is our representative on the [Justice and Public Safety] Steering Committee but he didn't participate, so I proctored some of the meetings to get some of the information. And it was interesting that some of the new NACo initiatives are starting to promote day reporting centers and Work Release and mental health courts and drug courts, and I thought it was pretty interesting that a lot of that conversation centers around things that we've been doing or trying to do since 2005-2006. And those evidence based programs have at least stemmed the tide for now for our jails which was projected to be up in the plus 2,000 range now, and we're still in the 1,400s and that's 2005 levels.*

*"So I thought that was interesting that NACo was having that discussion, the new second vice president or president elect is talking about justice systems and jails and initiatives, and as he gave his speech I was, it washed over me that we've made some pretty good, profound decisions that had to do with not only our incarcerated population but how to stem the cost of that system, because it was starting to eat up a large portion of our budget. And so it's not just about trying to figure out what to do with that incarcerated population but how to make it budgetarily sound to do that. I do have some other comments, Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. Well I just would underscore your comments that repeatedly in the last several years that I've been involved with the Justice and [Public Safety] Steering Committee at NACo it is clear that we have implemented programs that, although all evidence based, we have been aggressive in trying to implement programs that kind of provide a full spectrum of sanctions against those offenders so that we are not only doing the right thing, in terms of the budget, but we're doing the right things, in terms of the appropriate sanction for the different categories of offenders. And so a lot of our conversation, although it is pure in numbers on how many are detained and what does it cost out of county and what might a minimum security facility cost, we also have to consider what's the appropriate sanction level. And as we tried to implement those programs in a reasonable way and stay within our budget there isn't anything we've done that isn't expensive. But it's, I think we've got the best advantage that we can have as we've tried to administer this, in the most reasonable way possible.*

*"The alternatives we have now that the Manager just reported on, even if you conservatively try to figure the most recent initiatives that we've employed, we could have between 500 and 700 people more in out of county housing. Now what we're doing in county sometimes it's a little more expensive, sometimes it's a little less expensive.*

*But we can't completely avoid the cost. What we can do is try to do is do the right sanction according to the offense and try to have, if possible, those sort of sanctions that help reduce that offender from recycling back through our system.*

*"So, it's not an easy issue to solve. And there's no single answer. And I'm just really thankful for the fact that we have people in our organization who fully understand this and who have employed the right frame of mind in trying to address our problem. And sanctions that we've imposed, in alternate to incarceration in the last four or five years, it seems like they probably represent nearly a three mill equivalency, it seems like I saw a number that represented that. So I would just want to bring up the point that it is not free, and whatever we do is expensive. And so we just have to do it in the most reasonable way possible. And I think that our staff and Commission policy decisions over the last few years have implemented that."*

*Chairman Norton said, "I'll turn it over to Commissioner Peterjohn in just a minute. Thank you Commissioner Unruh. Just as a follow-up to that and then I'll turn it over to Karl. We know that those programs that we've implemented cost money. I mean, they're not inexpensive. They're evidence-based. But we also understood that at some point we were going to have to build a jail. And the price tags of bricks and mortar stings a little bit but the operational cost that escalates from that really gave a sticker shock. So even though we're putting some money into these programs I think overall if you did a cost analysis since 2005 of adding those in and what it's done to mitigate the budget impact, I think it's had a significant impact on the numbers in the jail. But being able to not build more jail space, invest in bricks and mortar, and then carry that debt load of operational cost I think has been good for the community. So, Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I just hasten to add that one factor that made our challenge even steeper was the fact that the state law had changed and has gradually put us in the position of housing convicted felons and that is not the normal way we had been operating. And to have the numbers that were presented this morning by the Manager and have it occur at a time where we've got over 10 percent of the population in the custody, convicted felons who normally most of the time, well, previously all convicted felons served their sentences in state prisons. This is a, I think even more remarkable number and I think the context ought to include that significant fact. Because if you back out a 150 people, and that's what we had June 30th, and I realize this is a bit of apples and oranges, but we had 272 people out of county this morning. You know, that is more than half the out of county population and the cost would go down very significantly if we weren't bearing the cost of those 150 convicted felons."*

*Chairman Norton said, "Thank you, Commissioner Peterjohn. At this point I would entertain a motion to receive and file."*

**MOTION**

*Commissioner Unruh moved to receive and file.*

*Commissioner Skelton seconded the motion.*

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

**VOTE**

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

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

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

**A motion was made by Commissioner Unruh, seconded by Vice Chair Skelton, that this Presentation(s) be Received and Filed. The motion carried by the following vote:**

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

**Present:** 0

L [12-0600](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS REGULAR MEETING ON JULY 19, 2012.

Presented by: Joe Thomas, Acting Director, Purchasing Department.

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

*Mr. Joe Thomas, Acting Director, Purchasing Department, greeted the Commissioners and said, "The Meeting of the Board of Bids and Contracts on July 19th results in one item for consideration this morning.*

1. PAINTED PAVEMENT MARKING (R331) -PUBLIC WORKS FUNDING -PUBLIC WORKS

*"The recommendation is to reject all bids submitted."*

*"I'll be happy to answer any questions and I recommend acceptance of this recommendation by the Board."*

*Chairman Norton said, "We have a recommendation from the Board of Bids and Contracts to reject all bids on the one item. What is the will of the Board? Commissioner Ranzau."*

*Commissioner Ranzau said, "Joe, I have a question. The ones that was rejected, it says they are not a KDOT prequalified contractor. Is that a state requirement or our requirement?"*

*Mr. Thomas said, "I'll let David Spears answer that for you, sir."*

*Mr. David Spears, Director, Public Works, greeted the Commissioners and said, "It is one of our requirements. We are going to go back out for, in fact it is out on the street again. This company is out of Nebraska and they were unaware of that even though it was out in the specs, they missed it. And so we're going to go back out for bids. The other price was just way too high. And in fact the low bid was lower than we thought it should be. So we wondered if they might have missed something else besides that. So we just thought the safest thing was to make sure everybody was on the same page and try it again."*

*Commissioner Ranzau said, "So they work in Nebraska though, and do this sort of stuff?"*

*Mr. Spears said, "Yes, they are and they have done the work for Douglas County in Kansas, over where Lawrence it. We've done a little checking on them, and they are a reasonable..."*

*Commissioner Ranzau said, "So are we going to remove this requirement? Is it really necessary?"*

*Mr. Spears said, "I think we're looking at removing the requirement. I can't, Jodi did you take it out?"*

*Mr. Thomas said, "Yes, she did, sir. It was removed."*

*Mr. Spears said, "We did take it out."  
Commissioner Ranzau said, "Okay."*

**MOTION**

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

*Commissioner Skelton seconded the motion.*

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

**VOTE**

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

*Mr. Thomas said, "Thank you. Thank you, sirs."*

*Chairman Norton said, "Okay, we'll move along, but before we do I'd like to recognize former Commissioner Bill Hancock back to the chambers. Its good having you today here Bill. I know there's an item that you're interested in at some point on the [Public] Building Commission, but thanks for coming and joining us today. Next item."*

*Ms. Angela Lovelace, Deputy Clerk, greeted the Commissioners and said, "Item M, Adoption of a Resolution Establishing Tax Exempt Financing Compliance Policy and Procedures."*

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

*Mr. Buchanan said, "Mr. Chairman. The finance people are not here so we're not ready to deal with either Item N or O. If you recall, what the game plan was, was to move on with the agenda, and if we have to have a recess until they're done calculating the results of the bid, we will do that. So if I could recommend we move on with the agenda."*

*Chairman Norton said, "Item M is not part of that, but Chris is not here to do that. So should we skip [Item] M, N, and O and let Chris do those all together when he gets here?"*

*Mr. Buchanan said, "Yes."*

*Chairman Norton said, "Okay we will skip those and move on to the Consent Agenda. Please call that item."*

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

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

Present: 0

**CONSENT**

P [12-0538](#) Renewal Agreement with United Methodist Youthville for Functional Family Therapy.

Q [12-0577](#) A resolution to authorize destruction of Finance Accounting records for the period 1973-2008 (DISP 2012-130).

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

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

Present: 0

R [12-0579](#) A resolution to authorize destruction of Appraisers Office appraisal process records 1989-2007 (DISP 2012-142)

S [12-0586](#) Agreement with the Kansas Department of Health and Environment (KDHE) to bill for laboratory analysis services for QuantiFERON-TB Gold (QFT) blood tests for the Tuberculosis (TB) Control Program at the Health Department.

T [12-0537](#) Consideration of the fiscal year 2012 area plan change for the Kansas Department on Aging (KDOA).

U [12-0590](#) Two (2) Temporary Construction Easements for bridge repairs to Sedgwick County Bridge 616-2-1370; Bridge on 13th Street North between 375th & 391st Streets West. District 3.

V [12-0591](#) One (1) Right of Way Grant for Kansas Coliseum Addition - off site easement of gas service. District 4.

W [11-1264](#) Payroll Check Register.

X [11-1306](#) General Bill Check Register.

Y      12-0588      Order dated 7/12/12 to correct tax roll for change of assessment.

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

MOTION

*Commissioner Skelton moved to approve the Consent Agenda.*

*Commissioner Unruh seconded the motion.*

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

VOTE

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

*Chairman Norton said, "Before we do other we do have a Fire District [No. 1] meeting. So I'm going to recess the regular meeting."*

*The Board of County Commissioners recessed at 11:20 a.m. and returned at 11:24 a.m.*

*Chairman Norton said, "At this point, we're at an impasse on some issues coming to us. And I guess they're still in session, opening documents, is that correct, Mr. Manager?"*

*Mr. Buchanan said, "They're doing some final calculations. Rich Euson has advised us that we need to have a time certain when we return and I would recommend you recess this meeting until noon, and that we'll come back at noon, to take up these remaining agenda items."*

*Chairman Norton said, "Mr. Manager what time do we go off the air?"*

*Chairman Norton said, "1:00 [p.m.], so do you think that's adequate enough time to put in?"*

*Mr. Buchanan said, "We sent the crack intern to talk to the crack Chief Financial Officer, that tells us noon's the time."*

*Chairman Norton said, "So, that's good for time-specific and we're going to go with that, then."*

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

*Chairman Norton said, "Okay."*

*Mr. Buchanan said, "We could make it 12:05 [p.m.]."*

*Chairman Norton said, "At this point if we have to have be time-specific we will recess until noon and hopefully that will be adequate to be able to do the business we need to. So, at this point, we are recessed."*

*The Board of County Commissioners recessed 11:25 a.m. to 12:01 p.m.*

*Chairman Norton said, "We are going to call the meeting back to order. We've been on a recess waiting for some actions to be taken through our Finance Division and I think they're ready to go. Madam Clerk, call item M."*

M [12-0587](#)

ADOPTION OF A RESOLUTION ESTABLISHING TAX EXEMPT  
FINANCING COMPLIANCE POLICY AND PROCEDURES.

Presented by: Chris Chronis, Chief Financial Officer.

RECOMMENDED ACTION: Adopt the resolution.

*Mr. Chris Chronis, Chief Financial Officer, greeted the Commissioners and said, "This item pertains to a procedure that the IRS (Internal Revenue Service) is suggesting that we take to document the actions that the county will take and the responsibilities of the various officials of the county for taking those actions in regard to our tax exempt bond issuance. With every issue that we do, we have a document called a tax certificate, tax compliance certificate, that you approve as a part of that particular transaction. And that certificate sets out a series of procedures that we have to follow, in order to maintain the tax exempt status of those bonds for the investors in those bonds. The IRS now is suggesting that having those certificates attached to each individual transaction is not what they would prefer. Rather they would prefer that we have a standing policy that applies to all debt, that we issue, in addition to those certificates that we will continue to issue.*

*"So what you have before you is a resolution that establishes that policy and you also have in your backup materials the proposed procedures that we will follow with regard to those bonds. The actions that the policy calls for us to take are those actions that we already take. There is no material change in what we will do as a result of adoption of this policy. But in the opinion of our bond counsel, should we be audited by the IRS, having an existing policy that is on the books will be an advantage for us in that review by the IRS. And so, if there are any questions about the policy or the underlying procedures I would be happy to try and answer them for you. We also have in the room our bond counsel, Joe Norton, and his associate, Garth Herrmann, and they were responsible for the drafting of the policy and the procedure. And I'm sure they would be happy to answer any technical questions you have about them as well. If you have no questions, I would recommend that you approve the resolution that's before you."*

*Chairman Norton said, "So this just really codifies what we've already been doing anyway?"*

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

*Chairman Norton said, "Commissioner Ranzau."*

*Commissioner Ranzau said, "So Chris, this just codifies what we're already doing. This would not cause us to incur any increased cost of what we're already incurring, correct?"*

*Mr. Chronis said, "No. It formally places responsibility for compliance with the Chief Financial Officer, currently with me. And so, there will be some nominal additional work effort that I'm responsible for and the people who work for me will be responsible for to make sure that we document everything, but that's immaterial."*

*Commissioner Ranzau said, "Thank you."*

*Chairman Norton said, "Okay, I don't see any other lights, we've heard the*

*presentation. What's the will of the Board?"*

*MOTION*

*Commissioner Unruh moved to adopt the item.*

*Commissioner Skelton seconded the motion.*

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

*VOTE*

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

*Chairman Norton said, "Call the next resolution."*

**A motion was made by Commissioner Unruh, seconded by Vice Chair Skelton, that this Resolution be Adopted. The motion carried by the following vote:**

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

**Present:** 0

N [12-0595](#)

A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION BONDS, SERIES A, 2012, OF SEDGWICK COUNTY, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.

Presented By: Chris Chronis, Chief Financial Officer.

RECOMMENDED ACTION: Award the sale of each series of the bonds to the best bidder and adopt the resolution.

VISUAL PRESENTATION

*Mr. Chronis said, "Commissioners, several weeks ago you took action to authorize us to publish a notice of bond sale for today. We have taken bids on those bonds earlier this morning and what we are here today to do at this time is present you the results of that bond sale. And recommend that you adopt a bond resolution that will award the sale to the successful bidder. And I would like to spend a little bit of time talking about the results of the sale and the results that we received from the credit rating agencies since your last meeting. In the room to assist me once again we have Joe Norton and Garth Herrmann from the firm of Gilmore and Bell who are our bond council and they drafted the resolution. We also have Tom Calico who is with the firm of Springstead, Inc. As you know they serve as our financial advisor. I would ask Tom to come up at this point to talk to you about the results of the credit ratings that we received."*

*Mr. Tom Calico, Springstead, Inc., greeted the Commissioner said, "Good to be with you. As you know associated with each of the county's issues we applied for three credit ratings, we applied for three credit ratings associated with this issue, with Fitch, Moody's, and Standard & Poor's. All three agencies affirmed the ratings of AAA on all its outstanding debt issue as well, and assigned AAA rating to this debt issue as well. You have in your PowerPoint a summary of each of the credit rating agencies' reports. I won't go into detail, because it is, you'll see somewhat repetitive. But just to highlight, kind of, there's three central themes that emerge from each of these reports. One is that the county is very well managed financially. Has ample reserves and has conservative budgeting practices.*

*"The other is that the county has a demonstrated willingness to implement budgetary adjustments when necessary to restore balanced operations, and also, that the county's strong local economy and its location within a sizable economic center. So as I said, affirmed AAA from all three agencies, it puts the company in rarefied company and on behalf of Springstead [Inc.] we certainly congratulate you on that achievement."*

*Mr. Chronis said, "The general obligation bonds are providing money to do two things. First, we are providing \$4 million of funding to pay for two road projects that are in the*

county's Capital Improvement Program, 71st Street South from 135th Street West to K[ansas Highway]-42, and 183rd Street West from 71st Street South to K-42. Again, a total of \$4 million of bond proceeds will be used to fund those projects. In addition to that, we have approximately \$5.7 million of bonds that will be used to refund the bonds that were originally sold in 2005 by Sedgwick County. What you see here are the sources and uses of the bond proceeds. A total principal amount of bonds of \$9.73 million, along with a premium that was offered by the winning bidder of \$657,000, nearly, for total proceeds, total funds available for use, amounting to \$10,386,908.

"The uses of those funds will be \$4 million for the road improvements that I mentioned. We will deposit \$6,190,000 and change in an escrow fund to be used to redeem the 2005 bonds. And the cost of the transaction will amount to a little bit less than \$200,000, \$99,500 will go for underwriters discount, the compensation to the underwriter for this transaction, and a total of \$97,298 are the transaction costs that we will pay for the rating services, the printing and so forth. The refunding portion of the bonds provides significant savings to the county in future debt service obligations. We have a present value savings from the refunding based on the winning bid of \$341,415, which represents 5.9 percent of the refunded debt service. So it is a significant reduction in the amount of debt service that we will have to pay over the remaining life of those 2005 bonds that were sold some years ago.

"It is an extremely successful sale. We received four bids. And you see here the true interest cost, that is the all-in cost of each of the bidders. The winning bid from the firm of Stifel, Nicolaus & Company is less than 2 percent, 1.9999 percent. We received two nonconforming bids, which means that two bidders did not fully comply with the specifications of the structure of the bids. And so those bids would have been rejected had they been the low bid, neither of them were the low bid. The other conforming bid was from Jefferies and Company at a true interest cost of 2.27 percent.

"Now, to put that in perspective, what you see on this chart is the historical interest rates that we have paid and that have existed in the marketplace. The reddish dots represent the interest rates on various past bond issues. The blue line represents the index for municipal bonds that we can compare ourselves against. You can see that in most years, Sedgwick County's debt has been sold at less than the market rate, less than the index rate. That's a function of the fact that Sedgwick County is has a AAA credit. So we receive a little bit better rate as a result under normal circumstances. This year, our rate of 1.99 percent, right at 2 [percent], is substantially less than the index which is nearly 4 percent for this kind of debt.

"So it was an extremely successful sale, one that we're very happy with and one that will save taxpayers in the years to come because of the reduction in debt service on those 2005 bonds.

The resolution you have to adopt was drafted by Joe Norton and Garth Herrmann from Gilmore and Bell and I would ask Joe to come up and walk you through a very abbreviated summary of that resolution and answer any questions that you might have about the contents of the resolution."

Chairman Norton said, "Welcome Joe, and this is going to be an abbreviated version?"

Mr. Joe Norton, County Bond Counsel, Gilmore and Bell, greeted the Commissioners and said, "I've heard that twice now in the past five seconds so I think it will be very, very abbreviated. As Chris indicated I'm Joe Norton with Gilmore and Bell, the county's bond council. We prepared a resolution in a form which you have adopted many times

*in the past, which sets forth the basic repayment terms of this bond issue over the life of the issue. You passed a resolution last time that we were here that basically said go forward and sell these bonds. The new money component has a 20 year maturity. The refunded component requirements was that we basically match the maturity schedule of the 2005 bond and achieve at least a 3 percent present value savings. As Chris indicated that savings is almost double what your parameters were. The structure meets the guidelines, so this resolution will insert the interest rate bid by Stifel [, Nicolaus & Company], actually lower the principal amount of about \$400,000 and some based on the premium bid, we thought we were going to have to issue more bonds, and establishes the basic terms and conditions. I'd be happy to go into more detail, but that's the basis of the transactions."*

*Chairman Norton said, "Two percent, under two percent is pretty phenomenal, isn't it?"*

*Mr. Norton said, "It's amazing. I think Tom indicated to us earlier upstairs that the 10-year treasury and 30-year treasury hit record lows yesterday. So timing was impeccable."*

*Chairman Norton said, "Well my, the day with bonding goes back to my days on the finance committee of a small city, Haysville. And I can remember we jumped up and down when we got down to 7 percent on some of our bonds. We went from an 8.5 [percent] to 7 [percent] one time and we were all, I mean, it was celebration, high fives and I can't even believe under two. I mean, that's pretty amazing, that's pretty good use of the money. I would suspect that the AAA ratings have something to do with that."*

*Mr. Norton said, "Very much. Very much. The markets are good and your rating is excellent."*

*Chairman Norton said, "Okay good. At this point...Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Just a quick question tied to the...have the number of other governmental bodies that have the same credit ratings as Sedgwick County enjoys changed much recently or has that been fairly stable?"*

*Mr. Norton said, "I haven't tracked them individually. Maybe Chris has an answer to that."*

*Mr. Chronis said, "I have a partial answer. I have not received information from one of the three credit rating agencies in response to my request for just that information. But I have learned that there are only 38 counties in the United States that have AAA ratings from even two of those agencies, Fitch and Standard & Poor's. Only 38 counties have a AA ratings from both of those, I'm sorry a AAA rating from both of those agencies and Sedgwick County is one of those 38."*

*Commissioner Peterjohn said, "Thank you."*

*Chairman Norton said, "Okay. At this point unless there's any other questions of Chris and Joe, I would entertain a motion."*

MOTION

Commissioner Skelton moved to award the sale of each series of the bonds to the best bidder and adopt the resolution.

Commissioner Unruh seconded the motion.

Chairman Norton said, "Commissioner Ranzau."

Commissioner Ranzau said, "Thank you, Mr. Chairman. I just have a few abbreviated comments I'd like to make. Now this contains two things, the road and bridges and the resale of bonds. Now, I've supported the resale of bonds in the past but the roads and bridges, the buying on a yearly basis is some I'll oppose and I'll say a few things and remind my fellow colleagues. We're spending \$5 million a year in principle and interest in order to get \$4 million worth of roads and bridges. Over the next 20 years we're going to spend \$109 million instead of \$80 [million].

"That doesn't make sense to me, but that must be some of that sustainable development that you're talking about all the time I guess. But I'm going to support this particular resolution because we've already done it and if we turn back now it would look bad on us.

"But I'll continue to aggravate, or...we'll, I'll continue to aggravate you too, but I'll continue to advocate that we not borrow habitually on these roads and bridges because I don't think it's necessary and doesn't help us in the long term and I don't believe that in fact is sustainable development. Thank you."

Commissioner Skelton said, "I'm not aggravated, I love you brother."

Commissioner Ranzau said, "All right."

Chairman Norton said, "Are we on the air? Okay...Commissioner..."

Commissioner Peterjohn said, "Well, Mr. Chairman I'm just going to make the comment like I have in the past, the largest chunk of what we're doing today is the equivalent of refinancing, like refinancing a house for instance a mortgage on a home. And the thing that is, I think, compelling in the case that we have in front of us here is not, in part the interest rate, but also the fact that we're able to undergo these transactions. The credit markets are quite uncertain at this point in time and there's a lot of not only black swans but I'm hearing some talk about lions, and without making this sound like the zoo, the hidden lions that are out there I think we need to proceed in this case take advantage of the refinancing before, while this opportunity exists so I'll be supporting this motion this afternoon. Thank you."

Chairman Norton said, "Okay, I see no other lights. We have got a motion on the floor. Madam Clerk, call the vote."

VOTE

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

*Chairman Norton said, "Next item."*

**A motion was made by Vice Chair Skelton, seconded by Commissioner Unruh, that this Resolution be Adopted. The motion carried by the following vote:**

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

**Present:** 0

- O [12-0594](#) RESOLUTION REQUESTING THE SEDGWICK COUNTY PUBLIC BUILDING COMMISSION TO PROCEED WITH THE ISSUANCE OF REFUNDING REVENUE BONDS, SERIES 2012-1 (JUVENILE JUSTICE COMPLEX); RATIFYING THE EXISTING BASE LEASE AND LEASE RELATING TO SUCH TRANSACTION; AND AUTHORIZING THE EXECUTION OF CERTAIN RELATED DOCUMENTS.  
Presented by: Chris Chronis, Chief Financial Officer.

RECOMMENDED ACTION: Adopt the resolution.

*Mr. Chronis said, "Commissioners, this item is a pure refunding of debt that was issued in 2003 by the Public Building Commission (PBC) to finance a portion of the juvenile justice complex. Once again, because of market conditions, we have an opportunity to significantly reduce the county's annual debt service obligation for those bonds.*

*"The credit ratings again are AAA, and so I won't spend time going over that material, it's exactly the same as what you've seen before. These bonds will mature between 2013 and 2023, which is the same remaining term as the original debt. And the bonds, as [Sedgwick County] PBC debt, will be leased revenue bonds that are secured by lease payments that Sedgwick County will make to the Public Building Commission and which the Public Building Commission will then use to pay off the debt.*

*"We are proposing to sell a total of \$14,065,000 of bonds. Once again we received a premium bid, meaning that the winning bidder is proposing to pay us more than the amount of debt that we are selling to the tune of about \$567,000 in this instance. So we will have a total of \$14,632,000 of proceeds that will be used to redeem the debt, and pay the costs of the transaction. A total of \$14,468,000 will go into the escrow fund to redeem the 2003 bonds, a total of \$60,000 and change is the underwriter's discount and a total of \$102,000 and change are the costs of the transaction.*

*"The present value savings of these bonds exceeds \$1 million. \$1.17 million of present-value savings. That is, in relation to the refunded debt service, a total savings of 8.72 percent, so significant savings from this transaction. The winning bidder in this instance was KeyBanc Capital Markets [Inc.], which is attached to KeyBanc [Capital Markets Inc.] out of Cleveland, Ohio. You see the range of bids that we received and the number of bids that we received. The winning bid, the one that we are recommending to you, is 1.52 percent.*

*"The action that is before you is a resolution that requests the Public Building Commission to award the sale to KeyBanc, and that ratifies the existing leases that obligate you to pay the Public Building Commission an amount of money each year as a lease payment that is sufficient to be used by the PBC to pay their debt service obligation. Once again, Joe Norton drafted the resolution that's before you. We have Tom Calico in the room who can talk about the terms of the transaction, the ratings that we received, if you have any questions about any of that I would be happy to ask either of them to come up and answer any of them. If you have no questions I would recommend that you adopt the resolution that's before you."*

*Chairman Norton said, "Pretty straight-up as I see it and very significant savings. So at this point I don't see any lights. I would entertain a motion."*

MOTION

*Commissioner Skelton moved to adopt the resolution.*

*Commissioner Ranzau seconded the motion.*

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

**VOTE**

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

*Chairman Norton said, "Good work. Thanks, Joe and Tom, for being here today and pretty pleased, that's good work of the finance committee to get us some savings on our debt load. That's always good. Is there anything else to come before us today? I'd call for 'other'? We're getting close to adjournment. Nothing else to come before us? In that case, we're adjourned."*

**A motion was made by Vice Chair Skelton, seconded by Commissioner Ranzau, that this Resolution be Adopted. The motion carried by the following vote:**

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

**Present:** 0

**OTHER**

**EXECUTIVE SESSION**

**ADJOURNMENT**

*There being no other business to come before the Board, the Meeting was adjourned at 12:25 p.m.*

*BOARD OF COUNTY COMMISSIONERS OF  
SEDGWICK COUNTY, KANSAS*

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*TIM R. NORTON, Chairman  
Second District*

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*DAVID M. UNRUH, Commissioner  
First District*

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*KARL PETERJOHN, Commissioner*  
*Third District*

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*RICHARD RANZAU, Commissioner*  
*Fourth District*

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

ATTEST:

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*Kelly B. Arnold, County Clerk*

APPROVED:

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