

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
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Meeting Minutes - Final

Wednesday, September 26, 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, 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 9:03 a.m. on Wednesday, September 26, 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; Ms. Becky Tuttle, Project Manager, Health Department; Ms. Lorien Schowalter, Management Intern; Mr. Joe Thomas, Acting Director, Purchasing Department; Ms. Amanda Matthews, Coordinator, Communications; and Ms. Angela Lovelace, Deputy County Clerk.

GUESTS

Mr. Joe Norton, Bond Counsel, Gilmore and Bell

INVOCATION: Moment of Silence.

FLAG SALUTE

ROLL CALL

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

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

PROCLAMATIONS

A [12-0739](#) PROCLAMATION DECLARING WALKTOBER.
Read by: Chairman Tim Norton.

RECOMMENDED ACTION: Adopt the proclamation.

Chairman Norton said, "Commissioners, I have the following proclamation to read into the record;

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

WHEREAS, October is National Walking Month and offers beautiful weather with moderate temperatures perfect for walking; and

WHEREAS, the surgeon general recommends we get 10,000 steps, or the equivalent of physical activity, each day; and

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

WHEREAS, walking can help maintain a healthy body weight and reduce the risks of chronic diseases and stress related illnesses; and

WHEREAS, the Sedgwick County Health Department, in collaboration with the Health and Wellness Coalition of Wichita, is engaging schools, worksites and the community by encouraging participants to visit local attractions to keep their walks interesting.

NOW, THEREFORE BE IT RESOLVED that I, Tim Norton, chairman of the Board of Sedgwick County Commissioners, do hereby proclaim October 2012 as

'WALKTOBER'

in Sedgwick County and encourage citizens to step up by stepping out for better health.

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

MOTION

Commissioner Skelton moved to adopt the Proclamation.

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, "And accepting the proclamation is Becky Tuttle with the Sedgwick County Health Department."

Ms. Becky Tuttle, Project Manager, Health Department, greeted the Commissioners and said, "Good morning. I'm happy to be here today to accept the proclamation for Walktober. This is one of my favorite events of the whole year. In an effort to promote physical activity in Sedgwick County, the Sedgwick County Health Department is making plans to observe National Walking Month with Walktober. And I always joke during the month of October, I often say Walktober, so it's really hard to keep them separate. October is ideal for walking, the temperatures are great, the colors get beautiful with the leaves, the vacations are over and the holidays haven't yet arrived."

"We began, at the Sedgwick County Health Department, we began Walktober in 2009, and this program has grown significantly since then. That first year, our efforts focused primarily on schools in USD 259, and we only had three schools participate and just one or two work sites."

"Over just the past few years, Walktober has expanded and now this year we have 14 schools registered, close to a half dozen work sites who are participating and this year we're also including members of our community. For the past two years, our efforts have been in collaboration with the Health and Wellness Coalition of Wichita, and one of my colleagues is here to help celebrate Walktober. This partnership has been an effort to expand our reach and share resources."

"Walktober is a monthly program that is designated for Sedgwick County residents to incorporate walking into their daily life. This is an opportunity to encourage residents to make walking a priority in October and beyond. We don't want people just to walk for 31 days and stop. We want people to keep walking, but this is just a good way to get them started. It's a perfect time to get people into a regular walking routine that will carry them right through the winter, spring and hopefully into summer. Walking is practically free. You just need a pair of comfortable shoes, and it makes it an excellent form of physical activity."

"Why do we need a month designated just to put one foot in front of another? On average experts say we take a fraction of the steps we need each day, and walking is an easy exercise that packs powerful benefits, such as weight management, blood pressure control and it also decreases your risk of heart attack, lowers your risk of stroke and also protects against hip fracture, and for me personally, it's an excellent stress reliever."

"It's recommended to get at least 30 minutes of physical activity five or more days a week, and walking can be a great way of reaching that goal. If you need help putting your best foot forward, try taking a lap around the grocery store before you actually do your shopping, that's one of my favorite tricks, or park at the farthest space away from your destination so you have to get some extra steps before you actually get where you're going. Walk during your breaks at lunch. you can also walk if you have errands to run that don't require a lot of physical lifting, such as if you have to go to the pharmacy or the post office, and walk your kids to school. Also think about enjoying the last few days of daylight savings time and take the family for a walk after dinner."

"As part of Walktober 2012, schools, community organizations, community members and work sites have all been invited to get involved in the challenge. Work site"

participants will receive a calendar to track their minutes during the 31 day program, and we gave you all one so that you can look at it. Tony did an outstanding job. This is one of my favorite pieces that he's developed for us. We have work sites that want to get involved, and they will receive a challenge card automatically. And if community members want to receive one, they can go to the Sedgwick County website at www.sedgwickcounty.org or Health and Wellness Coalition website at hwcwichita.org to download a calendar so they can use it as their own tracking tool.

"Community members can also have the opportunity for free or discounted admission rates at venues in Sedgwick County to get them more excited about walking, such as Botanica, City Arts and Exploration Place. If anyone is interested in the audience in getting a card, my colleague has some extras today, so she's willing to pass some out. Again, thank you for this opportunity to accept the proclamation, and I hope each of you will participate in Walktober and get a great start with the first step towards physical activity and good health."

Chairman Norton said, "I know one of your partners is the Health and Wellness Coalition, and you might want to introduce your colleague."

Ms. Tuttle said, "Debbie Williams is with me from the Health and Wellness Coalition."

Chairman Norton said, "Well, thank you for being here, Becky. You know, I am on the Health and Wellness Coalition Leadership Team. This is one of those events that we discussed at length to bring to the community to encourage physical activity. I think we found that good nutrition and physical activity are two of the cornerstones of good health, and this is one of those times when we can promote that in our community and encourage people to take that 10,000 steps a day. So thanks for being here today. Commissioner Peterjohn."

Commissioner Peterjohn said, "Well, thank you, Mr. Chairman. I was going to say that I've tried to do the walking route, but my kids keep trying to get me to do the bicycling or jogging, or if they can get me to the Y[MCA], we used to do the swimming route quite a bit. When I look around this community, and attending my children's school events, and they're in separate schools, one in elementary, one in middle school, you know, I look around at the kids there, and I don't see many kids, I hear these reports that the kids are overweight. At least the kids I see, I don't, that's not the case and particularly my son's compatriots on the sports team where he's playing at the moment. But I see an awful lot of people in my neighborhood jogging, bicycling, and if I go to places where you've got swimming, whether it's the Y or elsewhere, there an awful lot of activity going on in this community, and I think that's a really good sign."

Chairman Norton said, "Well, one of the things I dovetail on, you talk about people out walking and running, and the more that we can put in bike paths and walking paths and sidewalks and parks that have those amenities in them, the better our community will be, because for generations we kind of went away from sidewalks in neighborhoods, and that made it pretty hard for people to walk, and we kind of had a movement to go back to that in neighborhoods and in critical areas and particularly in parks. So we have an obligation to make walking and biking an activity more prevalent in our community, and some of that is infrastructure. It just dovetails on that. Thank you for being here today, Becky."

Ms. Tuttle said, "Thank you."

Chairman Norton said, "And all the luck in the world."

Ms. Tuttle said, "Thank you. Happy Walktober."

Chairman Norton said, "Madam Clerk, call the next item."

A motion was made by Vice Chair Skelton, seconded by Commissioner Unruh, that this Proclamation(s) be Adopted. The motion carried by the following vote.

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

Present: 0

NEW BUSINESS

B [12-0741](#)

SELECTION OF A VOTING DELEGATE AND ALTERNATES FOR THE KANSAS ASSOCIATION OF COUNTIES (KAC) 37TH ANNUAL CONFERENCE.

Presented by: Chairman Tim Norton.

RECOMMENDED ACTION: Select voting delegate and alternates, and complete certification.

Chairman Norton said, "Commissioners, we will be attending the KAC (Kansas Association of Counties) conference here in November, and we have to have a voting delegate and an alternate, and I would open the floor to discuss that and for us to pick a voting delegate and an alternate. Commissioner Skelton."

Commissioner Skelton said, "Are all Commissioners planning to attend that conference? Do you know, sir?"

Commissioner Peterjohn said, "I'm planning to attend."

Commissioner Unruh said, "I'm planning to attend."

MOTION

Commissioner Skelton moved to appoint Commissioner David M. Unruh as the voting delegate and Commissioner Karl Peterjohn as the alternate for the Kansas Association of Counties conference.

Commissioner Unruh seconded the motion.

Chairman Norton said, "Well, we have a motion and a second. Is there any other discussion? We're all going to be there. I'm the President of the Kansas Association of Counties this year, so I may be busy. So it's good that we have two other Commissioners that would be willing to be the voting delegates."

Commissioner Peterjohn said, "Mr. Chairman, I think it would be bad form if you weren't there."

Chairman Norton said, "I'll take that into consideration. We have a motion and a second for voting delegates for our annual conference. Madam Clerk, call the vote."

VOTE

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

Chairman Norton said, "Next item."

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

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

Present: 0

C [12-0737](#)

A RESOLUTION AMENDING AND SUPPLEMENTING RESOLUTION NO. 53-2012 WHICH AUTHORIZED CREATION OF A STORM WATER DRAINAGE IMPROVEMENT DISTRICT FOR GREENWICH PLAZA ADDITION. DISTRICT 5.

Presented by: Joe L. Norton, Gilmore & Bell, P.C., Bond Counsel.

RECOMMENDED ACTION: Adopt the resolution.

Mr. Joe Norton, Bond Counsel, Gilmore and Bell, greeted the Commissioners and said, "On April 18th, the Commission passed a resolution unanimously approving the Storm Drainage District near 31st [Street] and Greenwich Road for the Greenwich Plaza Addition. There are three parcels in that benefit district. You can see them on the screen before you. The method of assessment is based on a per square foot area, so each lot bears a proportion that shares the cost of improvements to the size of the lot.

"After your approval of that resolution, Public Works went out for bids, and the bids came in higher than the engineer's estimate and the authorizing resolution, which was approximately \$35,000. A new petition has been submitted to the Public Works department, approved and reviewed, and the resolution before you would authorize the increase in amounts from \$35,000 to approximately \$60,500 to allow this project bid to be accepted and the project to go forward. The amended petition is signed again by 100 percent of the property owners liable for the assessment; they've consented to the increased cost. And now I request your approval of that increased cost by adopting the amending resolution. Jim Weber of Public Works is here to stand for any technical questions you may have. Otherwise, I would also stand for questions if you have any."

Chairman Norton said, "You've heard the presentation from Joe Norton. What is the will of the Board?"

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, "Next item."

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, Chairman Skelton, Chairman Norton and Vice Chair Unruh

Present: 0

D [12-0744](#) A RESOLUTION AUTHORIZING THE SALE OF THE GREYHOUND
PARK TOWER.

Presented by: William Buchanan, County Manager.

RECOMMENDED ACTION: Approve the agreements, related documents and resolution.

Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "A number of questions have come up in the last day and this morning, and I would recommend that we defer this item. We'll bring it back when we are sufficiently prepared to answer those questions. I need you to understand that the offer to purchase this expires this week. There's no reason for us to be, there's all the reason in the world to be optimistic that we can get an extension on that offer, and I don't think, I do not believe that will be a problem. Mr. Chairman, I would recommend we defer this item."

Chairman Norton said, "You've heard the recommendation. What's the will of the Board?"

MOTION

Commissioner Skelton moved to defer Item D.

Commissioner Ranzau seconded the motion.

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

VOTE

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

Chairman Norton said, "Thank you, Mr. Manager. Next item."

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

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

Present: 0

E [12-0063](#)

PROGRAMS IN THE CRIMINAL JUSTICE SYSTEM.

Presented by: William P. Buchanan, County Manager.

RECOMMENDED ACTION: Receive and file.

Mr. Buchanan said, "Thank you, Amanda. Good morning, Commissioners. This is a review of the Criminal Justice System for the month of August. We always start with the existing programs.

"You'll see that in the month of August for the booking, the numbers are down compared to August of 2011. The Detention Facility is up, and that's not surprising when you see the rest of the numbers. Work release is down a little bit, and that's good. And out of county is down significantly. Therefore, we have more people coming back and in our facility and less people out of county. And that's why the facility numbers are up.

"You see the municipal inmates, a snapshot of one day, the last day of the month. Wichita's inmates being held solely for another municipality, all other inmates are at 90 percent, 90 percent plus five. These are inmates that are on municipal holds only, so there's no other charges. This is municipal holds. Bookings and releases, 2012, compared to 2011 of August, the bookings are down, so are year-to-date bookings. Releases, of course, because the bookings are down and year-to-date bookings are down, one would expect the releases to be down also proportionally, and year-to-date releases are also down.

"The average length of stay is one that we watch pretty closely. In 2012, in August, the length of stay and booking is the same. The year-to-date booking is down, so we've made some progress over the past eight months. You'll see that the housing days are up, and that's a little concern, and we need to work on that a little bit harder. Year-to-date housing is down, and we understand that. But the combined are up. The year to date remains down. So August was a little harder month for us.

"The trends, you'll see that the number keeps going down for the total, but this only includes year-to-date annual 2004 to August of 2012. And so we have eight months of figures which are still lower than the previous several years, and that's a good sign. This is also a significant trend. This tells us month to month what's going on, and you'll see that the 1,428 in August, average of August, is a low number. It's one of the lower numbers that we have on that whole chart, and so that trend continues to be good. Currently, today's date, we are 1,447 folks in the system, and that's a little higher than August, but I think the September is going to come out pretty well.

"Adult supervision, we have programs that keep people out of the jail, and we continue to work on those programs. Day Reporting numbers are down. Pretrial Services remains about the same. Corrections, Adult Intensive Supervision is down a little bit. But remember, bookings are down and that would reflect in some of these numbers. Adult residential is up by one. District Attorney Diversion is up a little bit; SCOAP (Sedgwick County Offender Assessment Program) and the Sedgwick County Drug Court are about the same from the previous month-to-month comparison.

"Other funded, you'll see that the other funded groups are also, which the one that's a little trouble some is Wichita Drug Court Diversion is 86 compared to 161, and we're trying to determine why that is. Probation numbers are about the same. DUI (Driving Under the Influence) diversion is, again, less, but again, we've had less bookings in a

month. And probation for the 18th Judicial District is up slightly.

"The BICE (Bureau of Immigration and Customs Enforcement) holds, again, pretty much the snapshot month-to-month, this is a snapshot on one day, 31 hold, 2.1 percent of the population of all inmates with BICE have other charges against them. The felony inmates, 142 are sentenced to felony time in the Sheriff's custody, and that's 9.7 percent of the population.

"You recall the CJCC (Criminal Justice Coordinating Council) has a number of initiatives. This chart may look different next month, because the CJCC meeting tomorrow, we're going to talk about these work groups and have they outlived their usefulness, do we need to have different ones, and so there is going to be a whole review of which ones are appropriate and relevant, and so work continues on one-stop shop. I know that's a priority, and Tim Kaufman in our weekly meetings is working with existing staff to see how we can institute that with some, little or no costs, and we're having some help from some consultants to help us figure that out. And so, Mr. Chairman, that's the report for the month of August 2012."

Chairman Norton said, "Good report. I'm sure we'll have some comments. I'd like to kick it off today. Two issues that I've kind of struggled with since we started down the path of changing some of the things we do and going to some evidence based programs. One is the mental health pod. You talk about mental health one-stop shop and mental health court, but another part of that continuum is we try to think about safety and services to those that are incarcerated that have mental health issues, is the mental health pod. Have we moved that forward any? Is that still just kind of on hold? What are we doing there?"

Mr. Buchanan said, "I believe that also is on the agenda for tomorrow's CJCC meeting. Lorien, is that correct, on the mental health pod?"

Ms. Lorien Schowalter, Management Intern, greeted the Commissioners and said, "They're discussing it in the [Inaudible] subcommittee."

Mr. Buchanan said, "They're discussing it in the subcommittee. So yes, it's moving forward."

Chairman Norton said, "Well, that's something that I'm still interested in. I know we obviously have to think about funding and some other things, but that continues to be a concern as we know that part of the population in our jail and incarceration population has mental health issues and that compounds some of the other issues in the jail.

"The second thing is, from all the studies we did, one thing that came up was the stress on the Public Defender's office, and what their caseload looks like. Have we gone back and analyzed that again? Because that could have to do with length of stay, you know, if there's a bog-down in the Public Defender's office, if there's not enough, if there's too high a caseload and they're not getting to cases and there are a lot of continuances, have we looked at that again recently to think about that?"

Mr. Buchanan said, "Not that I'm aware of, but that's something certainly, again, we can talk about at CJCC tomorrow, and maybe get some analysis done, because the continuations in the Criminal Justice System, continuation for people going to trial means oftentimes more time in the jail and so the faster and the more speedy we can

get people in the courtroom, the better off we are.”

Chairman Norton said, “Well, and Commissioner Unruh and Commissioner Peterjohn may have a better perspective on that since they've been on the Criminal Justice Coordinating Council, but that was one of the recommendations that came out of a couple of studies to take a look at that, and I don't know that we've ever moved too forward on that, and I'd like to hear a little more about it. Do you have other questions? Commissioner Peterjohn.”

Commissioner Peterjohn said, “Thank you, Mr. Chairman. Bill, let me ask you kind of a question, because we've been involved in so many software upgrades. Can you tell me for this report how much of this report you had to prepare manually as opposed to was able to pull up off of any of the software, and we could get these kind of, relatively speaking, with some of the improved software that we're working with, or is this still pretty labor intensive on some of the data you have for us monthly.”

Mr. Buchanan said, “I'm going to have to defer to Richard Vogt, and he's not here, and we'll get back to you. Because he's the one that helps generate the information along with a number of other staff.”

Commissioner Peterjohn said, “Because I know software upgrade is a big part of what we're trying to do, and having that information. You've got some of the material. I know I've pressed you on the past with the folks with the immigration holds and the folks who are convicted felons who are serving their sentences here instead of the Department of Corrections, and I share that for my colleague who will be the alternate, or who will be our delegate instead of the alternate to our KAC meeting, because that continues to be a concern and an issue for me.

“The public defender issue that the Chairman raised is interesting, but I want my colleagues to think about it in this context. One of the reasons I voted against our budget for 2013 was I thought that the mental health pod would be a higher priority, and compared to, say, the \$30 million we're looking at spending in tax funds, albeit only half of that is county tax funds, the [Heartland] Preparedness Center in my view is a lower priority than having that mental health pod. So we get into these situations. It's reality, I mean, economics is the allocation of scarce resources, and we have to figure out what we can afford and can't afford. If we spend \$30 million for a Preparedness Center, which might be one of those things in my view that would be nice to have as opposed to something that would be a higher priority, that I think is important for this community to have, like a mental health pod, we've got these trade-offs. Also, just as a point, I saw some media coverage on this recently, and Sheriff Hinshaw had come back with us with a figure that, I think, was well below the \$750,000 that's been quoted, and we've got some onetime costs and would have an ongoing operational cost, but I think the price tag on that facility would go down, but we're talking about a cost that's a six figure cost as opposed to what you're talking about with this new Preparedness Center, which is an eight figure costs, a couple orders of magnitude higher.

“So, I pretty much appreciate the Manager's report this morning and the interest in the mental health pod, but we've got trade-offs, and we've made decisions. If we want to reexamine our priorities, I'm certainly open to that, but I think we need to put this in the bigger context, because we've got these decisions, and not all of them are public safety related. If we make an additional appropriation like we did last week, you know, that's a trade-off, too, what the economists would call an opportunity cost, and when

you decide to spend something on A, you can't spend it on B. Thank you, Mr. Chairman."

Chairman Norton said, "Commissioner Skelton."

Commissioner Skelton said, "Well, respectfully, this Commission had an opportunity to obtain a federal grant for the mental health pod a few years ago, and it was declined. Okay? And that, to me, is opportunity cost. You know, the County has a multifaceted mission here.

"We have many responsibilities, and certainly when it comes to public emergency preparedness, that is one that we cannot ignore. We always have problems here. One of the problems we still have is we have no mental health pod, and I'm very much in support of finding a way to get a mental health pod, and I would be very much supportive in trying to find a, maybe another federal grant that may become available to fund a mental health pod. A mental health pod will reduce the legal liability of a county.

"And I think we owe it to our next sheriff, okay, to give him the proper facilities that he might need to lessen the legal liability that the county faces because we do not have this mental health pod. People that are inmates there receive better care. They have trained staff that understand mental health issues. They get better rehabilitation. And a final point, and I can't remember the exact number, but we have presentations by COMCARE here quite a bit, and I think it's over 100,000 people call in a year for help for mental health related issues. That's, to me, a direct relation here. There is a correlation of why we need a mental health pod if we've got those kind of numbers coming in to COMCARE, people looking for help. So those are my comments, Mr. Chairman."

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

Commissioner Unruh said, "Thank you, Mr. Chairman. Well, I am highly in favor of us pursuing a mental health pod as a management tool for our Sheriff. It's, I think, important. It's a best practice. It's what large, all large jails, I shouldn't say all, but most large jails across the country have a mental health pod because the sheriff or the manager of the jail sees that as a critical component of their management tools. So we need to pursue that. I appreciate Commissioner Peterjohn's comment, that that's one of the reasons he voted against our budget, but I would remind the Commissioner that three years ago we had the opportunity for the federal grant, and three commissioners at that time said we don't want \$750,000 of a federal grant to help us establish a mental health pod.

"I know it's three years later, and I shouldn't be as agitated as I am about that, but the fact of the matter is, we had funding to do the capital improvement necessities and fund that for two years at that time, and for some reason, three commissioners voted against us pursuing that grant. We've lost that opportunity, but that doesn't eliminate the need for the mental health pod, and I think that we need to do what we can to move forward with that. As Commissioner Skelton said, it not only is the best practice and not only helps those folks that we have in detention, but it helps the Sheriff in managing the population. So we need to, I think, make that one of our priorities. That's all I have, Mr. Chair."

Chairman Norton said, "At this point, I don't any other lights. 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

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

Chairman Norton said, "Next item."

A motion was made by Commissioner 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, Chairman Skelton, Chairman Norton and Vice Chair Unruh

Present: 0

CONSENT

F [12-0730](#) Three (3) Right of Way Easements for Sedgwick County Project 772-Q: 383rd Street West between Maple and Harry. District 3.

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

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

Present: 0

G [12-0731](#) Two (2) Temporary Construction Easements for Sedgwick County Project D-637-36; 75th Street South between 143rd Street East and 159th Street East. District 5.

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

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

Present: 0

H [12-0734](#) Two (2) Right of Way Easements and One (1) Temporary Construction Easement for Sedgwick County Project 590-10-2700; Bridge project on 117th Street North between 247th & 263rd Streets West. CIP# B-463. District 3.

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

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

Present: 0

I [12-0752](#) Approval to sponsor an agreement between the Board of County Commissioners and McConnell Air Force Base (AFB), United States Air Force (USAF) for participation in the 2012 "Wings Over McConnell" air show.

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

No: 2 - Commissioner Peterjohn and Commissioner Ranzau

Aye: 3 - Chairman Skelton, Chairman Norton and Vice Chair Unruh

Present: 0

J [12-0715](#) A resolution adopting revised policies regarding investments, county credit cards and petty cash funds.

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

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

Present: 0

K [12-0760](#) A Staffing Table Adjustment to the Metropolitan Area Building and Construction Department.

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

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

Present: 0

L [12-0761](#) Authorization to hire the Metropolitan Area Building and Construction Department Director above the minimum.

A motion was made by Commissioner Ranzau, seconded by Vice Chair Skelton, that this Consent be Deferred. The motion carried by the following vote.

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

Present: 0

M [11-1315](#)

General Bill Check Register.

Mr. Buchanan said, "Commissioners, you have the consent agenda before you, and I would recommend you approve it except for Item L, and we're not prepared to bring that information to you, and we would want to defer that probably for a week."

Chairman Norton said, "Okay, Commissioner Ranzau."

MOTION

Commissioner Ranzau moved to adopt the Consent Agenda with the exception of Item I and Item L.

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, "That would defer Item L and leaves Item I to be dealt with, so at this point, we'll have a discussion about [Item] I. Commissioner Ranzau."

Commissioner Ranzau said, "Thank you, Mr. Chairman. Yeah, I just don't believe that item I is the proper use of local property tax funds. I don't think that's why we levy property taxes. I understand the desire to support McConnell [Air Force Base], but I don't think this is an appropriate way to do that. I don't think it will have an effect on whether or not the tankers stay or go. So that's why I ask that be removed off and voted on second. I appreciate it. Thank you."

Chairman Norton said, "Okay, Commissioner Skelton."

Commissioner Skelton said, "I appreciate that. You know, I remember Commissioner Ranzau's viewpoint. I share a different perspective. I mean, with an active duty strength of over 3,000 airmen and total force strength of nearly 6,000, payroll for this community that's about \$525 million, the [McConnell Air Force] Base spends about \$3.4 million in construction a year, and most of those are local firms, local suppliers. Anyhow, as a result of the base being here, we generate other economic activity, and the information I got from the base tells me that's another 2,500 jobs for our community. Okay? Civilian jobs, private jobs, private sector people servicing the base.

"I think it's important that Sedgwick County partner with other organizations, including the Friends of McConnell. I believe this provides a critical and social economic link between the community and military leaders. What we're doing is we're helping sponsor

the [Wings over McConnell] Air Show here, and we want to help familiarize the public with our base and our national defense posture. Okay? This is, I think, a bi-annual event, and it's important that our military have this open house to let us in, and they need sponsorship, and I think Sedgwick County needs to step forward and provide this \$10,000 for that purpose. It's estimated that this year's open house could draw as many as 150,000 people, and that's from all over Kansas. That's going to have a good economic impact. So there's going to be a variety of vendors, flight displays, acrobatic demonstrations, and I think we owe it to our airmen. They served all over the world, Kuwait, Qatar, UAE (United Arab Emirates), Oman, Saudi Arabia, Tajikistan, Pakistan, Afghanistan, and Europe. Okay? So I think we need to reach out and use this as a symbolic way for the County to reach out and shake their hand and show them our thanks for defending our country. Those are my comments, Mr. Chairman."

Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. Well, I agree with the comments of Commissioner Skelton, that we need to be supportive of McConnell Air Force Base and those other groups that are also supportive, like the Friends of McConnell for all the reasons that the Commissioner listed in his comments, but in order for us to be supportive of McConnell Air Force Base and at the same time I think, you know, remove any impression that we are not being good stewards of county resources, Mr. Chairman, if it's all right, I would just make a motion that we treat our support of this Air Show at McConnell as a grant, that we grant this amount of money and that we not participate in the chalet [tent] program."

Commissioner Skelton said, "Tickets and all of that."

Commissioner Unruh said, "Whatever the benefits are that are associated with that, but that we just simply grant this \$10,000 to McConnell Air Force Base for the Air Show and that we not participate in the other activities of the chalet, I suppose that at this late date they may already have the chalet up, so whoever is out there can walk through it and get shade from the sun, or whatever they intend to do. But, I think we should be supportive and we don't need the, quote, perks that go along with it."

MOTION

Commissioner Unruh moved to grant \$10,000 to McConnell Air Force Base for the Wings Over McConnell Air Show.

Commissioner Skelton seconded the motion.

Commissioner Unruh said, "Thank you."

Chairman Norton said, "We have a motion and a second. We do have another comment or two. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I'm interested in the dialogue that we've had this morning. I found it quite interesting, because the news coverage on

this item generated quite a few calls, and frankly the constituent concerns that I heard from where, you know, with the challenges the county has had financially, how can we just go ahead and spend \$10,000 for this event, and I've gone out to the Air Show on a number of occasions. In fact, my most vivid memory of a show out there was on a very, very warm day a few years back with my kids, and the highest perks out there were cold water or shade. It was so warm. I certainly wish McConnell well and have been out there in the past. But I guess my question to Commissioner Unruh might be is, if we're going to just give a grant to the federal government, I mean, normally the federal government is giving grants to us, and we have some lively discussions about that with differing opinions. He's now kind of saying we need to do the reverse. Maybe he can explain why the figure \$10,000 comes to mind as opposed to \$5,000 or \$50,000 or some other number, because if we're going to allocate money to Washington, and of course, do we have any guarantees that it stays at McConnell or just goes someplace else and exactly how this might work, because most of the grants that I've seen discussed have been cases where Washington is sending money to Sedgwick County or other local units here in Kansas or maybe even the state as opposed to us sending money back, and I just want to make sure I understand completely how this motion would work."

Chairman Norton said, "Let him respond first and I'll come back to you."

Commissioner Unruh said, "All right, thank you. I think that we would follow the same process for transferring the money that was described to us. It's just that we would not, we would make the stipulation that we're not getting any particular benefit from it other than being a good partner in the community with the City of Wichita, McConnell Air Force Base and all the folks stationed at McConnell, and that we're supportive of their economic impact in our community, which has been recorded as nearly a half a billion dollar economic impact. So this just shows our support with our partners from McConnell Air Force Base in this Wings Over McConnell event that they're having. I don't think it's particularly complicated or presents any special legal challenges to us, but out of our contingency, we transfer the money to the appropriate fund to be supportive of that community activity. That's all I have, Mr. Chair."

Chairman Norton said, "Commissioner Ranzau."

Commissioner Ranzau said, "Thank you, Mr. Chairman. Well, I think that's a nice way to try and whitewash this situation, but it's still something I can't support. You see, we don't levy local property taxes to subsidize the federal government. For heaven's sake, they have a printing press, and they use it very well. They don't need our money. In fact, everything that happens at that base is paid for by our taxes. We absolutely support McConnell and the [United States] Air Force, and I think the idea that we need to show our support for veterans and people who serve by giving them \$10,000 of local property taxes, as a veteran myself of two foreign wars, quite frankly, I found that offensive. Don't thank me in that manner. Be fiscally responsible. Levy local property taxes for local issues and let the federal government pay for their own stuff. It's just not an appropriate use of local tax dollars, and we can try to rationalize it all we want, but I can't support it. I'm retired from the military. I support the military, the Base, all of that sort of stuff, but this is about what we use our local tax dollars for."

"Over the last couple of years, we have made reductions in a lot of things, many of which I would consider a higher priority. The Air Show will continue on regardless, with or without this money. It is free. It is open to the public. I would encourage people to attend. But I do not believe that we levy local property tax dollars to pay for something,

so I can't support it. Thanks."

Chairman Norton said, "Commissioner Skelton."

Commissioner Skelton said, "Well, I appreciate everybody's comments, for the most part, at least. But everybody here on this Commission has different priorities. You know, some of us want to be members of certain organizations that we didn't afford this year, so I think it's reasonable to give some respect for other priorities. All we can do is try to work together. We can agree to disagree, you know. I view this as a cooperation and partnership between the City of Wichita, Sedgwick County, Friends of McConnell, other corporate vendors. It's a group effort. It's a community effort. This is not just a one thing Air Show by themselves, leave them up to it without any of our support. I don't think that would be the right thing to do, and I would think that would be a slap in the face. Those are all my comments, Mr. Chairman. I'm ready to vote anytime."

Chairman Norton said, "We do have a motion on the floor. I would like to weigh in real quick."

Commissioner Skelton said, "Okay."

Chairman Norton said, "I'm not hung up about any of the money that we're going to give them. It will help sponsor the Air Show. This is a military Air Show as opposed to an Air Show like we had at [Colonel James] Jabara [Airport] where it was kind of fun party atmosphere. This is a show of force and a show of what the military has in our community, and I'm going to be supportive of that. You know, we have a huge presence of the Air Force at McConnell. They are men and women that serve us but also are an integral part of the fabric of our community and have been for many, many years, and for us to step up and say we want the Air Show to be as good as it can possibly be, I like the idea that we're not, we were not ever in this to get the tent or the chalet or go out and think we're more important than anybody else that shows up at the Air Show."

"It was really about, with sponsorship fee, they had put together packages to encourage people to be part of the Air Show and to help support it. I think we should support it. Whether there is a tent there or a cold sandwich or a beverage makes no difference to me. I think it's the idea that we honor our military's presence in our community, that we let them know that we think they're valuable, and sometimes a little rhetoric tells people they're valuable, but sometimes participating and investing a little bit also tells them that. So I'm going to be supportive of it. I don't see this as anything but trying to send a message that we care about McConnell, we care about their mission, we care about their value to our community, and that we wish them well with the event that has been postponed in our community."

"A couple of years, the Base was locked down and they had to cancel it, as I remember. So it is a celebration of the military, and I think we should be a part of that as a county. And as I understand, I think the sponsorship was maybe even higher than what we're willing to donate, that it was a higher figure than that originally. So we have pared it down so that we're not paying the full ticket for a sponsorship. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I appreciate the dialogue and comments here. I just will throw this question out, if anybody happens to know an

answer, if any other governmental bodies, local governmental bodies or state here in the south central region will be participating in a similar fashion or would Sedgwick County be the only one?"

Commissioner Skelton said, "No, the City of Wichita is also participating, for sure. I'm not sure about the other small cities around the area, but I know the City of Wichita is."

Commissioner Peterjohn said, "Do you know if the state is participating, Commissioner Skelton?"

Commissioner Skelton said, "The only knowledge I have of other local government would be the City of Wichita, sir."

Commissioner Peterjohn said, "That was a question in addition to the question I still have that I'd like to get an answer on is how we got the \$10,000 as an optimal amount on this, whether it should be \$15[000] or \$5[000] or some other figure."

Commissioner Skelton said, "Okay, well, the [McConnell] Air [Force] Base personnel worked with the Friends of McConnell as a conduit and liaison with the private sector, and there were sponsorship levels that could be chosen from. The \$10,000 sponsorship was the lowest one available to us, and that was the one that was chosen. You can always sponsor at a higher level, but \$10,000 was adequate in our opinion."

Commissioner Peterjohn said, "Was it the minimum?"

Commissioner Skelton said, "It was the minimum, yes, sir."

Chairman Norton said, "At this point, I see no other lights. We do have a motion on the floor. 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>

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

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

Present: 0

OTHER

Chairman Norton said, "Okay, that completes the consent agenda. We will now move on to other before we have an executive session, and I will kick it off. Clearwater Fall Festival is this weekend. Parade is at 10:00 [a.m.] down Ross Street in Clearwater. Many activities, a carnival and other things to do. So if you need some family time, would like to participate, Clearwater, which is down 135th Street West several miles off Kellogg, great family time at Clearwater festival. Let's see. Commissioner Ranzau."

Commissioner Ranzau said, "Thank you, Mr. Chairman, I would like to talk a minute about an issue about the Kansas Renewable Portfolio Standard (RPS) that has to do with mandating 20 percent of our electricity to be generated by renewable sources by 2020. A couple weeks ago, I came upon a report by KPI (Kansas Policy Institute) and the Beacon Institute that suggested that this will cause a rise in electricity prices by 45 percent by 2020, reduce disposable income of nearly \$1.5 billion, increase the average household electricity bill by \$660 a year, commercial businesses by \$3900 and industrial business by over \$2500, and their study suggested that it may lower employment by an average of 12,000 jobs.

"Now, I have researched and read a lot of stuff about renewable energy and mandates such as this. I'm convinced that they're not a good idea in general, but this is a very timely report that applies specifically to the Kansas report. So the thought occurred to me, we do a lot of things for economic development, so incentivize and retain jobs, some of which I don't agree with, but we all talk about low tax burden and low regulatory burden to help create and maintain jobs, and I view this as an energy regulation, which it mandates an increase in costs over time. So, what I'm getting at, not only would I like to see us have a legislative agenda item asking for the state to repeal this mandate, I would like to ask KAC to at least discuss it and consider taking a position on this. We are, however, past the deadline for submitting these things, but they have suggested to Marv[in] Duncan that if we as a board decide to ask them to take a look at this and consider it, that they may be willing to do that. I didn't get that e-mail until after the staff meeting yesterday; otherwise I would have discussed it then. So I would just throw this out there.

"I've spoken with each of the Commissioners, and I just want to see if we can come to a consensus and ask Marv to get something up and send it to them and see if they'll take a look. I know there are discussions on both sides of the issue, but I'm convinced, not just based on this, but on a variety of other things that really, I'm not opposed to renewable energy. In some instances it makes good sense and may be cost effective, but a mandate like this I don't believe is productive and beneficial to our local economy. I think it will increase costs for everybody. At least according to this, it could cost about 12,000 jobs, so I would like to see if there is any consensus on here that we can instruct Marv to address that issue for us."

Chairman Norton said, "I guess one of the questions, as we dialogue on this, one of the questions I have, who sponsored this legislation, the state? Who pushed it through, and who are we going to be pushing back against if we were to take this forward as a county?"

Commissioner Ranzau said, "You know, that, I don't know. You know, I know that it was first proposed, the only history I have is it was proposed by Governor Sebelius in May 2009, signed into law by Governor Parkinson, but of course the legislature passed it. I'm not sure who pushed it or why. I would certainly be interested to hear more about

that as well.”

Chairman Norton said, “It would be interesting to kind of know that history and know how the present administration feels about it, too, before we start trying to run it through a legislative process, but just my thought. Commissioner Unruh did you have a...Commissioner Peterjohn.”

Commissioner Peterjohn said, “Thank you, Mr. Chairman. I appreciate this issue coming up, because I did follow it in the legislature a little bit this last year, and I know there was an effort that was unsuccessful to modify at the minimum or at least one amendment meant to appeal it outright. I may be off on that in terms of it; there may have been legislation that would have repealed it. The Kansas Policy Institute, and I think that's what Commissioner Ranzau was referred to when he said KPI, has done some numbers on this. I followed it and state representative Dennis Hedke, I know, has done quite a bit of work on this and he has a scientific background. I share those concerns because I want to raise an additional concern, Mr. Chairman. Because, under the mandates and structure they're working under and also some of the edicts coming down from Washington, the probabilities of electrical brownouts, especially occurring at the time of the year when we have the peak power demands, normally in the heat of the summer, is also raised. And I think it's important to not only add this to our county legislative agenda but we do what we can to get it on the KAC or any other of the, I'm thinking of REAP (Regional Economic Area Partnership) or any other of the groups that we have in this region, possibly even quad counties as a starting point.

“Because if electric costs continue to go up, and I've heard it described as the new normal for our economy, there are a lot of people out there who are hurting, there are a lot of people looking for jobs. There's even a distressing number of people who have either given up looking for jobs or are applying for disability. If these numbers that Commissioner Ranzau cited about a potential 40 percent increase in electric costs are even close to being accurate, the economic pain that's going to be placed on this community, it's incumbent upon us, in my opinion, to try and take steps to alleviate it and prevent us from making more mistakes in the energy field than we've already made. If it was just as simple as someone in Washington or Topeka to just throw a lever and say, okay, we can make everyone wealthy by legislative edict, the economic problems in this country should have been solved centuries ago, but it's really not that simple. You've got to create a positive environment. What we have in front of us today, I think, is a state mandate specifically that is going to be very negative to us in the future. It's going to put us at a competitive disadvantage for the states that do not follow this approach and rely more upon market driven energy production and economic factors, and they're going to have an ability to attract away existing Kansas businesses and firms if we go ahead with this, what I call, politically correct power.”

Chairman Norton said, “Commissioner Unruh.”

Commissioner Unruh said, “Thank you, Mr. Chairman. I really need to have considerable education on this issue and how mandates for 20 percent reduction in, or 20 percent level of power supplied by wind energy or renewable sources, I really need to understand how that works and what it means, but on the face of it, it seems to me that they just kind of selected an arbitrary number and said you've got to hit this number by a certain time and go forward, when we have research that indicates it's going to cost jobs and increase our cost of energy. I would be supportive of Commissioner Ranzau's initiative to do some research on this and make sure that we understand it and get in, as part of our county legislative agenda and even on the KAC

if that's appropriate. But on the surface of it and the information I have, this looks like this is not a good mandate from our state government to do this. If it's clear to us that it's not, I think we need to express that opinion."

Chairman Norton said, "Commissioner Skelton."

Commissioner Skelton said, "Yeah, absolutely, we need to do research and take the appropriate steps as necessary. If there's something being rushed that shouldn't be rushed, we definitely need to take time to look at that, but you know, alternative energy, well what does that really mean? Back in the old days we had manual and steam and gasoline. Now we have nuclear, natural gas and coal. All of those at one time were probably considered an alternative energy. They didn't come around by accident. They came around by research and development, and I do believe the government did play a role in some of those industries and the development of some of that technology. So the proper level, I don't know what that is yet, and I am supportive of alternative energy.

"I've been to Europe. I've spent many years over there; I've lived over there for many years. Germans got it working good. They've got mini ones for houses. The Germans that have the mini propellers on their houses love it because they sell the excess back to the grid. I can't give you a whole story of how they got there, but it's very popular over there in Europe and in Germany. They don't have brownouts over there, so I mean, the future is going to change, and so right now we need to be ready and start working on that change. Okay? So how we're going to do that, I don't know yet. I don't have a suggestion on how. But I don't want to see it done in a manner that could negatively impact our economy or other aspects of our society. Those are my comments. Thank you."

Chairman Norton said, "Commissioner Peterjohn."

*Commissioner Peterjohn said, "I appreciate the dialogue on this, and all of my fellow Commissioners' comments. I would add that when I look back historically, there was no U.S. Department of Energy until the 1970s, but we went through an energy crisis about a century earlier when we had basically a biological form of energy was the key at that time, which was basically whale oil for generating the oil for lamps, and Colonel Drake in Pennsylvania, there is a wonderful book called *The Prize* by Daniel Yergin, and I would recommend anyone interested in the subject, the petroleum industry got developed, and there is a whole interesting history in terms of how that energy crisis was handled without involvement of governmental sources.*

"But having said that, more recently, after World War II, the federal government was talking about nuclear energy being so cheap that they wouldn't have to even be metered. Of course, that never came to fruition, but the government did get involved at that point in time, and of course, we're still struggling with where the nuclear waste needs to go. Since it's not going to Nevada, thanks to Senator Reed, every nuclear plant in the country is a de facto nuclear waste disposal site, albeit somewhat temporary at the moment for every nuclear plant around the country. So we do have a challenging situation in terms of our history and how we got here and where we need to go in the future, and as a person who supports less government and market-driven

solutions with protections for property rights under a real rule of law as opposed to special edicts for special people coming out of Washington, I would say to try and see if we can try and move Commissioner Ranzau's point forward, I would like us to do what we can at this point to have this added to.

"In fact, I make a motion that we look at adding a plank on this with the language to be determined, and we can have additional discussions and dialog, whether it's staff meetings or at an open session for our 2013 legislative agenda, and I also move that we make an effort to raise this issue with the Kansas Association of Counties and any other group that might take a legislative position as something that they need to look into and try to address, because significant increases in electrical costs and power costs are going to be a big negative for this community and the economy in Sedgwick County.

"So I'd like to leave it kind of a little bit open-ended in terms of where we are, but start the ball rolling specifically to try and get KAC knowing that Sedgwick County would like to see this issue addressed, and Sedgwick County itself will start working on a plank in that regard and that we do not want to see a dramatic increase in electrical costs due to changes, whether they're coming down from Washington or Topeka."

Chairman Norton said, "I think somewhere mixed in there I heard a motion. Would you put it in a very succinct motion so that somebody can second it?"

Commissioner Skelton said, "Long motion."

Commissioner Peterjohn said, "Commissioner Ranzau looked like he wanted to fuss. Maybe he can do that for me. Since I'm in a non-pithy mood this morning."

Chairman Norton said, "Commissioner Ranzau."

Commissioner Ranzau said, "Well, I was going to say, first of all, we already have a legislative agenda item created, that we can add when we discuss our legislative agenda item, and I have spoken with Rich Euson, we don't need to necessarily make a formal vote here, we just need to make that we have a consensus to take this to the KAC, and I think we have that."

Commissioner Unruh said, "I agree."

Commissioner Ranzau said, "Would you agree?"

Chairman Norton said, "Head nods are good enough."

Commissioner Ranzau said, "Because normally we would take this up in a staff meeting had I known about it a little sooner. That's the only reason we're..."

Commissioner Skelton said, "I mean, we're not out to stop this. Is that what we're trying to do here? Are we going to want us to pull entirely back from looking at alternate energy?"

Commissioner Ranzau said, "No, no, no."

Commissioner Skelton said, "You want to slow the pace down and look at it more carefully."

Commissioner Ranzau said, "I want to remove the mandate for a specific percentage and allow the market forces to determine what amount will be used."

Commissioner Skelton said, "Okay. We'll look at that."

Commissioner Ranzau said, "Because in some instances it is economically viable, but in many it's not."

Commissioner Skelton said, "Okay, well, I appreciate that. Thank you, sir."

Chairman Norton said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. If we can go ahead and proceed with it on that level, that's fine. I'm just concerned with, I know KAC is having some discussions on that, and my intent in terms of discussing the idea of making a motion was to make sure that it was raised in front of the group at KAC that's looking at this so that we wouldn't fall behind the curve in terms of their organizations decision making for their 2013 platform. S that's why I'm trying to segue off of what Commissioner Ranzau started, because I don't think a specific mandate, if it was possible to get 2-cent per hour, per kilowatt hour, on electrical costs from whether it's wind or solar or whatever alternative source is out there, that would be great, but unfortunately, if it's more like 20 cents per kilowatt hour or some number in between, I'd much prefer us looking at avoiding government mandates that are going to make our difficult economic situation in this county worse."

Commissioner Ranzau said, "I think we're going to get where you want to get by the way we're going."

Chairman Norton said, "Okay, well, we have a consensus. I haven't weighed in on this. As we talked yesterday, one of the things that concerns me, is there are many counties out there, if you drive around the State of Kansas that have turbines up. In fact, there's huge fields of them along I [Interstate]-70 in Barber County to the south. There are going to be proponents that believe that wind energy and alternate kinds of energy are important to their economies in some of these counties that don't have much economy. I want to make sure we understand that there will be a very robust conversation about this with the KAC, because there are some rural counties that are already generating some economic value from alternative sources, particularly wind energy where they have turbines. Drive along I-70 and there's a pretty big swath of fields of turbines already up. I tend to be for alternative energy and looking at it, but I understand that trying to set an artificial mandate of how much may not be the right way to go, and we need to look at that and form up an opinion of that as a Commission and move it forward to the KAC."

"I am on the KAC legislative committee as our South Central [Kansas] representative, and I'll be glad to try to foster that conversation as we move it forward. I don't think it's a dialogue that doesn't need to be had. I think it's one that does need to be had. Commissioner Ranzau."

Commissioner Ranzau said, "You bring up some good points. I want to make it clear. I'm not asking for all of the existing wind turbines to be taken down. It's a mandate of a certain percentage, and you're right, I understand there will be a dialogue and there is no guarantee they will adopt it or do anything, but I do believe it's a conversation we

need to have. So I appreciate that."

Chairman Norton said, "Okay. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. We're still on other?"

Chairman Norton said, "We are."

Commissioner Peterjohn said, "If I could, I would like to give my weekly report and update for the County Manager. He covered some of the data, but I've got a little bit more specific in terms of the numbers in Detention in the Sheriff's custody and the Sedgwick County Jail and related facilities. We had a housing count this morning in the main jail at 1,086, 122 in Work Release, 238 out of county. The Sheriff has broken these down by security classifications. We had 449 in maximum security, 549 in medium security, 33 in protective custody, and 66 in special housing, which are the two new categories the Sheriff recently added. Minimum security, we had 306, and the rest are unclassified. So these numbers continue to be something that we need to continue to monitor, but as the Manager's report showed earlier on the criminal justice review, despite the fact we've got a roughly 10 percent of the population that are convicted felonies, who should be serving their felony sentences in the Department of Correction, our overall populations in the jail is one of the lowest it's been in the last six years, and I think that's a real credit to this entire Commission in general and to the hard working folks on the CJCC in particular. That's all I have this morning on the other category, Mr. Chairman."

Chairman Norton said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. I just wanted to make sure the Commissioners are aware of a couple of reasons to celebrate about Wichita Area Technical College (WATC), which is our managing partner out at the National Center for Aviation Training (NCAT). They are a recipient of about nearly a \$9 million grant through the National Aviation Consortium, the Department of Labor. The WATC is the lead of this consortium, and our area got a total of \$15 million, I believe, just over that, and WATC got \$9 million of it to assist in aviation training, trying to produce 2,500 trained workforce to work in the aviation field."

"Along with that, a big reason to celebrate the efforts out there is, I think, that our credit hours are up 25 percent at WATC and our headcount up about 17 percent. So the college and the National Center for Aviation Training is gaining some great momentum, being successful, moving forward. So we're proud of that."

Chairman Norton said, "Well, I've dovetail on that. I wasn't prepared to talk about it, but this grant comes through the Department of Labor, Career Pathways. It will help develop the aviation curriculum for the future for the whole nation, the whole aviation industry, so the National Center for Aviation Training has now stepped up to pretty close to that world class center for training that we envisioned many, many years ago and to think that WATC now is the lead agency of five community colleges and technical training institutions around the nation to develop the next generation of curriculum for training aviation workers in the nation and probably around the world is pretty exciting. I think we've stepped into that arena that we had all envisioned many

years ago.

"Having said that, we're doing good just at the local level with population that want to be retrained and trained to go into manufacturing, and the aviation industry, and the medical field, and technology fields. And I think that's a pretty powerful message that we've done a pretty good thing as a county to create the ability for that to happen in our community. And I'm hopeful that this project they're going to be working on for the next three years will bear huge fruits for our community and the aviation industry and manufacturing industry and our community. I know Commissioner Unruh has been on the WATC board and has worked diligently to try to help with that thought process, and please pass on the congratulations to Dr. Kinkel and the board, Sheree Utash, all that work so hard to get that done, because it came with a lot of hard work and anxiety and nose to the grind stone to get that kind of a grant and get that kind of vote of confidence from the Department of Labor. Pretty exciting days at WATC. With that, I see no other lights. We do have an executive session today, so I would entertain a motion for an executive session."

Commissioner Skelton said, "Yes sir, yes sir."

MOTION

Commissioner Skelton moved that the Board of County Commissioners recess into Executive Session for 20 minutes to consider consultation with legal counsel on matters privileged in the attorney-client relationship relating to pending claims and litigation and legal advice and report that the Board of County Commissioners return to this room from Executive Session no sooner than 10:30 a.m.

Commissioner Unruh seconded the motion.

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

VOTE

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

Chairman Norton said, "We are now recessed into Executive Session."

EXECUTIVE SESSION

The Board of County Commissioners recessed into Executive Session at 10:12 a.m. and returned at 10:48 a.m.

Chairman Norton said, "Okay, we are back from Executive Session. While we were in session there was no binding action taken according to state statues. Mr. Counselor, anything else to come before us?"

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

Chairman Norton said, "Mr. Manager?"

Mr. Buchanan said, "No sir."

Chairman Norton said, "In that case, we are adjourned."

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:48 a.m.

*BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS*

*TIM R. NORTON, Chairman
Second District*

*DAVID M. UNRUH, Commissioner
First District*

*KARL PETERJOHN, Commissioner
Third District*

*RICHARD RANZAU, Commissioner
Fourth District*

*JAMES B. SKELTON, Commissioner
Fifth District*

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED:
