

# Sedgwick County

525 North Main Street 3rd Floor  
Wichita, KS 67203



*Sedgwick County...  
working for you*

## Meeting Minutes

Wednesday, October 7, 2015

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 Robbie Berry, Sedgwick County Interim ADA Coordinator, 510 N. Main, Suite 306, Wichita, Kansas 67203*

*Phone: (316) 660-7058, TDD: Kansas Relay at 711 or 800-766-3777  
Email: Robbie.Berry@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 9:09 a.m. on October 7, 2015 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman Richard Ranzau, with the following present: Chair Pro-Tem Commissioner Karl Peterjohn; Commissioner David M. Unruh; Commissioner James M. Howell; Mr. Ron Holt, Acting County Manager; Mr. Eric Yost, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Ms. Rebecca McMahon, Horticulture Agent, Extension Center; Ms. Adrienne Byrne-Lutz, Health Department; Ms. Marilyn Cook, COMCARE; Mr. Joe Thomas, Purchasing; Ms. Kristi Zukovich, Director, Communications; and Ms. Erika Rice, Deputy County Clerk.*

**GUESTS**

*Ms. Kathy Huschka, Volunteer, Sedgwick County Extension Center*

**INVOCATION: Dr. Michael O'Donnell, Grace Baptist Church.**

**FLAG SALUTE**

**ROLL CALL**

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

**CONSIDERATION OF MINUTES**

- A**      [15-0661](#)      SPECIAL MEETING MINUTES OF AUGUST 6, 2015.  
All Commissioners were present.

**MOTION**

*Commissioner Peterjohn moved to approve the Meeting Minutes of August 6, 2015, September 2, 2015, and September 4, 2015.*

*Commissioner Unruh seconded the motion.*

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

**VOTE**

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Howell	Aye
Commissioner Peterjohn	Aye
Chairman Ranzau	Aye

**B**      [15-0662](#)      REGULAR MEETING MINUTES OF SEPTEMBER 2, 2015.  
All Commissioners were present.  
*Action for Item B was taken with Item A.*

**C**      [15-0659](#)      SPECIAL MEETING MINUTES OF SEPTEMBER 4, 2015.  
All Commissioners were present.  
*Action for Item C was taken with Item A.*  
**Approved**

**D**      [15-0660](#)      REGULAR MEETING MINUTES OF SEPTEMBER 9, 2015.  
Commissioner Norton was absent.  
*MOTION*  
  
*Commissioner Peterjohn moved to approve the Meeting Minutes of September 9, 2015 and September 16, 2015.*  
  
*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 Norton</i>	<i>Abstain</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Chairman Ranzau</i>	<i>Aye</i>

*Chairman Ranzau said, "Next item, please."*

**E**      [15-0663](#)      REGULAR MEETING MINUTES OF SEPTEMBER 16, 2015.  
Commissioner Norton was absent.  
*Action for Item E was taken with Item D.*  
**Approved**

**PROCLAMATIONS**

**F**      [15-0626](#)      PROCLAMATION DECLARING GRACE BAPTIST CHURCH DAY.  
Read by: Chairman Richard Ranzau.

RECOMMENDED ACTION: Adopt the proclamation.

*Chairman Ranzau said, "I have the following Proclamation to read into the record:*

*PROCLAMATION*

*WHEREAS, Churches have always been an important part of the Wichita Community;  
and*

*WHEREAS, Churches encourage their people to be active and productive citizens;  
and*

*WHEREAS, Grace Baptist Church has positively influenced Wichita under the  
leadership of their two pastors, Dr. Michael Schepis (1955 – 1984) and Dr. Michael  
O'Donnell (1985 – present); and*

*WHEREAS, An Anniversary is a time of reflection, a celebration of all you've achieved  
in a mere six decades; and*

*WHEREAS, Grace Baptist Church has weathered the changing times and has grown  
stronger for it, and now ministers to the community in the days ahead.*

*NOW, THEREFORE BE IT RESOLVED that I, Richard Ranzau, Chairman of the  
Board of Sedgwick County Commissioners, do hereby proclaim October 11, 2015 as*

*GRACE BAPTIST CHURCH DAY*

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

*MOTION*

*Commissioner Norton moved to adopt the Proclamation.*

*Commissioner Peterjohn seconded the motion.*

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

*VOTE*

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

*Chairman Ranzau said, "And we have Dr. Michael O'Donnell here to receive the  
Proclamation."*

*Dr. Michael O'Donnell, Grace Baptist Church, greeted the Commissioners and said,  
"We appreciate that. It's been a privilege to appear before you different times. We  
appreciate your work and effort, and certainly I know you understand the relationship of  
the church to the community and helping folks, and that's what we really are striving to  
do at Grace [Baptist Church]. We've had opportunities to help.*

*"In fact, as I leave here, I'll be going to the Sedgwick County Juvenile Court to help  
with some families who are working to reintegrate children back in the home. And  
we've had some nice opportunities to help some of our families who are hurting, and we  
appreciative of that. I'm very privileged to be able to pastor where I grew up, it's the  
church where I attended as a boy and then spent most of my life there. My father, who  
is in attendance, and his wife, I had the privilege of pastoring him and gleaning wisdom  
from my father. My wife Peggy is here as well. She serves at the Bel Aire City Council.*

*We are very involved in politics, not because it's always easy or fun, but because we realize that Jesus said clearly, [inaudible] and we believe that is service, as well. So are very proud to be able to serve in some of those areas. Our son, Senator Michael O'Donnell, is very encouraging to our church body as well as what he does in the community. We thank you for this recognition.*

*"We have special events going on. One is taking place on Saturday evening from 5:30 p.m. to 7:00 p.m. We have an open air concert. We've got folks that haven't sang together for years, so we don't know how good it will sound. We're going to have fun trying it again and looking forward to a good celebration this weekend. We're grateful for you letting us be part of this Proclamation. Thank you very much."*

*Chairman Ranzau said, "Thank you. I think Commissioner Peterjohn had some comments."*

*Commissioner Peterjohn said, "I want to wish you well. Thank you for your invocation and all the best with whoever is in charge of the weather for your event on Saturday."*

*Dr. Michael O'Donnell said, "Thank you. I appreciate that very much."*

*Chairman Ranzau said, "Thank you very much for everything you do. Next item."*  
**Adopted**

## **NEW BUSINESS**

**G**

[14-1932](#)

**COUNTY EXTENSION QUARTERLY REPORT.**

Presented by: Rebecca McMahan, Horticulture Agent, Sedgwick County Extension.

**RECOMMENDED ACTION:** Receive and file.

*Ms. Rebecca McMahan, Horticulture Agent, Extension Center, greeted the Commissioners and said, "I'm responsible for the fruit and vegetable programming, and I also have the privilege to provide leadership to our awesome 275 Master Gardner Volunteers. Our volunteers are trained with the intention of going out to the community and providing additional outreach that we are unable to provide just as single agents. This morning I brought one of our volunteers with us who is going to share a little bit about the implementation and outcomes of one of our programs.*

*"This is Kathy. She is with our Horticulture Therapy Committee, and the project that she will be sharing with you about this morning is one that she recently accepted a Search for Excellence Award from our International Master Gardener Conference just this past week. So, we're really excited about the program and I welcome her to tell a little bit more about that project to you."*

*Ms. Kathy Huschka, Volunteer, Sedgwick County Extension Center, greeted the Commissioners and said, "Our project involved helping people of all ages with intellectual, developmental, or physical disabilities experience the joy and benefits of gardening.*

*"In working with an Extension Agent, Master Gardeners built a variety of wheelchair height and waist high raised beds. Some of the beds were built on wheels for mobility and designed with clearance for the knees, giving the gardener closer access to the*

soil. Using the accessible Garden for Life theme, we planned and staffed a booth at a three-day garden show that drew over 6,000 people. One of the mobile wheelchair beds was on display. People interested in adapting personal garden space stopped to ask questions and take photos. In our seminars at the show, we offered tips on successful gardening and provided instructions for constructing these accessible beds. Following the garden show, we planned a one day workshop on accessible gardening. We invited activity directors from area agency who were interested in incorporating activities into their current program with their clients. Their clients fit our criteria, as well. Being differently able.

“Several activity directors contacted our Horticultural Therapy Committee, asking for additional assistance. Our goal of expanding Accessible Gardening for Life was underway. Some of the groups came to the demonstration garden at the Sedgwick County Extension Office and Extension Master Gardeners worked with the gardeners throughout the growing season. In all, Master Gardeners worked with 165 individuals from six local agencies. We worked with clients from two assisted living facilities, Catholic Care and Via Christi Village on North Ridge Road. Three agencies that provide services to special needs populations, such as Cerebral Palsy Research Foundation, Rainbows United, and The Arc of Sedgwick County.

“We also were involved at the Bob Dole Veterans Administration Hospital. At The VA, we were able to help volunteers create a garden space for veterans and their families. For some groups, we were able to give them educational opportunities to learn about growing flowers and vegetables. We provided hands-on activities for many want to be gardeners. Individuals learned to plant, weed, water and harvest produce. Working to make their garden areas more accessible allowed many of the individuals to garden for the first time or to renew an activity they had once enjoyed. Having gardens at these sites now allows family members to be more involved as well. And when visitors come, the clients are proud to show off their garden. These gardeners are developing healthier eating habits as they are learning how to prepare some of the produce they have grown.

“And we also brought a guide to making these wheelchair accessible beds if anyone is interested. And thank you very much.”

Chairman Ranzau said, “Thank you very much for being here today, and for everything that you guys do.”

MOTION

Chairman Ranzau moved to receive and file the County Extension Quarterly Report.

Commissioner Peterjohn seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Howell	Aye
Commissioner Peterjohn	Aye
Chairman Ranzau	Aye

*Chairman Ranzau said, "Next item, please."*

**Received and Filed**

H [15-0636](#)

CONSIDERATION OF A GRANT AWARD IN THE AMOUNT OF \$2,259,000 FROM THE KANSAS DEPARTMENT OF HEALTH & ENVIRONMENT (KDHE) TO PROVIDE THE SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC) AT THE HEALTH DEPARTMENT.

Presented by: Adrienne Byrne-Lutz, Director, Health Department.

RECOMMENDED ACTION: Accept the award and authorize the Chair to sign the award document.

*Ms. Adrienne Byrne-Lutz, Director, Health Department, greeted the Commissioners and said, "This is for the Kansas Department of Health and Environment (KDHE) to provide WIC (Women, Infants and Children) services."*

*"The Health Department has provided WIC services for well over 40 years, and the program is funded entirely through the United States Department of Agriculture that passes through KDHE. I've met with each of you on the side and would recommend that you accept this award. I'd be happy to answer any questions."*

*Chairman Ranzau said, "Adrienne, I have several questions. So the amount that this would be for is about five percent more than last year, right?"*

*Ms. Adrienne Byrne-Lutz said, "That's correct. We added that in to help cover the cost of the benefits increase."*

*Chairman Ranzau said, "Our assigned caseload is going down 9.88 percent, expenditures going up 5.51 percent, and we're actually combining two, last year there were two separate, the WIC and then the breastfeeding."*

*Ms. Adrienne Byrne-Lutz said, "That's correct."*

*Chairman Ranzau said, "And it's being combined together now, right?"*

*Ms. Adrienne Byrne-Lutz said, "Yes."*

*Chairman Ranzau said, "I have, in the past, had some concerns with why. I'm not sure we need to be in the breastfeeding business, so to speak. I think there's plenty of private sector options out there for that, but now we also have about five positions that are being held."*

*Ms. Adrienne Byrne-Lutz said, "Yes."*

*Chairman Ranzau said, "But they're still on the staffing table. They haven't been removed."*

*Ms. Adrienne Byrne-Lutz said, "That's correct."*

*Chairman Ranzau said, "And we have three. Our main part is at the Health Department and then we have two satellite offices?"*

*Ms. Adrienne Byrne-Lutz said, "Yes."*

*Chairman Ranzau said, "And by the numbers I've been given, our assigned caseload since 2009 has gone down about 38 percent. I think there has been a nationwide decrease in the WIC program."*

*Ms. Adrienne Byrne-Lutz said, "In the birthrate, yes."*

*Chairman Ranzau said, "So our assigned caseload has gone down about 38 percent and the funding is about the same. In the past, I've had some issues that I think if our assigned caseload goes down then our overhead costs should go down as well. That's what I want to talk about. The money we're talking about today goes to administer the program, this is not the money for benefits themselves."*

*Ms. Adrienne Byrne-Lutz said, "That's correct."*

*Chairman Ranzau said, "Historically, the past, we tend to spend less than what we're actually given. Like the last two years, we spent about \$320,000 less than what we were given to begin with?"*

*Ms. Adrienne Byrne-Lutz said, "Well, we don't get a lump sum from WIC. We just get what we spend."*

*Chairman Ranzau said, "But we spent \$320,000 less than what we were authorized to spend?"*

*Ms. Adrienne Byrne-Lutz said, "Yes."*

*Chairman Ranzau said, "I've talked to you and I think our attorney about this next issue. We've had some questions here recently, and I've had people talk to me about this that whether or not we're a sanctuary city, county, state, and to what degree illegal aliens may or may not receive in benefits, I've had some people say that there's a lot going on and others say it's not a problem. Is open to anyone, and do we check citizenship status or anything like that for this program?"*

*Ms. Adrienne Byrne-Lutz said, "Well, the program is open to anyone that meets the eligibility requirements, and the state does not permit us to inquire about citizenship status."*

*Chairman Ranzau said, "Okay. So they could be. We just don't know. We don't have a way to track it. We don't know anything in that regard. It's my understanding and Mr. Counselor, you may be able to clarify, that the state does have the authority, given to them by the federal government, to limit who receives these benefits to citizens, nationals, qualified aliens, is what I've been told."*

*Mr. Eric Yost, County Counselor, said, "It's my understanding no state has done that, and I'm just basing it on life experience that there probably is a reason why no state has done that. There probably is some draconian penalty for it, and so I, and Justin Waggoner of our office has spent a lot of time working on this. If you would like to ask him some questions about this. It's my understanding if they have the right to do that, they haven't done so."*



Chairman Ranzau said, "That's specifically my question, that they could do it if they wanted to."

Mr. Yost said, "Right."

Chairman Ranzau said, "I have several concerns here and things that I would like to see us do with respect to this program. First of all, I think we should ask KDHE to limit participation to United States citizens, nationals and qualified aliens as by 7 CFR 246.16 c3 and number two, have staff develop a plan or form to be filled out asking people about their citizenship status for anyone seeking benefits from the Health Department so that we can gather data, and we can tell people, yes, this is a problem or no, it's not a problem. And number three, I'd like to remove all of the held positions should be removed from the staffing table. I think this is a problem that we have across the county that I'd like to address, but we might as well take this opportunity to do that. I'd also like to have staff begin to work on efficiency studies to see if we could eliminate at least one of these satellite locations to be more efficient and effective. Those four things, I'd like to just get a consensus at some point in this discussion to see if we can move forward with those sorts of things."

"Beyond that, with respect to the program itself, I'll continue to advocate that I think we need to eliminate the breastfeeding counselors, and that there are other alternatives out there. I'm not convinced that the government needs to be the one teaching breastfeeding. Additionally, I'm concerned about the overhead costs that we're spending on here. I think we spend too much, and in general, we haven't spent what we spend anyway. So I took this amount that we're going to spend took out the amount that would be for the breastfeeding, and then I reduced it by 38 percent, because that's the amount our caseload has gone down, and then I increased it three percent a year for six years, and it came up with a little over \$1.9 million, which is about \$357,000 less than what we're proposed to give, which is very close to the \$320,000 less we didn't spend last year. Personally, I think there is an opportunity to be a little more efficient and effective in this area when it comes to using taxpayer dollars. I don't know if other Commissioners have any comment. When the time comes, I'll make a motion to accept the grant with a few modifications. Commissioner Peterjohn."

Commissioner Peterjohn said, "Well, thank you, Mr. Chairman. I appreciate you walking through those numbers. I may want to walk through it a little more slowly when we get to the point of motions and so on. I'd like to throw out the fact that as a person who has been involved with the immigration system and knowing the challenges to legally immigrate into the United States when we had a real law in this country and how basically we're in a situation now where if you can cross a river, the Rio Grande, or if you can step across the borders, whether it's the northern border, the southern border, or any other American border, into the country, the benefits come. You know, the people who came here yearning to breathe free, I'm concerned that we've become and with the welfare state expansion we've had, and having people focus on living for free, I'd like to be able to restrict program. I understand legally from our County Counselor's end that our federal government says no, they said that this is a state program."

"I guess I'll throw this out as a question, Adrienne. While this is being administered by the State Department of Health And Environment, basically this is a federal program, and a national program. Am I correct in that assumption?"

Ms. Adrienne Byrne-Lutz said, "You are correct."

Commissioner Peterjohn said, "Because as a federal program, my understanding is that we can't make this as a requirement, but I'd certainly like to have information available in terms of what is going on. I saw a recent report that we have a record number, both in terms of aggregate numbers and percentage, of immigrants into this country, and we've been transformed by our leadership in Washington [D.C.] in terms of how we handle things, I think it would be important to find out how these programs are working and operating. So, since this is basically a federal program and the state is coming through it, I'd be interested in finding out. I'm a little bit surprised that there are no other states that have made this request, but in light of the challenge that we have in terms of I saw recently just earlier this week about how one of the state leaders down in Texas talking about how we may literally have an invasion by the Islamic State advocates coming across the southern border, and death threats being put against the Navy SEAL, former member of SEAL Team Six, which I found absolutely outrageous.

"Having said that, the topic we have at hand here, if we can't require legal immigration status and citizenship as participation of this program, I'm very supportive of asking that to be part of the participation, which I believe we can do, to have some understanding of the folks who are participating in this program, and I guess I will ask one other question in terms of staff on this. Adrienne, this basically is a food program where food is provided to the recipients, and people who receive this, are they also eligible for what used to be called the food stamp, but now called SNAP (Supplemental Nutrition Assistance Program)?"

Ms. Adrienne Byrne-Lutz said, "They could be eligible for Medicaid, yes."

Commissioner Peterjohn said, "And Medicaid, too. I meant food stamps."

Ms. Adrienne Byrne-Lutz said, "Yes."

Commissioner Peterjohn said, "You want to talk about duplication. I know that the biggest single part of the United States Department of Agriculture budget is the Food Stamp Program, so we've got at least two food programs here coming through the United States Department of Agriculture. So I think your idea, Mr. Chairman, of at least asking the question would be a very reasonable one going forward with renewing this grant. Thank you."

Chairman Ranzau said, "Can I ask specifically if you support items one through four on this list so we can give directions to staff or which ones you would? We've had some problems in the past making sure the Manager knows, and I would like to get some consensus for each of the Commissioners."

Commissioner Peterjohn said, "I'm always sympathetic to see if we can try and get efficiency. Obviously tax dollars are most important, but I think state and federal tax dollars are important, too. And if we've got open positions that aren't being filled, reduce support, I don't have any problems with Items 3 and certainly having an efficiency study. I don't have any problems with that under Item 4."

Chairman Ranzau said, "In addition to Items 1 and 2."

Commissioner Peterjohn said, "Yes."

Chairman Ranzau said, "Commissioner Howell."

*Commissioner Howell said, "Thank you. I would like to give my support for the first four items as well and have some questions about the rest of it, but before I go on, I would like to ask the Counselor, are you familiar with these items that were presented this morning?"*

*Mr. Yost said, "I am not."*

*Commissioner Howell said, "Okay. And Adrienne, have you seen these specifically?"*

*Ms. Adrienne Byrne-Lutz said, "Yes, yes, I have."*

*Commissioner Howell said, "Is there any reason that you can think of as to some specific legal reason as to why these cannot be implemented as listed here or any constraints that you can think of that's going to bar us from doing anything we're talking about here?"*

*Ms. Adrienne Byrne-Lutz said, "Are you asking me?"*

*Commissioner Howell said, "Yes, in your opinion, do you have any information as to why any of these things could not be done?"*

*Ms. Adrienne Byrne-Lutz said, "From what I've heard from Justin, who has spoken with their attorneys, as Commissioner Peterjohn was saying, federal law does prohibit discrimination based on national origin as does KDHE. KDHE is not also in favor, so they would not permit us to ask status, but we have not been in discussions with their attorneys about Item 2."*

*Commissioner Howell said, "We're not talking about limiting any benefits. We're talking providing benefits regardless of their status. I'm just trying to get some data on who our clients are as they walk through the door. We're not talking about specifically the WIC program or anything listed on today's consideration, but basically all of the health services as provided by the Health Department, asking our clients this question to start getting data as to who are our clients."*

*"So we're not talking about limiting services to anybody. So with respect to that idea, is there any reason why we cannot ask the question?"*

*Ms. Adrienne Byrne-Lutz said, "We could definitely work with the grantors to see if there were any legal reasons why we could not do that."*

*Commissioner Howell said, "Until we have some barrier, I think I am certainly supportive of these four items. Just to go through them, I think knowing who we serve, I think, is important. Removing the health positions that have been vacant for a period of time, I think it just makes sense. The program is declining, as you said, the birthrate is reducing naturally, and so the held positions, as far as I can tell, don't have a need to be left on the table."*

*"Eliminating those right now does make sense, and if our case loads, clients, go up, and we need to restore those at some point, we can certainly have that discussion down the road. Getting data I don't think is going to be a problem personally. I think that's good to know who we're serving. I think Items 1 and 2 and 3 certainly make sense, and then finally, an efficiency study, I think that's always a good thing to do,"*

*especially if we can do that with our own staff. I think that's a smart thing to do. So I certainly support the first four of these all together.*

*"With respect to the breastfeeding peer counselors, I would ask you, do you know anybody else in the community that is provide these similar services?"*

*Ms. Adrienne Byrne-Lutz said, "If a woman gives birth at Wesley, they have access to lactation specialists after they give birth. With the WIC breastfeeding peer counselors, they begin working with them prior to giving birth because some come in saying, my mom didn't breastfeed, I'm not going to breastfeed. I wasn't successful with my first baby, so they're able to look at what those struggles were, and in the time that we added the breastfeeding peer counselors at the end of 2011, we increased breastfeeding initiation by 8.8 percent and duration by 11 percent. So they have been shown to be very effective in helping babies get the best nutrition possible."*

*Commissioner Howell said, "Okay. If I understand correctly, the WIC program is for conception through age 5 for the children?"*

*Ms. Adrienne Byrne-Lutz said, "It's for any pregnant mom, breastfeeding mom or any mom that may not breastfeed that has babies, infancy or newborn up to age 5 that meets the nutritional or medical guidelines and income guidelines."*

*Commissioner Howell said, "Of the approximately 12,000 clients in your latest data that was provided to us, do you know what percentage of those were clients that were using the breastfeeding peer counselors?"*

*Ms. Adrienne Byrne-Lutz said, "We don't have that broken down. All of the clients that come in and meet with a nurse or registered dietitian get some information on breastfeeding, and then because we only have one part-time breastfeeding peer counselor at each of our three sites, so they only have so much time, so they focus on the high risk moms that may have difficulties with breastfeeding."*

*Commissioner Howell said, "So there is a .5 FTE (Full Time Equivalent) positions at each of the three locations. These are full-time employees that are doing this as a second part of their job, so to speak?"*

*Ms. Adrienne Byrne-Lutz said, "No. We just have three part-time positions. There is just one part-time position, 20 hour position, at each of the three locations."*

*Commissioner Howell said, "I think that's all my questions. Thank you, Mr. Chairman."*

*Chairman Ranzau said, "Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chair. Adrienne, I want to ask a question about the grant again so I'm clearly clear with this. But the grant that we receive, we just kind of draw against it, and what we don't use doesn't come to us, and it's rolled back in for future programs."*

*Ms. Adrienne Byrne-Lutz said, "That's correct."*

*Commissioner Unruh said, "I guess I was trying to address one of the items about reducing the grant amount. I don't see where that would be practical for us. If we don't use it, we don't get it. We only get paid for the expenses we can verify."*

*Ms. Adrienne Byrne-Lutz said, "That's correct."*

*Commissioner Unruh said, "Okay. I guess I am limiting participation, I understand the motivation, behind that and all, but as the Board of Health, it seems like we're charged with responsibility to help provide good health to all of our citizens and not only citizens but all the members of our community, and we're trying to keep our community healthy and to disbar some folks from receiving these services. I think it kind of works counter to our responsibility as the Board of Health. I'm having trouble, even though I can understand the political thought behind it."*

*"It leads to the question then, are we going to ask citizenship status when there is an EMS call? Will we not? Do we say we're not going to provide EMS service if you're not a citizen of the United States? We have other services that we offer. I mean, I suppose if we have a group of folks that we don't know the condition of their citizenship status, we're still going to put their house out if it's on fire. I mean, just some things we do as part of the community."*

*"I'm really having trouble trying to find a way to participate. Getting information and having that, we collect data from everybody in a lot of different ways at different times. So I'm not opposed to asking are you a citizen or not? I don't know if we'd get an honest answer, but I guess we can ask the question. And then back to the list that was given, just removing all the held positions from the staffing table, I don't see that's a big problem. I would want to talk to the director and say, do we need to hold these positions open? Are we participating some need? Are we just going back and forth on creating or adding to our staffing table? I would want to know what's the business plan here, what are we anticipating, how are we going to manage our responsibility."*

*"I also think that being more efficient is a good thing to do and if we need to have some sort of analysis to help us be more efficient, well that's a good thing to do. However, I'm pretty confident that our department heads and our staff work hard to be as efficient as they can, because they already have all kinds of pressure on them to do more with less is the phrase that we use. So I believe that we're already involved in a lot of that. So I think we should go ahead and receive the full amount of grant. We can ask people about citizenship and try to get information, I don't have a problem with that. But denying services for programs that we offer, as a Board of Health member and just a member of our community, I'm just having a hard time saying, well, here's a person with a child that doesn't quite know how to stay healthy and do the right things. I'm just having a hard time saying, no, we're not going to help you as a Board of Health member."*

*"I know there are other agencies in the community that provide that, and so there are other places for them to get it and maybe some of them are not tax-funded, which is part of the underlying issue here. But as a Board of Health member, I think that we ought to provide these services. So I don't think I'll be supportive of that. That's all I have."*

*Chairman Ranzau said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I want to throw out a couple of points on Commissioner Unruh's comments. Interesting, because we are not in front of us talking about denying services. My understanding is under federal law we can't do so. We can ask the state and see if the state might want to say, feds, we'd like to"*

*verify that the folks who are here are here legally, but regardless of whether they are a citizen or have a green card, the concern expressed that I have and that I tried to explain was that it was strictly folks who are not here legally and who are trying to acquire and access services. This is a problem.*

*"I'm going to mention a couple of folks who are here legally, or came here illegally and got all kinds of government services. You may have seen them in the news. I mention this because this is poignant for me. Many of you know I used to be more physically fit than I am now, and I ran some marathons. Never got to Boston. Never ran the Boston marathon. But the Tsarnaev brothers got here legally. They accessed all kinds of government services before they managed to set off explosives that killed three people, that maimed hundreds of others. Some of those folks lost limbs; they'll never run again with their own two legs. They were here legally.*

*"What we're trying to do here is just ask the question, are the folks accessing this program, are they citizens? Are they here legally? Or they don't, and we can't restrict it under the federal rules. So I think that goes by the wayside.*

*"Now, the point was raised in terms of other government services. Voter registration is one of the services we provide here, and I know there are some local units around the country, I think in the sanctuary cities where they're basically allowing folks to register regardless of whether they are citizens or not. I hope that never happens in Kansas, and I think with our current state laws and leadership from our Secretary of State that won't happen, but what happens in the other 49 states, I'm not nearly as sanguine about.*

*"I do plan to be supportive of this motion in front of us today. I think it's reasonable as a good step and sends, I think, a message that goes beyond Sedgwick County's borders in terms of the challenges that we face not only at the local unit for administering a program, but the decisions we make today have implications, I think, for broader policies. Thank you, Mr. Chairman."*

*Chairman Ranzau said, "Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman. Item 1 here is just asking KDHE to consider limiting participation. This will be a state level decision. We're not going to, at the County level, limit any resources regardless of whether KDHE responds to that, is that correct, Mr. Chairman?"*

*Chairman Ranzau said, "No. They have the authority to limit participation to citizens, nationals, qualified aliens. If they do that, then they will set up some rules to do that, and we can follow that."*

*Commissioner Howell said, "Correct. So until they make a policy choice, then we're going to provide services regardless?"*

*Chairman Ranzau said, "Correct."*

*Commissioner Howell said, "Item 1 really is just asking KDHE to consider this position. With respect to one of my previous colleague's discussion, I don't think we're intending to limit resources to anybody. We're going to deliver services to anybody who comes to us. In fact, I don't think we're intending to even ask for papers or proof of citizenship regardless. I think we're just going to ask them of their own freewill to*

*answer a question, and they can be honest or they can answer the question. I imagine there being a I don't want to answer this question option on this list. I don't know that we are going to. I don't think this is about removing services from anybody. I want to be very clear. This is something we're just collecting data, which the Health Department does a lot of data collection anyway. So it just seems like a natural question to ask.*

*"I do have one more question regarding the breastfeeding peer counselors. That is, are they involved in the mechanics of teaching and are they just trying to promote breastfeeding as a health initiative?"*

*Ms. Adrienne Byrne-Lutz said, "When you say mechanics?"*

*Commissioner Howell said, "For example, in the hospital, when the new moms are giving birth, they have to learn how to do this and get used to the idea and that type of thing. You talked about talking to the moms before they've had a baby, and they may be promoting."*

*Ms. Adrienne Byrne-Lutz said, "They're also Certified Breastfeeding Counselors, both."*

*Commissioner Howell said, "And once moms are doing this and things are moving forward, are you continuing to provide services to them in this respect?"*

*Ms. Adrienne Byrne-Lutz said, "No. They're providing someone else that needs the help."*

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

*Chairman Ranzau said, "Commissioner Norton."*

*Commissioner Norton said, "It will probably be no surprise to anyone that I'm not going to be in favor of the caveats that are being laid before us. I think we should go ahead and accept the grant, and then if we want to have conversations in a staff meeting put together a work group and consider each one of these as they stand alone. Taking them as a bundled effect doesn't resonate with me at all. We can accept the full amount of the grant and then let it naturally diminish or expand as we have a client base, and I think we'll be efficient.*

*"Certainly, there's no reason not to open up the belly of the beast and look at efficiencies and be sure we're doing the best work that we possibly can, but I don't know that I want to bundle that. Just the grant application and what we do as the Board of Health through our Health Department. If we want to have other discussions about each one of these items at some point and come back after we've had a good, rich understanding of the implications of all of these, that's fine. I don't know that I'm prepared today to understand all of the implications that can happen to our community, and I think we're listing at windmills when we're trying to eliminate services to folks out there that are a minor part of the population, but as human beings, in my mind, we have some obligation to be sure that we take care of the people in our community. Not just on this level but on many levels, and I want to be sure we have a great conversation about this before we go Helter Skelter today.*

*"This is the first time I've seen this piece of paper, to reduce the amount, to eliminate positions, to go and lobby KDHE to change their positions on some things, and I think*

*those could have very profound long-term effects and unintended consequences on a very vulnerable population in our community, and I'm a real believer, as you treat the most vulnerable and underserved in your community is how you're known as a civilization, and that's who we're dealing with right here, people who need help understanding how to be parents and keep their kids healthy.*

*"Every study I've ever seen shows that a healthy start in the first few years of life and a parent that's really taking serious, the responsibility of having a child, raising a child, keeping them, keeping them healthy with good nutrition and good services is important. It is unfortunate that not every mother, expectant mother, family, parent has all the abilities and knowledge and resources to make sure their child has everything that they need, and I think as a society we owe it to ourselves to make sure that the children that are born in our area have the best start that they possibly can.*

*"I'm not going to be supportive of these. Although, I would be supportive of having conversations at some point. But I don't think today is the day to add all of these caveats on there when we really hadn't discussed it at a long drawn out, factual presentation. That's all I have."*

*Chairman Ranzau said, "Thank you. I just want to clarify. No motions are made and all six of these things aren't going to be bundled together. We're talking about Items 1 through 4 to see if we have consensus on those for majority support, and I think we do. When everyone is done talking, I'll make a motion with respect to Items 5 and 6 and there could be substitute motions as well and all Commissioners are free to pick and choose which one of these they support and don't support. Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chair. That helps clear up a question I have. I was going to ask if we were going to be able to take the recommended action as to item and then these as separate items."*

*Chairman Ranzau said, "Items 1 through four, we've had discussion, and I think the majority of Commissioners have given their indication of their support of these things, if the Manager [inaudible]. It won't be a formal motion unless you want to make one, but with the others, there will be, Items 5 and 6. I plan on making one, and if you want to make a substitute, or you can make an initial one or whatever."*

#### MOTION

*Commissioner Unruh moved to accept the grant in the amount of \$2, 259,000 and authorize the Chairman to sign the document.*

*Commissioner Norton seconded the motion.*

*Chairman Ranzau said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I'm glad we've got a motion on the floor and I appreciate the Commissioner Unruh getting that out of the way. I wanted to comment and meant to mention it earlier and neglected to. There are several points I wanted to make.*

*"The implication in terms of national origin, I'm a strong supporter of legal immigration, operating under federal statutes. My understanding, and I may be wrong on this, I'm not an attorney, but I think we're operating under the federal law that was set back in*



*the 1960's under the Hart-Cellar Immigration Act that made some major changes in federal immigration statutes at that time. There may have been some relatively minor amendments since then, but I think that's what we're operating to, our federal law is still operating. We've got executive action that apparently superseded it, courts silent, congress silent. Having said that, I wanted to clear up the implication that in some way I have a problem with national origin. I don't. I don't want to discriminate against anyone.*

*"I believe in the rule of law. That is what I'm trying to defend. And in this day and age, this may be an outlier in a variety of ways, but when it comes to programs that may be affected by this, that's one reason I'm sympathetic of some of the proposals that we have in front of us and I appreciate the discussion we've had here at the bench, because I wish we had been in a position where we could more directly restrict participation in the program and that the federal, apparently federal law does operate here, so I guess it must be like the IRS rules still operate, too. I'm not in a position to pick and choose like some folks who seem to be beyond the statute. So, I think having this discussion has been helpful, and I appreciate all my colleagues' comments. Thank you, Mr. Chair."*

*Chairman Ranzau said, "Adrienne, on the breastfeeding, the numbers that you talked about, are those self-reported numbers? They come and we ask them if they're still breastfeeding, et cetera?"*

*Ms. Adrienne Byrne-Lutz said, "Yes."*

*Chairman Ranzau said, "You said you've got these breastfeeding peer counselors as part-time, and there are other people like nurses and stuff that also give instructions on breastfeeding?"*

*Ms. Adrienne Byrne-Lutz said, "Just the very basics. So, if someone is having struggles or problems, then they're referred to the breastfeeding peer counselors."*

*Chairman Ranzau said, "A couple things with respect to this program and the Board of Health. First of all, this is a welfare program under the guise of a Public Health Program. It's essentially a government-run food bank where you get free food with vouchers. You know, the question is, should the hard-working citizens of this county, state, country be forced to subsidize illegal immigration. If someone comes in and violates our laws, do they then have an entitlement to a handout and free food from the taxpayers? I'd say no. Don't violate our laws and come in here and then expect a handout. If you're going to come in here illegally, then you be prepared to provide for yourself and your family. That's all there is to it.*

*"I think we have a fiduciary responsibility on behalf of the taxpayers of Sedgwick County and this state, country to ask KDHE to limit participation in this. I think there are other programs that limit participation to those that are here illegally, and why shouldn't this be any different. If they say no, so be it. At least we can tell our constituents we tried. There are plenty of privately-run food banks out there and people are free to make donations and give that to illegal aliens if they want to, at any time. To use the government to forcibly redistribute wealth and money from hard-working citizens, many of whom are struggling to provide for their own families, and give it to someone here that comes here illegally, I don't think that's appropriate. We should at least ask the question and find out.*

*"With that being said, we do have a motion and a second."*

**SUBSTITUTE MOTION**

*Chairman Ranzau moved to make a substitute motion to accept the grant at a reduced amount of \$1,901,219 and eliminate the breastfeeding peer council positions."*

*Commissioner Peterjohn seconded the motion.*

*Chairman Ranzau said, "As far as the other four items, I think, Mr. Manager, we have enough Commissioner support with this that we can talk more about this in the staff meeting if we need to next Tuesday. So, these four aren't really tied necessarily, to this, but we'll have some ongoing discussion. Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman, I just wanted to let you know that I will support a similar substitute motion if this one fails. So, for right now, I'm probably going to vote no, but I will make a substitute motion after this vote to something very similar to which you just talked about. Thank you."*

*Chairman Ranzau said, "Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chair. I just wanted to explain my no vote before we had it, and that is, I really think the elimination of the peer counselors is something that our Director needs to consider and evaluate whether or not it will be detrimental to the program or not. It's an operational issue rather than a policy issue, it seems to me. I'd like to do that under her discretion. And I don't see the practicality of reducing our request to \$1.9 million when we're only going to use as much as we actually use in the program. I just wanted to get my thinking on the record."*

*Chairman Ranzau said, "Thank you, Commissioner. Madam Clerk, call the vote."*

**VOTE**

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

*Chairman Ranzau said, "That motion fails 2-3. Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman. I would make a substitute motion that we would not eliminate the breastfeeding peer councilors, but I am in favor of reducing the amount to a different amount and that's \$1,939,000 and that's taking the amount of money offered on this grant and subtracting out the amount of money that was left over in the previous year, that we do not need, which I think frees up that money for communities to use on the front end, rather than on the back end. I would rather not and I don't think we need \$2,259,000. All we really need is \$1,939,000 to run this program to its full extent. This is not a reduction in services in any way. This provides for all the staff that's currently in place, and so that's my motion if it's clear."*

**SUBSTITUTE MOTION**

Commissioner Howell moved to accept the grant with the exception of reducing the amount to \$1,939,000.

Chairman Ranzau seconded the motion.

Chairman Ranzau said, "Commissioner Norton."

Commissioner Norton said, "Once we start down the path, are we not supposed to go ahead and go back to the original motion in order and vote on it and then if we want to start over again, that's the way we do it?"

Chairman Ranzau said, "No. We've allowed substitute motions."

Commissioner Norton said, "Okay."

Chairman Ranzau said, "Madam Clerk, call the vote."

VOTE

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

Chairman Ranzau said, "So that one passes 3 to 2 with the reduced amount, but breastfeeding peer counselors are still in. We'll have more discussion about the others."

Mr. Yost said, "May I ask for one clarification?"

Chairman Ranzau said, "Yes."

Mr. Yost said, "Maybe I misheard you say earlier that the amount that we didn't use of our previous authorized two-year period of three-hundred some thousand dollar?"

Chairman Ranzau said, "No, it was \$320,000 in both years, for a total of \$600,000."

Mr. Yost said, "Okay, in both years. Okay. I just wanted to clarify that. Thank you."

Chairman Ranzau said, "With that, I think we do have need for Executive Session."

Commissioner Peterjohn said, "Are you recognizing me, Mr. Chairman?"

MOTION

Commissioner Peterjohn moved that the Board of County Commissioners recess into Executive Session for 30 minutes to consider Personnel matters of non-elected personnel and that the Board of County Commissioners return to this room from Executive Session no sooner than 10:30 a.m.

Chairman Ranzau seconded the motion.

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

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Howell	Aye
Commissioner Peterjohn	Aye
Chairman Ranzau	Aye

*Chairman Ranzau said, "We'll now move to Executive Session."*

*The Board of County Commissioners recessed into Executive Session at 10:03 a.m. and returned at 10:30 a.m.*

**EXECUTIVE SESSION**

*Chairman Ranzau said, "We're now back from Executive Session, and no binding action was taken. Next item, please."*

I [15-0641](#)

CONSIDERATION OF A GRANT IN THE AMOUNT OF \$4,781,263.00 FOR COMCARE'S PARTICIPATING COMMUNITY MENTAL HEALTH CENTER AGREEMENT.

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

RECOMMENDED ACTION: Accept the grant award and authorize the Chairman or his designee to sign all necessary documents.

*Ms. Marilyn Cook, COMCARE, greeted the Commissioners and said, "This item is an agreement with the Kansas Department of Aging and Disability Services, or KDADS, to provide behavioral health services to individuals who are uninsured or underinsured.*

*"The agreement amount is \$4,781,263, which is the same amount that we received last year. The document is a big agreement, and it contains the scope of the work that is to be provided as well as several pages of outcomes that we are expected to achieve. Some of those outcomes include things like the percent of consumers with serious and persistent mental illness who improve their vocational status and who improve their resident words living independently as possible, and outcomes related to accessing services and timeliness of service.*

*"This year there is also an increased focus on admission rate to local and state patients into psychiatric facilities as well as looking at readmission rates from individuals who have been discharged from those facilities and being readmitted within 30 days. There are also a number of outcome measures for children that you can see in there that includes children who have serious emotional disturbances who are successfully completing services, the expectation that the children we are serving are attending school regularly and those being discharged from residential facilities are getting medication needs met in a very timely manner.*

*"So we are recommending that you accept and authorize the Chairman or his designee to sign all the necessary documents."*

*Chairman Ranzau said, "Commissioners, what's the will of the Board?"*

MOTION

Commissioner Norton moved to accept the grant in the amount of \$4,781,263 and authorize the Chairman to sign.

Commissioner Unruh seconded the motion.

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I notice that this amount is slightly smaller than last year and was interested in any details in terms of is this just a reduction across the board that the state had in appropriations for all the counties that are receiving these funds from the state?"

Ms. Marilyn Cook said, "There was a very small reduction, but essentially it's the same funding. What KDADS did is a couple of years ago they developed some regions, and COMCARE is part of Region 2, along with Butler and Sumner Counties. And last year the activities and the money that went into Region 2 were different than this year. This year, for Region 2, they're using the federal block grant money for part of this grant, and we cannot use federal block grants for this grant for any substance use or administrative activities, so there is a small reduction because of that, but essentially the rest of it is the same."

Chairman Ranzau said, "We have a motion and a second. Madam Clerk, call the vote."

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Howell	Aye
Commissioner Peterjohn	Aye
Chairman Ranzau	Aye

Chairman Ranzau said, "I keep forgetting to ask for public comment on these. If you want to talk on any of these, just raise your hand and let us know."

**Approved**

J [15-0642](#)

CONSIDERATION OF A GRANT IN THE AMOUNT OF \$106,683 FROM KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES FOR COMCARE'S PATH HOMELESS PROGRAM.

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

RECOMMENDED ACTION: Accept the grant award and authorize the Chairman or his designee to sign all necessary documents.

Ms. Marilyn Cook said, "This item is a renewal of the PATH grant and PATH is an acronym that stands for Projects of Assistant and Transition from Homelessness. We've been receiving this grant for a little over 20 years. The grant amount is \$106,683. The main focus of the grant is for COMCARE's staff that are funded by this, to engage in various sort of outreach with individuals who are homeless and who also have a mental illness. So the grant provides funding for two full-time case managers and a .4 FTE for an office specialist who helps the communities continuum of care in

*terms of homeless services, keep track of the data that is needed.*

*"We recommend that you accept the grant and authorize the Chairman or his designee to sign all the necessary documents."*

*Chairman Ranzau said, "What's the will of the Board?"*

**MOTION**

*Commissioner Peterjohn moved to approve the grant 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 Norton</i>	<i>Aye</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner Peterjohn</i>	<i>Aye</i>
<i>Chairman Ranzau</i>	<i>Aye</i>

*Chairman Ranzau said, "Next item."*

**Approved**

**K**      [15-0682](#)

**REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON OCTOBER 1, 2015.**

Presented by: Joe Thomas, Director, Purchasing Department.

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

*Mr. Joe Thomas, Purchasing Department, greeted the Commissioners and said, "The meeting of the Board of Bids and Contracts on October 1st results in one item for your consideration:*

**1. BRIDGE IMPROVEMENTS (B480) – PUBLIC WORKS FUNDING – PUBLIC WORKS**

*"Recommendation is to reject both submitted bids and rebid sometime in the future. I will be happy to answer any questions that you may have and I recommend approval of this item."*

*Chairman Ranzau said, "Thank you, Joe. Would anyone from the public like to speak on this item? Seeing none, Commissioner Peterjohn."*

**MOTION**

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

*Commissioner Howell seconded the motion.*

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

VOTE

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

*Chairman Ranzau said, "Next item, please."*

**Approved**

**CONSENT**

- L**     [15-0647](#)     One (1) Utility Easement for Sedgwick County Project: AYSO Parking Lot Reconstruction in Sedgwick County. District 3.
- M**     [15-0656](#)     Amendment to the 2016 Capital Improvement Program to Select Projects for Funding by the Roads and Bridges Funds in 2016.
- N**     [15-0645](#)     Clinical Supervision Agreement for a COMCARE employee to obtain licensure as a Licensed Specialist Clinical Social Worker (LSCSW).
- O**     [15-0654](#)     Clinical Supervision Agreements for two COMCARE employees to obtain licensure as a Licensed Specialist Clinical Social Worker (LSCSW).
- P**     [15-0653](#)     Annual Affiliation Agreements with 46 Qualified Providers of Intellectual and Developmental Disability Services.
- Q**     [15-0657](#)     Fiscal Year 2016 Older Americans Act Title III B Vendor Contracts with the Central Plains Area Agency on Aging.
- R**     [15-0673](#)     Resolution providing for staff to sign documents as necessary to effect closing on certain real property located in Sedgwick County, Kansas.
- S**     **15-0658**     Order dated 9/17/2015 to correct tax roll for change of assessment.
- T**     [15-0666](#)     General Bill Check Register for September 23, 2015 - September 29, 2015.
- U**     [15-0667](#)     General Bill Check Register for September 30, 2015 - October 6, 2015..
- V**     **15-0668**     Payroll Check Register for the September 19, 2015 payroll certification.

*Mr. Ron Holt, Acting County Manager, greeted the Commissioners and said, "You have the Consent Agenda Items L through P. Recommend approval."*

*Chairman Ranzau said, "First of all, I'll ask if there is anyone from the public that would like to speak on this item. Seeing none, Commissioner Peterjohn."*

**MOTION**

*Commissioner Peterjohn moved to approve the Consent Agenda.*

*Commissioner Howell seconded the motion.*

*Commissioner Peterjohn said, "But I do have some comments on Item M, that I'd like to get in the record at an appropriate time, Mr. Chairman."*

*Chairman Ranzau said, "Very good. I have comments on the same item, as well. Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Yes, thank you Mr. Chairman. Item M, one of the items on there to defer a road project on West 183rd Street. I had a number of citizens that had concerns about the trees on it, and I think the road is in pretty good shape. I appreciate everybody who has been involved in terms of working to try to come up with a mutually satisfactory arrangement, concerning that stretch of road. Most of the rest of this is an item that I'm glad to see locked in and put into place. I think we'll have a good County road system in place with the improvements that are outlined next year that are contained in Item M."*

*Chairman Ranzau said, "Ron, did you have something?"*

*Mr. Ron Holt, said "Mr. Chairman, just a correction. I said Consent Agenda was Items L through P and they are actually Items L through V."*

*Chairman Ranzau said, "Thank you. Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman. I just wanted to bring a little visibility to one of the items, Item M, that is the bridge re-decking of MacArthur Street bridge over the Big ArKansas River. And the importance of any bridge that goes over the river is extremely important. To get around that bridge would be extremely painful for people used to traveling that bridge. It also provides access for some of the workers that work at Spirit AeroSystems. So, I think this is really an important part of this Consent Agenda, and I just wanted to bring some visibility to it. It's a fairly expensive part of this item. It's \$1 million for construction. By doing this, we're going to potentially save many millions of dollars, by being proactive. The deck is in poor repair but the substructure is in good shape. By doing this now, we will potentially save a total bridge replacement. We are being proactive at the most appropriate time, and this is exactly the right time to do this. I'm glad to see this on this list and very glad to support it. Thank you, Mr. Chairman."*

*Chairman Ranzau said, "Along that same line, I have a few questions. First of all, for our Public Works Director, on that particular bridge, it's going to cost us \$1 million to redo this. How much would it cost to replace it?"*

*Mr. David Spears, Director, Public Works, greeted the Commissioners and said, "We*



don't have the plans, of course, but anywhere from \$4 to \$6 million."

Chairman Ranzau said, "\$4 to \$6 million. So this bridge has a high efficiency rating."

Mr. David Spears said, "Over 90."

Chairman Ranzau said, "It's over 90, but it still has problems that need to be addressed so that we don't incur future expenses."

Mr. David Spears said, "Correct. If we can save the deck, the rest of the bridge is in great shape, so that's the goal. It's a main bridge there for folks that go to Spirit [AeroSystems]."

Chairman Ranzau said, "In general, I want to address these projects here. I'm certainly supportive of them and kind of clarify some things about our budget.

"We had a lot of discussion about our budget, and a lot of it was about roads and bridges and things, and there were a lot of things said out there, some of it true, and a lot of it factually incorrect. One of the things that was said was that we should just adopt the budget that was provided by our previous Manager, because it was balanced and it was just great. But unfortunately, if we had adopted that budget, none of these projects would be happening, because they aren't included. In fact, the Manager, despite the direction from the Commission, took these out, didn't fund them with cash, didn't fund them at all. His budget was incomplete. He tried to make the argument to me that because this bridge has a high efficiency rating over 90 that we shouldn't be spending money on it, but he, in fact, didn't understand the situation. So fortunately, this Commission had the foresight and will to find out the facts, put these projects back in and fund them so that we could move forward on these infrastructure projects, because reducing our investment, our infrastructure, only gets us, you know, in a hole.

"We're going to be addressing this comp land, here in a few weeks, and it's talking about how much we're behind on investment in road and bridges and a lot of things, so by accepting the original draft proposal by our previous Manager, we would have only made things worse. Of course, these are some of the details that often don't get out in the public and don't know the discussions going on behind the scenes. But just to reiterate, if it wouldn't have been for the foresight of this Commission, these projects would not be happening at all if we had taken the recommendation of some. So I'm happy to support this, and I think these are good things to do for our community and appropriate. I'm very happy that they're doing them. I think we do have a motion and a second. Madam Clerk, call the vote."

VOTE

Commissioner Unruh	Aye
Commissioner Norton	Aye
Commissioner Howell	Aye
Commissioner Peterjohn	Aye
Chairman Ranzau	Aye

Chairman Ranzau said, "Next, we have Legislative Issues, but we don't have anything. Now, we do have the 'Other' part of our meeting. Commissioners, do you have anything for 'Other'? Commissioner Peterjohn."

**Approved on the Consent Agenda**

OTHER

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I'm going to mention an event that took place last Sunday. It was a memorial for the fallen firefighters here in Kansas, and they memorialized 114 firefighters, 3 of whom were from the Sedgwick County Fire District, in a ceremony that was held Sunday afternoon. I would have mentioned it last week but didn't find out about this event until actually last Friday afternoon. So I wasn't in a position to publicly announce it a week ago, but was able to attend it and I think it's an important event in the community to recognize these folks, because the fire department serves a very important function all across the state. Whether it's a volunteer department, we've got a number in the county, or professional department like Sedgwick County Fire District No. 1, all folks who are active out there, working to try and keep their community safe, deserve recognition. Folks are at risk. We've had, unfortunately, 114 who have lost their lives trying to keep their communities safe. It was a very poignant and excellent event Sunday afternoon, and I wanted to at least get it on the record, even if it is a bit belated.*

*"Also, October 7th is a very important date in American history. It is important on a number of specific dates. One of the first steps for the United States to become a country occurred in 1765 when the Stamp Act Congress met in New York City to discuss problems the Colonials had with the mother country at that time. Interestingly enough, on this date, October 7th, 12 years later, in 1777, the Americans won a huge victory that led to the defeat of the British and the surrender of the General Burgoyne at the Battle of Saratoga, also in New York. Three years later, on this date, the battle that turned the tide in The South, in 1780, Battle of Kings Mountain, occurred. And so from American Revolutionary War point of view, October 7th is note noteworthy on three separate years and those dates.*

*"I would also be remiss if I didn't point out that on this date in 2001 some of us here would remember this, the United States troops launched Operation Enduring Freedom to try and destroy the Al-Qaeda terrorist operation in Afghanistan and the Taliban government that was protecting it.*

*"So, Mr. Chairman, I wanted to point that out about October 7th being an important day in American history. Thank you."*

*Chairman Ranzau said, "Thank you. I've got a few things. First of all, weekend before last, we did participate with the City Council in the chili cook-off on that Saturday. It was a good event. I appreciate Councilman Frye for organizing that and helping put it all together. I think we all had a good time during that.*

*"Also, I want to say thanks to Public Works. I know they've been doing some of these cold mix replacement roads. They finished 45th Street between Ridge Road and Hoover, in my district. I know I had lots of comments about that last year. This is a very timely road project to be done, and I'm appreciative of the work you're doing in that area.*

*Mr. David Spears said, "Hopefully 37th Street will be done at the end of this week."*

*Chairman Ranzau said, "And that's a partnership between the County and City of Maize to get that done and that's another good deal going on down there. Thank you for that.*

*"I haven't done this in a while. So for my progressive friends, they may not like this*

*update. But I want to give an update with the goings-on in the world, with respect to Sustainable Development and Agenda 21. Now, I like to do this every now and then to let the folks out there know what's going on.*

*"If you don't know what I'm talking about, then I would encourage you to Google Sustainable Development Agenda 21, when we're done here. Some of my progressive friends, particularly at The [Wichita] Eagle, want you to think nothing is going on, and you don't have anything to worry about. You can do your own research and figure out if something is going on. I do have this news report.*

*"There was a meeting September 25th at the United Nations (U.N.), in New York City, and they want to set a progressive agenda for the next 15 years known as the U.N. Sustainable Development Goals, and that consists of 17 overarching goals and 169 subordinate targets. Now, interestingly enough, a couple of International Science Councils evaluated these and offered some suggestions to improve them, because they said in many ways the program is in many ways uncoordinated, immeasurable and unrealistically ambitious. However, all of those suggestions were rejected because they just want to get it done.*

*"U.N. Secretary-General Ban Ki-moon said this will be a defining moment in human history, and it's their transformative vision for a better world. And then after that, two days later President Barack Obama pledged U.S. Support for the effort and whatever it takes. So there's people out there that tell you, don't worry about sustainable development, nothing is going on. The U.N., don't worry. But Barack Obama says, we're going to do it, baby, no matter what it takes. So you can decide for yourself if it matters to you or not.*

*"The courts have organizations here that push these efforts, and it's being supported at the federal level. It's even supported at the state level for a variety of reasons. I want to put that out there for those of you who do know what that is. Because from time to time, I know you like to hear updates and know what's going on and things that happen outside our community do affect us, and we need to know what's going on. So I appreciate the time to speak to that. Does anyone else have anything for 'Other'? Seeing none, we've already had our Executive Session, and we do not have a Fire Agenda today, correct, Mr. Manager?"*

*Mr. Ron Holt, said "Correct, no."*

*Chairman Ranzau said, "Is there anything else to come before the Commission?"*

*Mr. Ron Holt, said "No, sir."*

*Chairman Ranzau said, "Seeing none, we are adjourned."*

## **ADJOURNMENT**

*There being no other business to come before the Board, the Meeting was adjourned at 10:50 a.m.*

BOARD OF COUNTY COMMISSIONERS OF  
SEDGWICK COUNTY, KANSAS

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

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*KARL PETERJOHN, Chair Pro Tem*  
*Third District*

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

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

\_\_\_\_\_  
*JAMES M. HOWELL, Commissioner*  
*Fifth District*

ATTEST:

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

APPROVED: