

# Sedgwick County

525 North Main Street 3rd Floor  
Wichita, KS 67203



*Sedgwick County...  
working for you*

## Meeting Minutes

Wednesday, February 12, 2014

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 Roberta 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: [rberry@sedgwick.gov](mailto:rberry@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 February 12, 2014 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman David M. Unruh, with the following present: Chair Pro Tem Commissioner Tim R. Norton; Commissioner James B. Skelton; Commissioner Karl Peterjohn; Commissioner Richard Ranzau; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. Ron Holt, Assistant County Manager; Mr. Joe Thomas, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; and Ms. Amanda Lee, Deputy County Clerk.*

### **GUESTS**

*Ms. Nancy Duling, Executive Director, American Heart Association  
Ms. Liz Workman, CEO, Girl Scouts of Kansas Heartland  
Mr. A.J. Boleski, General Manager, Intrust Bank Arena*

### **INVOCATION**

*Led by David Carter, First Unitarian Universalist Church.*

### **FLAG SALUTE**

### **ROLL CALL**

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

### **PROCLAMATIONS**

- A**      [14-1054](#)      PROCLAMATION DECLARING AMERICAN HEART MONTH.  
Read by: Chairman David M. Unruh.

RECOMMENDED ACTION: Adopt the proclamation.

**Attachments:**      [American Heart Month](#)

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

#### **PROCLAMATION**

*WHEREAS, heart disease and stroke tragically represent the number one and number four killers of women in the United States; and*

*WHEREAS, one in three women across the country will suffer from some form of heart disease in their lifetime not only impacting themselves but every person in their lives; and*

*WHEREAS, heart disease represented 27.3 percent of total deaths in Sedgwick County and 29.2 percent of total deaths in the State of Kansas in 2011; and*

*WHEREAS, Sedgwick County Emergency Medical Services had to respond to 3,402 calls related to heart disease; and*

*WHEREAS, the American Heart Association's Go Red For Women® movement has been impacting the health of women for 10 years and more than 627,000 women's lives have been saved and 330 fewer women are dying every day; and*

*WHEREAS, Sedgwick County has always strived to inform the community about healthy lifestyles and choices and has illuminated the Sedgwick County Courthouse red to raise awareness to the reality and impact of women's heart disease.*

*NOW, THEREFORE BE IT RESOLVED that I, David M. Unruh, Chairman of the Board of Sedgwick County Commissioners, do hereby recognize February 2014 as*

*'AMERICAN HEART MONTH'*

*And urge Sedgwick County citizens to take notice of the importance of heart healthiness and spread this message throughout the community.*

*"Commissioners, you have heard the proclamation. What is the will of the Board?"*

#### **MOTION**

*Commissioner Skelton moved to adopt the proclamation.*

*Commissioner Norton seconded the motion.*

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

#### **VOTE**

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

*Chairman Unruh said, "And receiving the proclamation this morning is Nancy Duling and two of her associates. So appreciate you being here and like to hear a comment."*

*Ms. Nancy Duling, Executive Director, American Heart Association, greeted the Commissioners and said, "Thank you very much for the opportunity, Chairman Unruh. This is Karen Cox, and she is our board chair and has been with our organization volunteering for over 12 years and Stephanie McCurdy is going to be the chair of our Go Red For Women event this next year. So we're very excited to have Stephanie involved with our organization."*

*Ms. Duling continued, "So I would like to just kind of give you a little bit more information about this movement."*

*"Ten years ago the American Heart Association discovered that heart disease killed more women than men. And it took more women's lives than all forms of cancer combined. So we created Go Red For Women, a network of women dedicated to education, support and research. Since then we've educated millions of women on the dangers of heart disease, and made major changes in healthcare to help our communities. We truly appreciate the opportunity to come and talk to you today and thank you for the proclamation."*

*Chairman Unruh said, "Well, thank you for being here, and for the, on behalf of our community, I want to thank you for your efforts in making us more aware of this issue, and doing the best that your organization can do in trying to help people be aware of that, and take better care of themselves. So thank you for being here. We do have a comment from Commissioner Norton."*

*Commissioner Norton said, "Nancy, thanks for being here today."*

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

*Commissioner Norton said, "April is Heart Month, and you have another big event coming up, February is Heart Month, I'm sorry, you have another big event coming up soon."*

*Ms. Duling said, "We do."*

*Commissioner Norton said, "So you might want to talk about that."*

*Ms. Duling said, "So Saturday night, February 15th, is our Heart Ball. And we are expecting about 500 people at the Drury Inn. Again, it is another way to complement our mission to raise dollars in for our dollars of research in the mission."*

*Commissioner Norton said, "Are there still places available?"*

*Ms. Duling said, "Definitely, please call us!"*

*Commissioner Norton said, "And what would be a number people can call?"*

*Ms. Duling said, "316-265-4238."*

*Commissioner Norton said, "It's a great event. Susan and I have been several of times over the years. Wonderful event, a good time to dress up."*

*Ms. Duling said, "Yes, it is."*

*Commissioner Norton said, "And really enjoyed the community and a good cause. So thanks for being here today."*

*Ms. Duling said, "Thank you very much."*

*Commissioner Norton said, "All right, well thank you all for being here. And appreciate your efforts."*

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

*Chairman Unruh said, "Thank you. Madam Clerk, next item."*

**Adopted**

**B**      [14-1055](#)

PROCLAMATION DECLARING GIRL SCOUT COOKIE MONTH.

Read by: Chairman David M. Unruh.

RECOMMENDED ACTION: Adopt the proclamation.

**Attachments:**      [Girl Scout Cookie Month](#)

*Chairman Unruh said, "Commissioners, I have another proclamation for your consideration:*

*PROCLAMATION*

*WHEREAS, Girl Scouts, the pre-eminent organization for girls in the United States and around the world, has been an active part of the community; and*

*WHEREAS, there are more than 12,500 girl members, from Daisies through Ambassador Girl Scouts, in 80 Kansas counties, including Sedgwick County; and*

*WHEREAS, through the Girl Scout Cookie Program, these girls learn about business, goal-setting, the value of teamwork and money management, all of which help them become leaders who are confident in themselves and their abilities and who use their knowledge to affect change in their lives and in the lives of those around them; and*

*WHEREAS, through the support of generous donors and annual product-sale activities, such as the Girl Scout Cookie Sale, the Girl Scout organization is able to offer quality programs on a year-round basis to girls of all racial, ethnic, cultural, religious and socioeconomic groups; and*

*WHEREAS, Sedgwick County is committed to supporting the programs provided by Girl Scouts of Kansas Heartland and encourages our communities to support Girl Scouting and its annual money-earning activity: the annual Girl Scout Cookie Sale.*

*NOW, THEREFORE BE IT RESOLVED that I, David M. Unruh, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim February 2014 as*

*'GIRL SCOUT COOKIE MONTH'*

*And encourage all citizens to support the annual Girl Scout Cookie Sale, which began February 8 and ends March 9, and make an investment in the lives of girls who continue to uphold the enterprising spirit of Girl Scouts to become a self-sufficient organization.*

*"Commissioners, you have heard the proclamation. What is the will of the Board?"*

*MOTION*

*Commissioner Norton moved to adopt the proclamation.*

*Commissioner Skelton seconded the motion.*

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

VOTE

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

*Chairman Unruh said, "And from Girl Scouts of Kansas Heartland, it's Liz Workman receiving the proclamation. Welcome."*

*Ms. Liz Workman, Chief Executive Office, Girl Scouts of Kansas Heartland, greeted the Commissioners and said, "Thank you very much. Thank you, Chairman Unruh. It is an honor for us to be here today. We're very excited that the Girl Scout cookie program kicked off last Saturday, despite the curveball that Mother Nature threw us. As the proclamation mentioned, this is an important program, a learning program for the girls, and it is the largest girl led entrepreneurial program in the world. It teaches them five very important skills: goal-setting, decision-making, money management, a lot of people skills, and also business ethics. So those are all key skills for them to build upon as they become tomorrow's leaders.*

*"Now, we've given you some samples of the cookies here for you to taste and trade back and forth according to what your favorite. And we are really excited about the new cookie option this year, which is the Cranberry Citrus Crisp, which is now just moved over to Chairman Unruh. We think of it as the unofficial Kansas cookie. Because it's whole wheat, and if you look at the design on the front, it's got wheat shocks on it. We hope you will try that. This Friday on the 14th, our cookie booths open. So we hope that everybody will be out with the warming weather and enjoy that opportunity.*

*"I would encourage, you know, everybody, whether it is the girls, you know, coming to your door, or you going up to a cookie booth, wherever they are throughout the communities, that you ask those girls what is your goal. You know, what do you want to accomplish with the cookie sales this year. Because they know every cookie has a mission, and that's to help them do great things. So, we encourage you to ask them about what their goals and aspirations are. The sale goes through February 9th.*

*"And the other thing I wanted to mention to you is for even those that have made those New Year's resolutions, we have an option for you to support girl scouting. And that is through our cookie share program. Through that program you are not actually buying the cookies for you or your family members, or friends to consume, you are donating them to our military, or the Kansas Food Bank, or Catholic Charities and the other communities throughout our council, it's to their local food bank. It is a wonderful way to support the girls and really make a meaningful difference to others. So I thank you again for having us here today, and for declaring February as Girl Scout Cookie Month. Thank you so much."*

*Chairman Unruh said, "We want to thank you for being here, and we are each year very pleased to help you in promoting this activity with a proclamation, and we understand the benefits that you enumerated are really, very positive and helpful to these young ladies. One suggestion you made is, I'll have to give that serious consideration, I am not good at sharing cookies."*

*Commissioner Skelton said, "I'll give it back, right now. Sorry. Apologize."*

*Chairman Unruh said, "Thank you. We do to have comment from Commissioner Peterjohn."*

*Ms. Workman said, "Okay."*

*Commissioner Peterjohn said, "Thank you, Chairman. Let me clarify, I thought I heard you say February 9th..."*

*Ms. Workman said, "March 9th."*

*Commissioner Peterjohn said, "March 9th. Sales are through March 9th."*

*Ms. Workman said, "It is only four weeks."*

*Commissioner Peterjohn said, "Okay. Because I was concerned with all the weather we had last week that kind of, did you lose a week in this process, or did you have to set it back a week, because Mother Nature, I mean, maybe we could use more global warming, we wouldn't have had quite as much. Although my farmers need all the precipitation they can get."*

*Ms. Workman said, "We had a great kickoff party here in Wichita for the girls last Friday, weather notwithstanding. They were so excited to begin the program on Saturday morning, and a lot of them were out there. They were really experiencing, you know, that entrepreneurial spirit in knowing that they had to change their tactics a little bit and be prepared to do that. So I don't really think it set us back. You know, we know of one girl member so far, she's about 400 cookie packages that she's already, you know, sold. So I think, you know, they are learning to roll with the punches that Mother Nature has thrown us, but we're all looking forward to the warmer weather for sure."*

*Commissioner Peterjohn said, "Before we got started this morning I pointed out, I said I didn't recognize this new Cranberry [Citrus] Crisp. How many different varieties are the girls going to be selling this year?"*

*Ms. Workman said, "We have eight and the Cranberry Citrus Crisp is the new variety. The favorite throughout the country is the Thin Mints. And a close second to that is the Caramel deLite. The two varieties of peanut butter, sandwich and the patty. We have the shortbread, which is a very traditional one, and the Thanks-A-Lot, I think of as a mixture of the shortbread and chocolate, and we have Lemonades. So we really have something for everybody's taste. I plan on eating the Cranberry Citrus Crisp for breakfast because it is healthy for you and goes very good with coffee."*

*Commissioner Peterjohn said, "Those are hard comments to top, but I just would like to say it is a real pleasure to approve this proclamation and the prior proclamation this morning. Glad to have the opportunity to support both of them."*

*Commissioner Peterjohn continued, "Wish you well in your upcoming sales during the next month. Thank you, Mr. Chairman."*

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

*Commissioner Norton said, "Well, I may be the only Commissioner that's been kicked out of a Girl Scout event over the years. When they had the cookie kickoff a few years ago, I made a grave mistake at throwing a marshmallow at a couple of the girls as we were designing something out of cookies and I almost created a riot. I didn't mean to. But I got invited back the next year, and got to stack boxes of cookies. I am a real Girl Scout dad. I went to camp Wiedemann with my girls two years in a row. I wore the swim cap to swim. I rode horses. I carried girls in the middle of a storm one year at one of the, I think Camp Seikooc, because we had a tornado warning. I am real loyal to Girl Scouts. They do great work."*

*"They really help grow our young girls into women with great values that they have. And the cookie kickoff and the sale of cookies is just one of the ways that you continue to do that good work. And I would urge folks out in the community to seek out girls as they have booths at different places around the community, if they know they have Girl Scouts in their neighborhood, seek them out and help them with this great cause. That's all I have, Mr. Chair."*

*Chairman Unruh said, "Thank you. Commissioner. You have a lot of supporters up here, and we wish you the very best. Thanks for being here."*

*Ms. Workman said, "Thank you and enjoy your cookies today."*

*Chairman Unruh said, "We will, thank you very much for the cookies."*

*Ms. Workman said, "You are welcome."*

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

**Adopted**

## **APPOINTMENTS**

- C**      [14-1084](#)      ACCEPT THE RESIGNATION OF KURT YOWELL FROM (CHAIRMAN DAVE UNRUH'S NOMINATION) THE WICHITA AIRPORT ADVISORY BOARD.

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Accept the resignation.

*Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "Commissioners, you have received this resignation, and it would be appropriate to accept it at this time."*

*Chairman Unruh said, "All right. Thank you, Mr. Euson. Mr. Yowell is my appointment, and has indicated that he is no longer able to serve because of just scheduling appointments, but he's done a good job, a very bright and helpful person who's really involved in community activities. So sorry to see him leave, but I want to thank him for his service."*



MOTION

*Chairman Unruh moved to accept the resignation.*

*Commissioner Peterjohn seconded the motion.*

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

VOTE

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

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

**Approved**

**D**      [14-1081](#)

RESOLUTION APPOINTING CHAIRMAN DAVID M. UNRUH AND  
COMMISSIONER TIM R. NORTON AS MEMBERS TO THE GREATER  
WICHITA ECONOMIC DEVELOPMENT COALITION (GWEDC)  
STEERING COUNCIL.

Presented by: Richard A. Euson, County Counselor.

**Attachments:**      [021214 GWEDC Resolution Appointing 2014 Members.pdf](#)

*Mr. Euson said, "Commissioners, we prepared this resolution for the two members to serve on the [Greater Wichita Economic Development Coalition] Steering Council. They serve for either one year or at the pleasure of the Board of County Commissioners and I recommend you adopted the resolution."*

MOTION

*Commissioner Skelton moved to adopt the resolution.*

*Commissioner Norton seconded the motion.*

*Chairman Unruh said, "And we have a motion and a second. I might just make the comment that this has been our traditional, if that's not too big a word, to say typically the Chair and Pro Tem serve on GWEDC (Greater Wichita Economic Development Coalition), and we're following that pattern. Comment from Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Well, thank you, Mr. Chairman. This may be a more recent pattern. I was going to say the first year I was on the Commission that wasn't the case, in terms of that, but I do plan to support this motion this morning, but wanted to make a comment that GWEDC has publicly funded with both city and county tax funds institution, and I know there's been some questions come up, in terms of openness and open records, and I think it is important that taxpayer-funded entities have the responsibility to have disclosure, and I would urge, I expect this motion to pass, and I would hope both of you share this comment and concern with your colleagues on GWEDC if the issue comes up in the future."*

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

Commissioner Ranzau said, "Thank you, Mr. Chairman. I, too, will be supportive of this. I support the comments of Commissioner Peterjohn. I would also like to bring up and remind everybody the idea of adding WIBA (Wichita Independent Business Association) to the board of directors of GWEDC has come up and I would encourage the Chairman Unruh and Commissioner Norton to work toward that end while you are on this board. Thank you. Or, steering council, I'm sorry."

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

Commissioner Peterjohn said, "I was going to say I agree with Commissioner Ranzau's comments concerning WIBA, Wichita Independent Business Association."

Chairman Unruh said, "Thank you, Commissioner. Seeing no further discussion, Madam Clerk, call the vote, please."

#### VOTE

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

Chairman Unruh said, "Next item, please."  
**Adopted**

### **NEW BUSINESS**

**E**      [14-1070](#)      **QUARTERLY INTRUST BANK ARENA REPORT.**  
Presented by: Ron Holt, Assistant County Manager.

**RECOMMENDED ACTION:** Receive and file.

#### **VISUAL PRESENTATION**

Mr. Ron Holt, Assistant County Manager, greeted the Commissioners and said, "It's my pleasure to be here this morning to provide the fourth quarter and as such the year-end Intrust Bank [Arena], 2013 year-end Intrust Bank Arena report. These are the items that we normally cover doing this report and we'll just run through those for your hearing and your review. As you see, ticket sales fourth quarter was pretty active month, from this page to the next page, and even a third page, ending up with 22 events, 22 performances. Average attendance per performance, 5,634. The fourth quarter 2013 versus fourth quarter 2012, you see that the performances, there were 22. This quarter, 28 same time last year, so a difference in 6 performances. Little less in attendance and tickets sold as well, but gross ticket sales were higher this year than last year.

"Year-to-date we've had 91 performances; 411,121 attendants. You see the tickets sold, the gross ticket sales, and the average cost, the average attendance per performance, 4,512.

*"This same period last year, January through December, 2012, there were 84 performances; 384,608 attendants; 349,612 tickets sold and \$9,650,762 gross ticket sales. The fourth quarter net employee wages and benefits, little over \$708,000. Full-time employees, 40. And the part-time employees did fluctuate between 379 and 404. Year-to-date through December, net employee wages and benefits, \$2,663,886. Again, 40 full-time employees with the part-time employees between 318 and 404. Total number of community groups volunteering in concession stands for the fourth quarter, 70 and again, I'd just remind you, that some of these groups are repeats. Amount paid to community groups for volunteering, \$127,765. Year-to-date, or spending with Sedgwick County and Kansas Companies, \$769,912. There were 10 arena presentation arena tours, 7 local events or activities.*

*"Year-to-date those numbers are 227, the number of community groups volunteering, again, many of those are repeats, \$396,569 paid to those groups to help many of those, certainly going toward their volunteer activities, and spending with Sedgwick County or Kansas Companies, \$2,848,126; 18 arena presentations or tours, and 15 additional local events or activities. Just a listing of the community service projects, most of those, many of those are ticket donations, and showing the active involvement and participation of the [Intrust Bank] Arena in the community. See there on this page, the Arena staff were involved in volunteer work at Kansas Food Bank warehouse in addition to additional ticket donations. And then you see on this a last page in addition to those ticket donations the marquee usage in October, November and December.*

*"Moving on to the financial summary, the fourth quarter report ended up with a net building income of \$514,287, so indicating a very good fourth quarter 2013. Comparisons fourth quarter 2013 over 2012, in performances and events, direct income, gross building income, all are there for your review. As well as the operating income, total gross income, the expenses, and the net building income items as well.*

*"Year-to-date, just going straight to the bottom line, very good year. Happy to report the net building income, this is an unaudited number, the audit will be completed by the end of March and so this number will be absolutely confirmed at that time, but net building income of \$705,678. With this number, then, just to remind you the first \$450,000 would go to SMG, and the difference, which is 200... whatever the difference of \$450,000 and \$705,000. I have that number and I just lost it. But that difference will come to the county. So \$250[,000] plus \$55[,000], \$305,000, is that right?"*

*Chairman Unruh said, "\$255[,000]."*

*Mr. Holt said, "\$255[,000]. \$255,000 will come to the county for our operating and maintenance reserve fund. So very, very good year. This year the Arena had six sellout events, and we are looking for similar, if not better year in 2014. Moving on, for the arena event parking, our quarter report there shows that we are still positive, \$16,439. Year-to-date, \$22,855. Fourth quarter Q-line report, these numbers are as of September. You'll remember that we've ended that agreement as of December, so the last numbers we have are the September. We are no longer making payments to the city for this program.*

*"Moving on to the arena sales tax reserves, next year this chart will change, we only now have authorized uses of major repairs, capital equipment for the arena, and the up to \$225,000 annually for the city to provide parking, operating and maintenance on lots A, B, C, and D. So the second and fourth and fifth bullets there are no longer applicable.*

*"At the end of December we had \$13,466,630.22 in the reserve fund, and you will see that we had almost \$300,000 net from the proceeds of the sale of the Coleman project that were put into that fund in the fourth quarter. Upcoming events, again, full, looks like a very good first quarter, even into the middle of the year. So, all things positive and we're very pleased with this report. A. J., the General Manager is here, and I think they are to be applauded for a job well done."*

*Chairman Unruh said, "Okay, thank you, Ron. Commissioners, are there any comments or questions for either Ron or for Mr. Boleski? Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Yeah. Getting into a little bit of the green eyeshade area, and this may be a better question for A.J. or Ron, whoever can handle it, I was looking at the other operating income line here. It is over \$1 million for the year-to-date. I was curious how that compared to last year in 2012. If it was about the same or did it change much?"*

*Mr. Holt said, "You know, Commissioners, I looked at that, but I didn't record it here. I'll send that to you. I don't have that right at hand and A. J. is indicating he doesn't, either. But I'll get that sent to you."*

*Commissioner Peterjohn said, "Okay. And just for the record, my recollection is we've got about \$5 million a year in depreciation on the building. As I look at the annual financial report for the county. Am I correct in that recollection, I mean, is that in the ballpark, Ron?"*

*Mr. Holt said, "Round numbers, yes, sir."*

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

*Mr. Holt said, "I might just mention, one of the things, rather than giving you a quarterly year over year report, I think we can do those year-to-date. So the first quarter next year will be the first quarter against last, or 2014 against 2013. But then we'll do a six month year-to-date, nine month year-to-date, and then end of the year-to-date. So I think those numbers will be more meaningful than these quarterly, year-over-year numbers."*

*Commissioner Peterjohn said, "Okay. Mr. Chairman, if I could proceed, I have just a couple other quick comments. Harlem Globetrotter event, I took a member of my family with me to that event. It was a wonderful event, a great time was had by all. But a more significant event of sorts was the citizenship ceremony that was held at the Arena recently. I realize that wasn't in the fourth quarter that was the first quarter of this year. But I want to commend everyone with the Arena. It was a wonderful event, and very poignant and very moving. I think the Arena did an absolutely outstanding job there, A. J. So, wanted to publicly commend you all on that one. Thank you."*

*Chairman Unruh said, "Thank you, Commissioner. I would just like to make a comment about a couple of the things that were in the report. We went over it pretty quickly, but net employee wages and benefits of almost \$2.7 million. Amount paid to community groups at the concession stand is almost \$400,000. Spending with Sedgwick County/Kansas Companies, about \$2.8 million, so besides the entertainment value, it has an economic impact, and benefit to the many different groups."*

*"So appreciate our management company providing for many segments of our community to be involved and to find benefit in this investment by our citizens. Good job and congratulations on your recent award you won for being the number one...A. J., why don't you step up and tell us what you won."*

*Mr. A.J. Boleski, General Manager, Intrust Bank Arena, greeted the Commissioners and said, "Thanks for the kind words. We greatly appreciate it. It was a fantastic year. A big kudos to all of our staff and our team that have worked their tails off year round, especially as of late through the snow, as we all have. But it's been a great year, in 2013. The ranking I think you are referring to, we were in Venues Today, there's two magazines that rank our industry. We were recently ranked number one in the Midwest for our capacity. So that's 10,001 seats to 15,000 seats. And we were number 10 in the world in that same category for that magazine. So, huge kudos for us, and our team, that's the highest I think we've been ranked, at least since 2010."*

*"And overall this past year with our second best year ever from every aspect: attendance, paid tickets, net operating income. This year we are up, I think we ended 705, Ron said last year was 703. We beat last year, second best year ever. Fantastic year. We appreciate the continued relationship with Sedgwick County, and Intrust Bank and we're looking forward to another good year."*

*Chairman Unruh said, "Thank you. Congratulations again. We appreciate your hard work. We know it doesn't happen all by itself. It takes great management and you have great staff. So we appreciate it."*

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

*Chairman Unruh said, "We have a comment from Commissioner Norton."*

*Commissioner Norton said, "A. J., you can tell us who that really big event is that you've got on the hook that you can't talk about yet. It's not a big deal, but you can tell us."*

*Mr. Boleski said, "Was it James Taylor?"*

*Commissioner Norton said, "No...no, I'm talking about..."*

*Mr. Boleski said, "Must have been Lady Antebellum on Friday night?"*

*Commissioner Norton said, "That's pretty good, but I'm..."*

*Mr. Boleski said, "Motley Crue in July?"*

*Commissioner Norton said, "You know, I'm a Stevie Nicks fan. When is Stevie and Fleetwood coming here? You know, you can tell us."*

*Mr. Boleski said, "Well, I know they've been on the news recently. What is it..."*

*Commissioner Norton said, "Christie McVie."*

*Mr. Boleski said, "Thank you, Christie McVie is back with the band, they are going back out, I think, next year, if not earlier. So we expect to be in the mix. We'll see. We always want to be in the conversations and we'll see where it goes."*

*Commissioner Norton said, "Just want to give you my checklist. Now you've got it. Okay, great job this year, A. J."*

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

*Commissioner Norton said, "Thank you very much for being here."*

**MOTION**

*Chairman Unruh moved to receive and file.*

*Commissioner Peterjohn seconded the motion.*

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

**VOTE**

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

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

*Chairman Unruh said, "Thank you, Ron, A.J. Next item, please."*

**Received and Filed**

**F**      [14-1064](#)

**PROGRAMS IN THE CRIMINAL JUSTICE SYSTEM.**

Presented by: William P. Buchanan, County Manager.

**RECOMMENDED ACTION:** Receive and file.

**VISUAL PRESENTATION**

*Mr. William P. Buchanan, County Manager, greeted the Commissioners and said, "Before I begin this presentation, being a Calvinist I must confess a transgression. Commissioner Norton, I took your Lemonades, and but knowing that you are a good, solid Methodist, you will forgive my transgression and let me keep them."*

*Commissioner Norton said, "Absolutely."*

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

*Commissioner Norton said, "You are granted grace."*

*Mr. Buchanan said, "Thank you. Whew. I feel a lot better. This is the monthly report for December, comparing December 2012 to 2013. You can see that the booking numbers are up a little bit, and that the detention facility is up a little bit. Work Release and out of county are down, and so overall we're down for the month of December in the system compared to last year. Municipal inmates is around 11 to 12 percent, that average stays pretty much the same."*

*"Again, the preponderance of those folks are in the City of Wichita or from the City of Wichita. Municipal inmate hours, Wichita, you can see it's gone down, down, and then January [20]13, an uptick again in July. And there had been some internal policy procedures that the City of Wichita has made rather than ticket folks they've decided that in some cases it was better in their opinion to bring them to the jail and have them booked. So that's a direct result of some of their actions.*

*"2012 booking and releases, you can see the bookings, again, are up for the year, or for the December. Year-to-date bookings are down, however, and that's a good thing. Releases are up for the month, but down for the year, which would be expected, because the bookings are down. The length of stay, you can see it remains climbing. We know why that's occurring. Because we're keeping the bad guys in the jail and those who are, we're not afraid of we're letting out on other programs.*

*"Length of stay in booking, spiked in May, but you can see it's been relatively steady throughout the year. Length of stay, again, you can see the hours have gone up a little bit in booking. Year-to-date is up. Housing is up. Year-to-date housing and combined is up. This is the trend that we really like to look at. You can see that through the month of December that the trends continue to go down overall. The detention remains relatively the same. The out of county continues to go down, as do some of the other things.*

*"Finally, the monthly chart, so for December we had 1,325 average. You can see it's the lowest it has ever been for January we had, this includes through December, but for January, we had 1,388, and today it's 1,364. So we are hanging around this time of year in the 1,300s, it will spike again when the weather gets warm, but the spike, we hope, is not significant.*

*"Adult supervision snapshots, we have Corrections: Day Reporting is the same. [Corrections] Pretrial Services are down. [District Attorney] Diversion is down. SCOAP (Sedgwick County Offender Assessment Program) is the same and the [Sedgwick County] Drug Court is about the same. And we see the same trend in the City of Wichita, or the other funded programs, mostly by the City of Wichita and the other [18th Judicial] District Court. Those numbers reflect what we saw in the previous slide.*

*"Juvenile system, the [Juvenile] Intake Assistant Center, bookings are down. [Juvenile] Detention Facility has gone up somewhat. Juvenile Residential Facilities the same. Home Based Supervision is down. Weekend Alternative [Detention] Programs are down. You will recall that we had judges change, and so we don't know that that may have affected this or not, but we will keep track of the people in the detention facility.*

*"Snapshot, BICE (Bureau of Immigration and Customs Enforcement) is way less than one percent, the one BICE hold in 2013, in December. Felony inmates is 111. It remains about the same, nine percent of the population month after month. On a quarterly basis we talk about the long-term inmates in our facility for more than a year. You can see that there's 62 of those, 60 held on felony charges, 2 on misdemeanor, and some are out of county, some are on Work Release, and you can see the status. That's the monthly report for February, or December of 2013. If there's any questions, I would be happy to try to answer those."*

*Chairman Unruh said, "All right. Thank you, Mr. Manager. We do have a comment from Commissioner Ranzau."*

*Commissioner Ranzau said, "A few charts back it talks about the number that are in jail on felony time. No, keep going."*

*Mr. Buchanan said, "Felony?"*

*Commissioner Ranzau said, "Yes, the felony, 111. I know there's been some talk about legislation, introducing legislation that would allow the Sheriff to have the program that allows them to release inmates based on good time like they do at the state level."*

*Mr. Buchanan said, "Right."*

*Commissioner Ranzau said, "Is there anything going on with that that you are aware of?"*

*Mr. Buchanan said, "I don't know, but we will find out."*

*Commissioner Ranzau said, "Okay."*

*Mr. Buchanan said, "Once the person is convicted of a crime, the judge then, and they sent to the state system, then the person becomes a ward of the state, and the state can then, corrections system can allow for early release for good behavior. That's currently not permitted for the Sheriff."*

*Commissioner Ranzau said, "Right."*

*Mr. Buchanan said, "Although they've been convicted of a crime and sentenced to serve time in our jail, there is no provision for us to release them under..."*

*Commissioner Ranzau said, "The same inmate in a state prison..."*

*Mr. Buchanan said, "Could have easily been out."*

*Commissioner Ranzau said, "Could have. Okay, and I wanted, I don't know if the [Kansas] Sheriff's Association, I think that's probably a worthwhile, somebody needs to..."*

*Mr. Buchanan said, "It absolutely is worthwhile. And we'll check it."*

*Commissioner Ranzau said, "Thank you."*

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

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. Bill on slide 17, I want to make sure I understand this clearly, and maybe get some discussion. We've got 62 inmates who are long-term one year or more, and in the status column in the lower right hand portion of that chart, basically we've got, when it says commitment, does that means convicted?"*

*Mr. Buchanan said, "Yes."*



*Commissioner Peterjohn said, "Should that also mean convicted, as opposed to 39 who are pretrial."*

*Mr. Buchanan said, "Right."*

*Commissioner Peterjohn said, "Is commit and convicted synonymous?"*

*Mr. Buchanan said, "Yes."*

*Commissioner Peterjohn said, "Because that's significant in that roughly you have got over 60 percent, maybe two-thirds, almost two-thirds of those long-term inmates are pretrial, which that is a higher number than I expected. That is a bit of a surprise and a concern to me. Thank you, Mr. Chairman."*

*Mr. Buchanan said, "Thank you, Commissioner. Any other comment? We need a motion to receive and file."*

**MOTION**

*Commissioner Peterjohn moved to receive and file.*

*Commissioner Skelton seconded the motion.*

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

**VOTE**

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

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

*Commissioner Norton said, "You are welcome."*

*Chairman Unruh said, "Next item."*

**Received and Filed**

**G**      [14-1085](#)

**REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON FEBRUARY 6, 2014.**

Presented by: Joe Thomas, Director, Purchasing Department.

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

**Attachments:**      [Bid Board Minutes](#)

*Mr. Joe Thomas, Director, Purchasing Department, greeted the Commissioners and said, "The February 6th meeting of the Board of Bids and Contracts recommends one item for your approval this morning. This item is:*

1. SAP MAINTENANCE RENEWAL – ENTERPRISE RESOURCE PLANNING  
FUNDING –ENTERPRISE RESOURCE

*"Our recommendation is to accept the quote from SAP Public Services, Inc. in the amount of \$456,881.88.*

*"I'm happy to answer any questions, and I recommend approval of this item."*

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

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. Question I've got is how, since this is a renewal of an existing agreement, has this agreement changed significantly at all from the agreement we had in the prior year?"*

*Mr. Thomas said, "No, sir. In fact from last year, it has gone up almost \$8,000. It fluctuates."*

*Commissioner Peterjohn said, "That was the next question. How much is this different from the amount we had in the prior year."*

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

*Commissioner Peterjohn said, "So it's about \$8,000 more."*

*Mr. Thomas said, "\$8,000 higher. And that fluctuates based on the number of users."*

*Commissioner Peterjohn said, "Okay. So it could be, is it possible this could go up more if we have more people?"*

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

*Commissioner Peterjohn said, "Would you have to come back and, or is that, codicil within the existing agreement?"*

*Mr. Thomas said, "Pardon me, yes, it is within each year that it's made. So this covers the year of 2014. So next year about this time we will be coming back with the agreement for 2015."*

*Commissioner Peterjohn said, "Okay."*

MOTION

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

*Commissioner Norton seconded the motion.*

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

VOTE

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

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

*Chairman Unruh said, "Thank you, Joe. Next item."*

**Approved**

**CONSENT**

**H**      [14-1066](#)      Order annexing certain land by Eagle Drainage District.

**Attachments:**      [Order Annexing Property](#)

**I**      [14-1078](#)      Renewal agreement with Sedgwick County and Behavioral Link.

**Attachments:**      [BL to BOCC.pdf](#)

**J**      [14-1074](#)      VAC2013-00040 - Request to vacate a portion of an easement dedicated by separate instrument; generally located on the southeast corner of 55th Street West and 81st Street North (County District 4).

**Attachments:**      [VAC2013-40 MAP.doc](#)

[VAC2013-40 COUNTY VACATION ORDER Electronic Legal Signature.doc](#)

[Easement and Exhibit](#)

**K**      [13-0993](#)      General Bill Check Register from February 5, 2014-February 11, 2014.

**L**      **14-1080**      Order dated 1/30/2014 to correct tax roll for change of assessment.

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

**MOTION**

*Commissioner Norton moved to approve the Consent Agenda.*

*Commissioner Skelton seconded the motion.*

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

**VOTE**

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

Chairman Unruh said, "Commissioners, I think we're towards the end of our agenda. We do not have an Executive Session or Fire [District No. 1] Agenda so we're ready for 'Other'. Commissioner Peterjohn."

**Adopt the Consent Agenda**

**OTHER**

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I want to point out the end of last week I had the privilege of attending a ceremony out at McConnell Air Force Base where the anniversary, 20th anniversary of the air refueling wing that's located out there was celebrated, and I was joined by several other elected officials. Senator Roberts, Congressman Pompeo had remarks, the Vice Mayor Meitzner and myself were representing on the local end. It was an outstanding event, and I wanted to publicly commend the folks out at McConnell [Air Force Base] and mention it, because they are an important part of this community, and despite the fact that the weather has been more than a bit of a challenge in all this in the last week, it went off very nicely."

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

Commissioner Ranzau said, "Thank you, Mr. Chairman. I just wanted to make a few comments about JRBR (Judge Riddel Boys Ranch) and some of the things going on. I think there was some stuff in the paper today, but there is going to be a bill discussed tomorrow that is intended to be the long-term solution for JRBR. We as a Commission have asked for a long-term solution and this is it. I will be going personally to testify in favor of it. That being said, as I said yesterday, I believe that we need to have, I think the Chairman needs to be there to answer questions. We have a request here from Representative Howell to have someone there to help testify and answer questions."

"Additionally, would I like to take Mark Masterson along with me. We need a subject matter expert, to help answer any questions the committee may have. We need to be active participants in this, so if they have any questions, I think it's tough to have a direct conversation about this bill that we have asked for instead of just doing written testimony. So I would ask the Manager to make Mark Masterson available. I would ask him to go with me so he's there to answer those questions. Otherwise I will just go by myself and if you're concerned about what I might say, I would encourage you to come along, Mr. Chairman. Just some food for thought, so to speak."

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

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I would just wish Commissioner Ranzau well on his trip and support his request, and if gives me the opportunity for his prepared remarks, there is a good chance I'll sign onto them, Commissioner Ranzau."

Commissioner Ranzau said, "Will do."

*Chairman Unruh said, "Just as a matter of information, Mark Masterson, our director of, our corrections supervisor here in Sedgwick County and the person in charge of Judge Riddel Boys Ranch is meeting with the department, with the Secretary of Corrections on Friday, I believe, to go over some of the specifics of what is being proposed, and the specifics of our operation at Judge Riddel Boys Ranch. At the, and I would also want to say that we've had conversations with Secretary Roberts, and some of the, of our local delegation out at Judge Riddel Boys Ranch recently to go over some of our positions, and speak to him about his concerns. And Commissioner Ranzau and I had, and Mark Masterson had a lengthy discussion with Representative Howell just less than a week ago discussing the issues at the [Judge Riddle Boys] Ranch.*

*"I think that it would probably be good, just a matter of clarification to keep talking about our written testimony, and I think although there was quite a bit of information in the newspaper this morning, our testimony wasn't recorded, and I believe I'll just read our testimony right now so that it's on record here locally, and if those who are watching and interested will know exactly what the majority of this Commission, the position we have taken. And the testimony reads:*

*"Chairman Rubin and members of the Committee, thank you for the opportunity to provide this written testimony on behalf of the Board of County Commissioners of Sedgwick County (the Board).*

*"Regarding HB 2540, the Board is neutral at this time. We are supportive of the concept of creating a long-term funding solution for Youth Residential Centers (YRC) for medium to high risk youth that have proven results. Restructuring the residential placement system to reflect consideration of risk and intensity of services provided has been discussed in the past, and Sedgwick County has supported adopting such a restructuring since the former Juvenile Justice Authority (JJA) drafted a concept in 2011.*

*"The Board believes that creating a performance based system with matching payment levels is good and sound public policy.*

*"While we believe in the notion of a YRC III, which is a Youth Residential Center, category III and agree with HB 2540 in that regard, we would ask that you make alterations to the bill. First, we would recommend that the new program category be reserved for only youth who are independently assessed as moderate or high risk to reoffend. It is our position that youth who are low risk do not belong in a YRC III facility. They do not require the additional resources that a YRC [III] provides, and research indicated that it is actually counterproductive and increases their risk to commit further crimes.*

*"Next, the YRC III payment structure provisions require a shared funding methodology between the provider and the state. State reimbursements would vary between 90 percent and 75 percent based upon performance measures that have not yet been identified. We support the idea of providing incentives based on results, however the state payment methodology should provide funding for the fair market value of the services. This is the way that the state funds prisons and juvenile correctional facilities, and it should be structured the same way for YRC III providers.*

Chairman Unruh continued, "We believe the responsibility for determining the continuum of care and treatment for juvenile offenders falls under the direction of the Secretary of Corrections. In recent years, we have advocated for the need for a high-performing juvenile correctional program and the related funding. However, we have seen in the last two years in the legislative arena that it has appeared to the public as a 'struggle' between some in the State Legislature and Sedgwick County about the funding level. We appreciate the efforts of the legislators to advance this issue and provide partial, temporary funding. But, we believe this legislative effort should be focused on the Secretary of the Department of Corrections and what he believes is the best, long-term solution for juvenile corrections across the state.

"To this point, we have concluded that this type of program is not a priority for the Kansas Department of Corrections [KDOC]. The Secretary did not recommend funding in the Corrections budget for either 2014 or 2015. Since 2012, he has not advocated for this program in a juvenile corrections continuum as a model. Based on communications from KDOC leadership, there appears to be a lack of understanding about the requirements and regulations of community juvenile corrections facilities. In the 2013 legislative session, legislators requested KDOC staff to begin working on a long-term solution, and yet we started another legislative session with no solution and a vague framework of what that looks like for the future. Despite requesting to be included in the State's discussion about performance measurers with other YRC II providers, Sedgwick County was denied. Recently KDOC has suggested 'operational' efficiencies and how to run our program, which ultimately makes it a 'housing' program, not a program for success. And, the Secretary told us he has capacity in other programs across the state to house these kids in his custody, without increasing his costs.

"Based on this, we believe that the Secretary of Corrections is in the best position to communicate with legislators about his long-term vision and plan for the juvenile corrections continuum of care. Sedgwick County is proud of the programs we offer in our community that help to reduce recidivism and even how we have dramatically reduced the number of out-of-home placements. We also appreciate the efforts of legislators and their past funding, but unless KDOC leads this effort for change, we believe it will not be as successful as it could be for all parties.

"And so that is all of our written testimony that I think clearly describes our position that this issue is under the authority of the director of corrections, and he can solve this issue without legislative action. So that's all I have for this moment. Commissioner Skelton ."

Commissioner Skelton said, "Well, I just want to, you know, reiterate some of your points, especially the fact that we were denied input, and, you know, one point you made yesterday was that Representative Howell said that there was no long-term solution, and it wasn't going to happen. Is that correct?"

Chairman Unruh said, "In our conversation I suggested that the best solution is for Sedgwick County to receive long-term stable funding that would give us security of knowing the program is going to continue and give us the incentive then to make capital improvements. And the representative said that, his words were that's not going to happen."

*Commissioner Skelton said, "Well, that confuses me. I mean, on one hand he said he's working on a long-term solution, and then he would come in and make that statement, you know, it adds up to me as being a non-sequitur. We're all about input, and it is my opinion that providing input is an example of working together, okay, because truly Representative Howell never called me one time when I was Chairman, all right. So now I've seen that you have had a lot of contact with him. So I'm disappointed about that.*

*"And what has to be understand [sic] by the public, in my opinion, that suggestions made by the representative about, you know, stopping the minimum wage payment to juveniles, to remove the horse program, and other things that make the facility special and unique in and of itself is just, you know, it is dismantling it, practically. And it will not be the, when I think of the Judge Riddel Boys Ranch, I think of animals. So if we pull the animals out of there, what are we going to call it? Okay?*

*"It is not going to be a ranch. So you know, it is my agreement, too, that this charade has gone on long enough. We have a deteriorating facility out there, and it is not fair for the kids, or the staff to work in a substandard environment. We have cut back on the staffing levels, which has increased the work load and stress for the professionals that were out there. We have 21 trained professionals at one time, and half of them quit. Half of them. And I think that, you know, the incentives that we gave our staff to hang on underscores the very need and provides an example of the problem. So, those are my comments. Thank you."*

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

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I appreciate the opportunity to discuss this issue and appreciate the comments from all of my colleagues. I want to particularly express my appreciation to Chairman Unruh for reading the testimony today. But I think in light of your providing that testimony to the public today and reading it today, I think it goes to Commissioner Ranzau's point that it becomes imperative, because I think that testimony is going to generate a number of questions. I think the legislature will certainly want to take this information into their consideration and their deliberations, and I think it would be imperative now that you have brought it to the public to participate legislatively when they have the hearing tomorrow.*

*"So I would second the comments, in terms of urging you to attend, particularly in light of your comments. I would also commend Commissioner Skelton to join you up there, because I think the dialogue and discussion on this issue is important, because yesterday I made the comment that, the comments I've gotten from the judicial side on how important this program is. I think that having that input would be important as this issue gets discussed and considered, and so I really do believe in light of your comments this morning, Chairman Unruh, that I think it would be very, very helpful to have you participate in any public discussion at the legislative hearing tomorrow."*

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

*Commissioner Norton said, "Well we talked about this at length at yesterday's staff meeting, but we have been talking about it for about three years. I can remember a meeting we had, this goes back to when Dick Kelsey was at the legislature, he called a meeting and we discussed Judge Riddel Boys Ranch. I remember I gave, I don't know if it was testimony, but I gave a lengthy diatribe about all the nuances of what the Judge Riddel Boys Ranch is, and what we could not allow it to become.*

Commissioner Norton continued, "The truth is what the public and these Commissioners and our staff like about it is that we work hard to rehabilitate the young men that are out there. And if you take all the components, the evidence-based components of the rehabilitation portion of this and diminish it, water it down, do away with it, it's going to be three hots and a cot.

"It's going to be just incarcerating these young men, like we do in a juvenile detention center. And that has never been what has made that successful. So we're going to have a very tough decision to make based on everything I've heard, and I took a lot of this from just emails that I've seen, nuances that have come out of the department of corrections, is that there's not much of a movement to create more of a funding stream, and a different kind of unit that would allow us to continue that good work that we've done out there.

"I've been very supportive of that particular thing for over 13, that particular project for over 13 years. It's been some pretty good work. I think there's been some great data. But we're on a glide path, I think, for taking it right straight down to something that can be delivered out in the private sector, and in other locations throughout the state with YR IIs. And if we're going to take it to that, then maybe it's a business that finally, unfortunately, we're going to sunset in our community. I have sadness with that, but I think that's the way we are moving.

"I take a little umbrage that folks that don't really know the history of Judge Riddel Boys Ranch and what it's done are now starting to make recommendations how to have efficiencies and cut it back, and make sure that we get it down to something that's affordable, but not the same. It is very expensive to do those kind of rehabilitative services, and I think we've done admirable work. Because we talked about it yesterday in a staff meeting, didn't take any official action, I think there's probably, we probably need to take some kind of official action today to make it not just a consensus of the Commission, but our actual written position.

"And I don't know if we want to take that as an Off Agenda Item, or we should. Generally I'm not for taking Off Agenda Items when we're jaws talking about 'Other.' I don't think that's good policy and procedure generally, but now that it's up and we're having this rich conversation about it, it may be that we need to have a motion that would make that our official position that Chairman Unruh has just read into the ledger."

Commissioner Skelton said, "Mr. Chairman, I move that that be the official position of the County Commission."

Commissioner Norton said, "I would second that. But, Rich, do we need to take an Off Agenda Item first?"

Mr. Euson said, "I suppose you should, yes."

Commissioner Skelton said, "Okay, well, I rescind my motion."

#### MOTION

Commissioner Skelton moved to take an Off Agenda Item.

Commissioner Norton seconded the motion.



*Chairman Unruh said, "We have a motion and second to take an Off Agenda Item regarding to our testimony."*

*Commissioner Skelton said, "Mr. Chairman, I move that be the official response from the county to the state."*

*Commissioner Norton said, "We need to vote."*

*Chairman Unruh said, "We'll vote on your motion."*

*Commissioner Skelton said, "Oh, well, I'm sorry."*

*Chairman Unruh said, "Is there any discussion, Mr. Ranzau."*

*Commissioner Ranzau said, "Not for this."*

*Chairman Unruh said, "We can come back to it, okay. Madam Clerk, call the vote."*

#### VOTE

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

#### OFF AGENDA ITEM

#### MOTION

*Commissioner Skelton moved to make the Neutral Testimony be the official position of Sedgwick County government.*

*Commissioner Norton seconded the motion.*

*Chairman Unruh said, "Okay, we have a motion and a second that the neutral testimony that was just read become the official position of our Board, which was agreed to by consensus at our staff meeting. We have a motion and second, and is there any discussion on that? Commissioner Ranzau."*

*Commissioner Ranzau said, "I would like to respond to a few things that were said. First of all, in our meeting with Representative Howell, specifically Commissioner Unruh asked, you know, we need funding to the tune of \$210 a day, okay, that was the question, and Representative Howell was honest and said that's not going to happen, he's not going to be able to get it to jump from \$126 to \$210. Okay? First of all, when we're full, we don't need \$210, we need \$186 or something, anyway. But nevertheless, he said we can get an increase, a significant increase and a better long-term solution, a cost set in place, which is what this is doing. That's why this bill is the long-term solution, and involves a cost study."*

Commissioner Ranzau continued, "If we have problems with this bill, the suggestions, for example, you talked about working together. Well let's work together, let's go up there and talk to them and voice these concerns and have a dialogue in person. That's working together. This bill that we're say here, this testimony now, we're saying, well, let's put it on Secretary Roberts. He can decide. You know, we have asked the legislature to help find a long-term solution. Now we're saying, we're just going stand by and let the Secretary Roberts lead. If we want a solution, we feel about this, we need to be part of the solution. We need to lead. So what I'm asking is, let's participate in the hearing tomorrow. Let's send some people up. They may have some questions that I can't answer. Maybe they will have questions I might answer in a way that you don't want me to. Nevertheless, we need to show that we're interested in participating. I'm willing to, you can ride with me."

Commissioner Skelton said, "I like that."

Commissioner Ranzau said, "What I'm saying is, so, and the suggestion is made by the department of corrections was not an effort to try and put us into a glide path to lower the standards, but to see if we can do it more cost-effective. We changed to 12-hour shift and realized we can do it more cost-effectively. We were spending more money in the past than what we need to. We were still able to provide the quality services at a lower cost. They have some ideas, we need to look at it. It may not be that it will work out, but they are willing to listen, okay? We are not necessarily on a glide path to reducing it down to just another YRC II. Unless of course we sit here and do nothing. We need to be an active participant. That's what I'm advocating for."

"So that if there are issues or problems with this particular bill, they are asking for input. how can we improve, how can we improve this bill and make it better. Now is our chance to improve the long-term solution for JRBR, and I encourage us to be an active participant. I think this legislative, this testimony I will not support. I will provide my own testimony, instead of trying to make excuses and putting it off on Secretary Roberts. I think we need to be more actively involved in supporting in this legislation, which is being introduced on our behalf. Thank you."

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

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I am disappointed because I think a path towards neutrality is basically, as it was said yesterday, we are a long-term glide path towards shutting down Judge Riddel Boys Ranch and shutting down a successful program. We have issues with the state. We've got state mandates that have been a problem, they have been discussed. I didn't see that in the testimony, I suspect that might come up in the questions, in any legislative hearing discussing these types of facilities. And I think we can come up with savings that, I don't think the \$200 per day is going to be, the state is going to be funding that, but I don't think they have you had have to, because I think we can operate it at the YRC III level at a lower cost."

"The whole emphasis should be focused on how we can keep this community safe at as reasonable a price as possible. And I think the testimony I heard the Chairman read, it is not a long-term glide path towards shutting down Judge Riddel Boys Ranch, it is us basically trying to wash our hands and say no, we'll throw this all, and put the onus on the state when we've had a lot of elected officials from this community, from both parties step up, do everything that they could last year and I think are willing to continue to do so this year to try and work towards a long-term solution."

*"And to have this bill for us to go up and say, well, we're just, the majority of this Commission is neutral on it, and then say, oh, by the way, we are just going to mail it in, I think would be unfortunate, and so I want to let all of you know that I will not be supporting this resolution, this off-agenda resolution this morning. I think we are making a mistake. Thank you."*

*Chairman Unruh said, "Thank you, Commissioner. I don't know if there is a need to continue to rehash the arguments. I would say that I believe that Mark Masterson, who is our local expert on these issues, is running a program out there that is effective and productive and meets the goals. We're doing it in a very cost-efficient way that includes the components that does change the cognitive behavior and cognitive thinking of these individuals, and reduces recidivism, and I reject the fact that there was a suggestion made that we are just being inefficient and there's lots of savings out there, because I think that is not accurate."*

*"But, and we have consistently, as we audit these things the price changes a little bit on the basis of the population, but it is still remains near the \$200 a day per capita level. It's about \$73,000 per individual on an annual basis to handle these high-risk individuals. It is a substantial investment, but these individuals are in the state system under the authority of the director of, the Secretary of Corrections. He can administratively respond to these needs and has chosen not to."*

*"In fact, he was here at a meeting, we have been in dialogue, not only with the Secretary of Corrections, and legislators, but also legislators without the Secretary of Corrections, and this started way back late in 2012, early 2013 when our request for \$1.5 million to help us run the state program, and the state responded with \$750,000, which we were appreciative of and we tried to make that work. But we cannot continue to have our taxpayers, in my opinion, continue to have our taxpayers support a state program. So that's why I think this testimony is accurate, on target, asking the Secretary of Corrections what is your plan, what are you going to do, how are you going to handle this issue. And that's why I'm supportive of this. I don't see any other requests to speak, so Madam Clerk, would you call the vote, please."*

VOTE

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

*Chairman Unruh said, "Is there any other under 'Other'? Commissioner Norton."*

*Commissioner Norton said, "Mr. Chairman, yesterday and a couple days ago I had the privilege of meeting with Janet Kavinoky who is with the U.S. (United States) Chamber [of Commerce] and is their transportation and infrastructure lead. She was in town to speak to WAMPO (Wichita Area Metropolitan Planning Organization). She also spoke to the group of Chamber members at a breakfast, and talked a lot about the economic value of infrastructure investments locally, federal transportation dollars, what the USDOT (United States Department of Transportation) transportation plan will look like and reauthorization. Very insightful, an expert."*

Commissioner Norton continued, "She worked at AASHTO (American Association of State Highway and Transportation Official), the highway officials association, worked at USDOT for years and now works for the U.S. Chamber. We were glad to have her in our community, and to have that dialogue with her. She visited with WAMPO for 45 minutes yesterday, and gave us some insight into what transportation was going to look like from the federal level, and what the U.S. Chamber's agenda was as far as motor vehicle fuel taxes, funding, revenue streams, at the national level.

"And also yesterday Chairman Unruh and I attended a luncheon meeting on land site development, and it was sponsored by TranSystems and some other folks locally. Really a pretty good group of about 50 people showed up to have that conversation in our community, and I was glad to attend that, too. Chairman, you may have some insight on that meeting, too. But I thought it held some value for us. I learned some things, and certainly it was great to be in a conversation with a developers and construction industry people, and other engineers that are going to try to move this conversation along in our community. That's all I have."

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

Commissioner Skelton said, "I just wanted to let you know that these were pretty good cookies. I had a few of them. If anybody wants to trade some of mine for some peanut butter something or other, I am in the market."

Chairman Unruh said, "Okay."

Commissioner Skelton said, "That's what I wanted to say on 'Other' business."

Chairman Unruh said, "That's good."

Commissioner Skelton said, "Thank you."

Chairman Unruh said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I want to segue a little bit off Commissioner Norton's comments, because I had the opportunity to attend the same meeting with the United States Chamber representative and my understanding is later this week the U.S. Chamber, as well as the AFL-CIO (American Federation of Labor and Congress of Industrial Organizations) will be testifying in front of Congress, the congressional committees on the next transportation plans and talking about a significant increase in federal gasoline and fuel taxes.

"And that there is going to be support for I think about a 60 percent increase in the current 18.4 cent federal gasoline tax, and it's occurring at a time when obviously, with the economy being in the doldrums in many, by many measurements, we're looking at decreased usage on a variety of transportation modes. So, I urge everyone out there who is interested in these issues to follow them closely, because whether it comes out of Washington, comes out of Topeka or comes out of this Commission, or any other local government body, it will have an impact on, these events will have an impact on your future. Thank you, Mr. Chairman."

Chairman Unruh said, "Thank you, Commissioner. I don't see any other requests to speak, so if there's nothing else for the Commission to deal with, we will be adjourned."

**ADJOURNMENT**

*There being no other business to come before the Board, the Meeting was adjourned at 10:21 a.m.*

BOARD OF COUNTY COMMISSIONERS OF  
SEDGWICK COUNTY, KANSAS

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DAVID M. UNRUH, Chairman  
First District

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TIM R. NORTON, Chair Pro Tem  
Second District

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KARL PETERJOHN, Commissioner  
Third District

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RICHARD RANZAU, Commissioner  
Fourth District

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JAMES B. SKELTON, Commissioner  
Fifth District

ATTEST:

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Kelly B. Arnold, County Clerk

APPROVED:

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