

# Sedgwick County

525 North Main Street 3rd Floor  
Wichita, KS 67203



*Sedgwick County...  
working for you*

## Meeting Minutes

Wednesday, March 11, 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 9:08 a.m. on March 11th , 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 Tim R. Norton; Commissioner James M. Howell; Mr. William P. Buchanan, County Manager; Mr. Rich Euson, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Ms. Karen Baily, Chief Deputy County Clerk; Ms. Marilyn Cook, Executive Director, COMCARE; Ms. Adrienne Bryne- Byrne-Lutz, Heath Director, Health Department; Mr. Joe Thomas, Purchasing Director; Ms. Kim-Anh Do; Deputy Clerk.*

### **GUESTS**

*Ms. Kelli Grant, Appointee, Sedgwick County Community Corrections Advisory Board*

### **INVOCATION: Reverend Brent Johnston, First Presbyterian Church.**

### **FLAG SALUTE**

### **ROLL CALL**

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

### **APPOINTMENTS**

- A**      [15-0170](#)      RESOLUTION REAPPOINTING KELLI GRANT (BOARD OF COUNTY COMMISSION REAPPOINTMENT) TO THE SEDGWICK COUNTY COMMUNITY CORRECTIONS ADVISORY BOARD.

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

*Mr. Richard Euson, County Counselor, greeted the Commissioners and said, "Commissioners, we prepared this resolution of reappointment for a term of two years. I recommend you adopt the resolution."*

*Chairman Ranzau said, "Commissioners, any questions? Do we have a motion?"*

### **MOTION**

*Commissioner Norton moved to accept the resignation.*

*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>

*Ms. Karen Bailey, Chief Deputy County Clerk, greeted the Commissioners and said, "Good morning. Raise your right hand. I do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Kansas, and faithfully discharge the duties of the office of Sedgwick County Community Corrections Advisory Board so help me God."*

*Ms. Kelli Grant, Appointee, Sedgwick County Community Corrections Advisory Board, greeted the Commissioners and said, "I do. I just wanted to say really quickly, thank you so much for this appointment, reappointment. For the past 17 years I have worked in the criminal justice field in some capacity, and I am very honored to accept this appointment. It means a great deal to me to serve on this board, having worked for this department previously in my career. I never thought I would actually be able to sit at the table, so I am humbled and thankful to serve for another two years. I continue to be impressed every month that I go with the department of corrections initiatives to primarily protect our community, and also to assist offenders in becoming productive citizens. Since most of our offenders will remain in our community and return to our community under supervision, it is really imperative that we continue to focus on what works to support these efforts. Thank you for the opportunity to continue serving on the community corrections advisory board. Thank you.'*

*Chairman Ranzau said, "Thank you, Kelli, for your willingness to serve. Next item, please."*

**Adopted**

**B**      [15-0175](#)

RESOLUTION APPOINTING DR. JULIE EVANS (COMMISSIONER RICHARD RANZAU'S APPOINTMENT TO THE SEDGWICK COUNTY ANIMAL CARE ADVISORY BOARD.

Presented by: Richard Euson, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

*Mr. Euson said, "Commissioners, this term on this board is for four years, and we prepared a resolution that I would recommend you adopt."*

**MOTION**

*Chairman Ranzau moved to accept the resignation.*

*Commissioner Peterjohn seconded the motion.*

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

VOTE

<i>Commissioner 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, "I don't believe Dr. Evans is here today, so the clerk's office will catch up with her at a later date. Next item, please."*

**Adopted**

**NEW BUSINESS**

**C      [15-0092](#)      Consideration of a Grant in the amount of \$290,941 for Enhanced Supported Employment of Kansas (ESEK).**

*Ms. Marilyn Cook, Executive Director, COMCARE, greeted the Commissioners and said, "Before you is an item that is asking for your consideration of a grant of \$290,941 for one year with the option to renew four one-year periods. The grant is called Enhancing Supported Employment of Kansas, or ESEK. The Kansas Department of Aging and Disability Services (KDADS) is the actual grantee. The purpose of the grant is to expand evidence-based practice of supported employment to individuals who have a serious illness, but who are also uninsured. To this point, this evidence-based practice was available only to individuals with a serious and persistent mental illness who had Medicaid coverage.*

*"KDADS selected two community mental health centers, COMCARE and the center in Garden City called Compass, as the implementation sites for this demonstration grant. Both of our centers were selected for our experience in delivering supported employment service to people with serious and persistent mental illness. Due to the substantial number of uninsured individuals living in our respective communities, many centers throughout the state have not been able to maintain this evidence-based program for supported employment due to the associated administrative costs, lower caseloads, than are asked for traditional case managers to carry, and other constraints needed to maintain fidelity to the model.*

*"In addition to expanding the target population of this grant, and adding peer support, workers for the first time to this activity, another key purpose is to identify barriers to implementation of this evidence-based practice, and to determine a rate for this activity that would enable community mental health centers to implement and sustain support employment practices for this population. We know that the support employment evidence-based practice works, and we have experienced success in the past with this. It is dramatically different from the older, more traditional approach to helping people with mental illness become employed. This is a demonstration grant, so*

*that means research is involved.*

*"KDADS has contracted with KU School of Social Welfare to lead the research, to monitor our progress, in meeting fidelity to the model, and to help course correct as needed. Another condition of the grant is for both community mental health centers involved to establish and convene a local advisory group to meet and provide input, as well as offer suggestions for program improvement and to help monitor our progress and be part of that dialogue. The grant will pay for three full-time employment specialists, two part-time peer support specialists, and a half-time manager for the program. I do want to point out that this item also includes technical adjustments to COMCARE's staffing table as we cannot supplant current positions with this grant. So the technical adjustment adds six new positions and eliminates six positions from the COMCARE staffing table. We are expected to serve a minimum of 25 individuals in this new target population, year one, and 50 individuals in each of the following years. We are also allowed to have our support employment specialists carry a small caseloads of individuals with severe and persistent mental illness and who have Medicaid to cover that service as well.*

*"In summary, I just want to say we are not asking for money. We are asking for your support for this opportunity. This target population is a population whose mental illness symptoms keep them from fully functioning in relationships, in finding safe and affordable housing, in making healthy decisions, and often in finding and keeping jobs. So we do know that nationally, 10percent of people who have a serious mental illness, only 10 percent of individuals with this serious mental illness have employment, and that with the use of an evidence-based practice, nationally and here locally in this community, COMCARE, between 40 and 50 percent are able to find and maintain employment. The other thing that is pretty critical is participating in this grant allows COMCARE and Compass Mental Health to participate with the State in identifying barriers to this evidence-based practice and to settle on a rate that is sustainable. And that's been very critical for us. So our recommendation is that you approve acceptance of the grant, authorize COMCARE's executive director or their designee to electronically sign the grant agreement, implementation of the staffing table changes identified in the personnel consideration section of this request, and authorize the establishment of budget authority as provided in the financial considerations section of the request. I would stand for any questions."*

*Chairman Ranzau said, "Commissioners, do you have any questions? Commissioner Peterjohn."*

*Commissioner Peterjohn said, "You mentioned KU is going to be taking a look. Is part of the grant going to be involved in terms of any transportation between here and Lawrence, or is it strictly for personnel and directly for the program in terms of, I mean, is part of the grant going to be paying KU for the oversight or research they do on this program?"*

*Ms. Cook said, "The grantee is KDADS, the State, and they are the ones that are contracting with KU for the research. KU have already been in phone contact with both of our sites, and they will be making site visits. We won't be going there, they will be coming here. A part of an evidence-based practice is to have this research team come to the site and we have been doing this for a while when we were engaged in this practice. We review records, meet with the teams, make sure that we are following and meeting fidelity to the model, reviewing for themselves our statistic. But they travel here, we don't travel there. And KDADS will be the one as the grantee that will travel to*

*the national, whatever national meetings that would be needed by SAMHSA (Substance Abuse and Mental Health Services Administration) for this."*

*Chairman Ranzau said, "Commissioner Norton?"*

*Commissioner Norton said, "Marilyn, this is a one-year grant with four renewables after four years of renewables?"*

*Ms. Cook said, "Yes, sir, renewables."*

*Commissioner Norton said, "Is all of the money coming out of the State?"*

*Ms. Cook said, "Money is coming from the state through SAMSHA."*

*Commissioner Norton said, "Okay. And where will you get this population? Where will you find these individuals that will need this care and help?"*

*Ms. Cook said, "That's an interesting question. COMCARE serves, as you all know, a significant number of people with severe and persistent mental illness. We also serve a large number of individuals in our outpatient program that have a serious mental illness. A couple years ago, when I the statistics on how many people who were coming to us in our outpatient program, with a serious mental illness, that was not serious enough to affect their functioning in order to be eligible to have a case manager, we had about 600 individuals, very few of them were working. We'll have no difficulty finding individuals."*

*Commissioner Norton said, "Who are the other partners out in the community that will work with this. Obviously you will have to have employers to be able to find employment. Do you have partners lined up? Have you thought about that?"*

*Ms. Cook said, "We do. We had done this evidence-based practice for a while, and our community has been wonderful in supporting this support employment project in the past. We have had individuals in the SPMI evidence-based practice get jobs for students, at Wal-Mart, Dillons, Kentucky Fried Chicken, Church's Chicken, McDonald's, Target, J.C. Penney's, Subway, Rescare, Mental Health Association, and Dollar General. There is a whole list of them. Why this is important is that this new evidence-based practice is individualized. In the past our focus was on getting people with serious mental illness connected to a job, and those jobs were often in the fast food industry, and in housekeeping.*

*"And so the new approach is an individualized one, and in fact we don't even call it support employment anymore, they call it IPS, Individual Placement and Support, so the model is different. There is quick assessment; there is quick job search in jobs that these individuals want. There is zero exclusion criteria. So if someone says I am ready to work, we are going to do our best to get them a job. We have been successful at it."*

*Commissioner Norton said, "The peer counselors will show up at the workplace and*

*make sure everything is going well at the workplace once they find the employment?"*

*Ms. Cook said, "Yeah. In the monitoring that we have been doing up to this point, the employment Specialists are doing that. When individuals start jobs, they need a lot of support, and so sometimes the support employment specialist meets them at lunch. They don't do what we used to do. That is if the folks don't show up for work, they do the job. We don't do that. These individuals have to maintain and take responsibility for the jobs that they have. But they do talk to them about any problems on the job, they talk to them about any questions or concerns they might have. They encourage them to stay on the medications they are on. And to help them problem solve in general. I will say for the folks that we have been serving in this, a number of them have advanced to positions where they are starting to do things that are really different to them like traveling overnight, for a job, and you know, that's a whole new world for some of these individuals. And many of them, due to the symptoms that they have, can have problems with peers and colleagues in these jobs. Some of that is also talking about how you get along with the people you are working with."*

*Commissioner Norton said, "So most of the peer counselor's time will be with the individual, not advocating or monitoring through the company?"*

*Ms. Cook said, "Oh, absolutely."*

*Commissioner Norton said, "Through the individual."*

*Ms. Cook said, "Yes. They will be connecting with individuals, and part of the support employment specialist job is to do job development. So they are helping introduce these individuals to employers, but they are also, you know, someone wants a job that we don't already have a connection with, part of their job is to reach out to different employers, who offer that kind of job, so there is a job development piece as well. Peer support workers will not be doing that. They will be focused on connecting with individuals that we are searching."*

*Commissioner Norton said, "Okay. Well, I like this model much better. I have some experience with that with Target with not only mental health, but disabilities, and that advocacy role almost got in the way of the employer and the employee. And this looks like it is more centered on the employee, and not trying to advocate something different for the employer. I think that's good."*

*Ms. Cook said, "Absolutely."*

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

#### **MOTION**

*Commissioner Norton moved approve the acceptance of the grant.*

*Commissioner Unruh seconded the motion.*

*Chairman Ranzau said, "Before we go any further, I want to ask if there's anyone from the public who would like to speak on this item. I forgot to at the beginning. Seeing*

*none, we will continue. I just want clarification. You said this money comes from the State that originates in the Federal Government?"*

*Ms. Cook said, "Yes sir."*

*Chairman Ranzau said, "The State is not funding this?"*

*Ms. Cook said, "The state is."*

*Chairman Ranzau said, "It's passed through dollars, got it. Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman. Can you describe the population? You said severe and persistent mental illnesses. Can you describe that population, what are we talking about? Talking illnesses, what population are you trying to assist."*

*Ms. Cook said, "Severe and persistent mental illnesses are mental illnesses that are illnesses such as schizophrenia, bipolar conditions, depression, anxiety. The severe and persistent part of that is that their functioning is so low that they need help negotiating and a navigating the community. This grant goes another level to people who have those same diagnoses, but they are not eligible for case management support in the community, because they have been able to function at a little bit higher level. Does that help you?"*

*Commissioner Howell said, "A little bit. So your role with respect to the employer that may or may not, has a decision to make to hire this potential employee, are you allowed to talk to them and tell them about this case and explain to them the problems and needs of this employee that they might want to hire? Are you allowed to talk to them about their depression or schizophrenia, their bipolar and things like that?"*

*Ms. Cook said, "It depends on the consumer involved. We encourage them to divulge that they have a mental illness in case something goes south on the job. They don't have to. And so when they do, we do work together with the consumer to share any constraints or concerns that they might have about the individual. Some people choose not to divulge that, for fear that they will be consequences with that. In that case we don't. They know that these are County employees coming to them for employment opportunities for people that have some type of disability. So it is a yes and no answer."*

*Commissioner Howell said, "So in every case you could have some, you do have some connection to the employer."*

*Ms. Cook said, "Absolutely."*

*Commissioner Howell said, "You explain to them why you are there."*

*Ms. Cook said, "Absolutely."*

*Commissioner Howell said, "I understand. How many of these folks do we actually continue to monitor and continue services in the long-term future. So we help them with getting the job. What is our role and responsibility for the long term? Nine months or six months, forever? How do we continue that service to these folks?"*



*Ms. Cook said, "The answer is, again, individualize as long as they need it. In the old model we would be in there for a short period of time, and then out. One of the criteria in this new model is that not only do we not exclude anybody that wants a job, but we offer support as long as they feel and articulate the need for it."*

*Commissioner Howell said, "How long have you guys been doing a program similar to this."*

*Ms. Cook said, "A little over ten years."*

*Commissioner Howell said, "Do you have any data we can look at that would show? You mentioned some statistics. I would like to know within that population, for example, you know, if you are able to even summarize and say, you know, people who have schizophrenia, we have employed, you know, how many folks, or a percentage of these folks, and they continued employment for some period of time. Or other types much mental illnesses. In fact I think you and I had a private discussion about this, and we talked about A.D.D. And ADSD, PTSD, and some other things there being some of the population that would benefit from this. Do we have a breakdown of the success of this program for the last ten years, any type of data?"*

*Ms. Cook said, "Commissioner, I did send you an email that outlined that. And I thought I brought it with me, and had it tagged. Here it is. So in general, and we don't have it by diagnosis, I could get it to you, I think, by diagnosis, but that would entail us going into the record and doing a different kind of sort. But basically, COMCARE serves an average of 156 consumers every year in the support employment program we have. We currently have four full-time employment specialists, they continue to see about the same number, 156. So that number will go up with this additional staff, because people do go in and out of that program. On average, 41percent of those in the program were able to obtain competitive employment, which, again, is a very critical part of this. On average, in the past, 19 consumers started the job each quarter while they were in the program. I provided you with a list of employers that helped us. I didn't read all of them. The list is really extensive. We have been applauded by the State for the kinds of connections we have with local employers."*

*Commissioner Howell said, "Whether we accept or reject this new expansion of this program, that effort will continue on what we are already doing?"*

*Ms. Cook said, "The support employment that we have currently, yes. But we will not be able to extend that to people who have serious illnesses who are uninsured."*

*Commissioner Howell said, "So this is the first time we have looked at this particular grant, this expansion of this program. This is an ESEK grant."*

*Ms. Cook said, "Yes."*

*Commissioner Howell said, "Is this the first time we have done this type of grant?"*

*Ms. Cook said, "It is the first time we have extended a grant to a population with a mental illness that didn't have a payer source."*

*Commissioner Howell said, "But this just marries right into what we are already doing so basically we are just spending our current money."*

*Ms. Cook said, "Yes."*

*Commissioner Howell said, "Why do we have eliminate six positions and add six new positions?"*

*Ms. Cook said, "I wish someone from finance was here. Our understanding is when you get a grant of this type, especially when it is federal grant, pass-through money, they do not want you taking that new money and using it for positions you already have. So we had six vacant positions, and the difference is, we will eliminate those positions, and position numbers, add, if approved, these positions, and then at the end of this grant period in five years, if it's not sustainable, those individuals will are no longer be doing this work."*

*Commissioner Howell said, "You also mentioned that this is one of two locations in the State. Garden City was the other location. So do we have a region that we are trying to service that's larger than the City of Wichita, larger than Sedgwick County?"*

*Ms. Cook said, "No, just Sedgwick county."*

*Commissioner Howell said, "So what do people do if they are in El Dorado? They don't have this type of support there?"*

*Ms. Cook said, "All mental health centers have some focus on support employment and employment in getting the consumers we serve employed, because it makes such a difference in their lives. It helps make them fully functioning in the community. A number of us, COMCARE included, were using this evidence-based practice, we stopped it two years ago, and we stopped fidelity to the model. I want to be clear about that. We continued with the new approach, and all the elements in the tools that were expected, but we didn't do some of the other things that were administrative, that were too costly. So we gave the state notice a year and a half ago, that while we believed in it, we were going to continue to provide these services, but we were not going to meet fidelity because it was costing us a little over \$80,000 a year to do that. And until the rate was sufficient, we weren't going to continue. And I think, you know, they appreciated what we did. They liked our outcomes, and they recognized that the rate for this is only \$6 an hour more than regular case management rate."*

*Commissioner Howell said, "Okay. I think my final question is, is this population considered IAD or DD (Developmental Disabilities) population? Or are they not classified as either one of those?"*

*Ms. Cook said, "There may be. We have a shared population. There may be some people in there that have an intellectual and development. I would guess that probably not too many of them would, because those individuals require a little bit more support and would probably be eligible for case management if they had those co-occurring disorders, so probably not many of them."*

*Commissioner Howell said, "Let me ask you, who determines if these people have a severe and persistent mental illness. Who makes that decision?"*

*Ms. Cook said, "Our staff does. And it is based on a list of diagnoses. It's based on a functional assessment and risk factors. Everyone in the State is using that same tool."*

*Commissioner Howell said, "I guess I do have one final question, I am sorry. There is some duplication of effort. There is a workforce center in Wichita, does it do the some*

*of the same types of, maybe not the follow up work, but connecting these people with job opportunities, do they already do that type of work?"*

*Ms. Cook said, "Not with this population."*

*Commissioner Howell said, "Thank you very much."*

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

*Chairman Ranzau said, "Marilyn, I have a few questions based on our conversation. I am a little confused, I think you may have clarified it. We have been participating in a program that's similar to this for a while."*

*Ms. Cook said, "For adults with severe and mental illness, yes."*

*Chairman Ranzau said, "That actually have more problems than the group we are trying to help now."*

*Ms. Cook said, "Yes."*

*Chairman Ranzau said, "The group we are trying to help now is more functional."*

*Ms. Cook said, "You got it."*

*Chairman Ranzau said, "And I thought we stopped that program, but we didn't stop."*

*Ms. Cook said, "We continued with the tools, because it made sense to us. A lot more sense than the traditional way of providing services. What we didn't do is have complete fidelity to the model. Part of the reason for that, Commissioner, is that when Managed Care Organizations came into the picture in 2013, they started putting some limits on the number of hours that we could provide for this code, for helping people. And it is the same code that we use to provide direct services to individuals. So we got to the point where it was really hard to maintain fidelity to the model. We also had a period of time a couple of years ago when COMCARE had a high turnover rate in that particular program of case managers, and part of that, I think, was because the original case managers that were doing this had not really had a lot of experience in job development and making cold calls. That's kind of a new skill. And we tried the skill to match. Some didn't want to do it. They wanted to work with the consumer, but not do that marketing, job development piece."*

*"So there was a time, there was a turnover in that program, and that has happened throughout the state. So other case managers, we had to shift so we could cover all the people and the caseloads that were uncovered. Some of the individuals that were doing support employment also started getting other case management activities. That was against the model. So the key tools in that model, the key strategies and principles we continued, we even continued to keep data. But what we didn't do are some of the administrative things."*

*Chairman Ranzau said, "Was the State still funding that?"*

*Ms. Cook said, "The State still funds it, yes. We just don't get the enhanced rate of \$6 more an hour."*

*Chairman Ranzau said, "I see. How many people do we have doing this?"*

*Ms. Cook said, "We have four people doing it right now. By the way the hope is when we get this grant and work with the State, we will identify a rate that is sufficient, and identify barriers so that we will once again meet fidelity to the model in a way that doesn't cost this County money."*

*Chairman Ranzau said, "Why would we want it to cost us money?"*

*Ms. Cook said, "Pardon?"*

*Chairman Ranzau said, "Why do we not want it to cost us money?"*

*Ms. Cook said, "Because we want to be able to provide this service to people and we can't provide a service that is not adequately funded. We were dipping into COMCARE's coffer to come up with some of the money for the administrative duties, and, you know, really, an evidence-based practice should support itself. It should be worthwhile to the State, to pay us a rate that covers every part of that evidence-based practice."*

*Chairman Ranzau said, "But if they don't."*

*Ms. Cook said, "Then we stop it."*

*Chairman Ranzau said, "Even though it is good for us."*

*Ms. Cook said, "We stopped the administrative."*

*Chairman Ranzau said, "Because we don't want to pay money ourselves. I have a problem with that. First year they are going to have to do 25 cases which is 8 per each worker, is that right?"*

*Ms. Cook said, "Minimum, yes. And do job development, and participate in whatever committee meetings and other meeting that needed and connecting with the traditional case managers, because they are going to focus on the employment. They are going to also need to coordinate care with others who are involved in this."*

*Chairman Ranzau said, "I get that. But that seems to be quite a low standard. That's one every 1.5 months."*

*Ms. Cook said, "We will do better than that. We always have. That's the minimum requirements."*

*Chairman Ranzau said, "You are right. And then so in four or five years when this money runs out,"*

*Ms. Cook said, "My hope is that we'll have identified barriers, the State will see what it actually costs to do this. We have learned from the get go, it's been difficult to*

*administer this program, and. And that it will be sufficient to cover what it costs to do this evidence-based practice."*

*Chairman Ranzau said, "Do you think this project is important to the State?"*

*Ms. Cook said, "Absolutely."*

*Chairman Ranzau said, "Why aren't they funding it?"*

*Ms. Cook said, "They are funding it. It is just not the rate that is available."*

*Chairman Ranzau said, "This program here. This money is coming from the feds."*

*Ms. Cook said, "I don't know why the State is not doing it on its own."*

*Chairman Ranzau said, "Do you think this program is important to the State?"*

*Ms. Cook said, "I think all employment for people with mental illness is important to the State. It is part of the national outcome measures."*

*Chairman Ranzau said, "Where do we draw the line? We are helping people that are a persistent mental illness and less functional. You have the whole gamut. You have people who are much more functional and would be better equip to address issues themselves. Where do we draw that line as far as..."*

*Ms. Cook said, "I don't know the answer to that. I just know that when we effect these lives and get them jobs, their overall health improves. One of the social determinants of health is having safe housing, having a job, making healthy decisions and having transportation."*

*Chairman Ranzau said, "And can we use our current personelle doing some of this stuff to address the same group?"*

*Ms. Cook said, "They are doing it now. We are expanding this. We cannot get paid. That group is being paid by a billable code thought Medicaid that is dealing with people with serious and persistent mental illness. We will be getting the salaries of these individuals paid for. So we do not have to worry about the fact that they don't have a medical card. They are already doing this with another population."*

*Chairman Ranzau said, "Maybe I am not following the rationale here, but the people that we are going to be helping with, this one doesn't have a mental department and they have access to some type medical care somehow."*

*Ms. Cook said, "Many of them are on sliding fee scale for our service, they are using clinics for primary care needs. They are uninsured."*

*Chairman Ranzau said, "If we use current personnel to find jobs for people who do not have persistent, we won't get paid for, because the state doesn't reimburse. That's the bottom line. Why don't they reimburse?"*

*Ms. Cook said, "I don't know."*

*Chairman Ranzau said, "Maybe that's where they draw the line of where you spend money and where you don't. I am going to try to figure that out. There will always be people or things you can spend money on. You have to draw the line somewhere. I guess that's where they have drawn the line. That's all I have for now, thank you. Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman. Can you tell us, is there a deadline to make this decision? I mean, we are potentially going to vote in just a moment, but if we didn't vote today, is there a way we could, is there some deadline, some reason we need to do this today? Do we have time, if we wanted to take some time?"*

*Ms. Cook said, "I don't know if the deadline has to be today, but we are anxious to get started on this. The mental health center in Garden City and a couple other communities they are serving as well, has already signed on and has started this initiative. The State got the money in late fall, so the money has been available. All it does is delay us getting started on this. We would like to participate."*

*Commissioner Howell said, "I tell you, I guess in my opinion right now, I have not had time to get through all the material given to me for this meeting today. I feel uncomfortable having to vote yes or no with that in mind. So, Mr. Chairman, if I could make a substitute motion to delay this decision for three weeks and put this on the agenda on the meeting two weeks away."*

**MOTION**

*Commissioner Norton moved to Defer Item C for three weeks*

*Chairman Ranzau seconded the motion.*

*Chairman Ranzau said, "Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. I will not be supporting the substitute motion. I think, when did we apply for this, Marilyn?"*

*Ms. Cook said, "We didn't apply for it. The state applied for it last April. They had a very short turn-around. They asked us if we would be willing to be an implementation site if they were selected. We didn't even know they got selected until late fall. So we didn't apply. But we got notice in late fall that the State had actually gotten this money, and that's where this started."*

*Commissioner Unruh said, "Okay. So the State has received the money, and it is not as though they are oppose today this program, they are just saying we have this resource and we would like to pass it on to you."*

*Ms. Cook said, "For the reasons I stated. We had experience, we had good outcomes, and we have a very high population of uninsured people in Sedgwick County."*

*Commissioner Unruh said, "So the State supports this?"*

*Ms. Cook said, "The State asked us to participate."*

*Commissioner Unruh said, "Okay. I wanted to clear it up. You know, it seems to me*

*that this is something that we had been doing, this is a little bit different aspect to it. We can use these resources to expand our service to the community, where there is a real, identifiable need, it's a program that helps our citizens who have a specific need. The state does support it. We can do it without property tax impact, which we are all very sensitive to. And it helps individuals. It gets businesses in the community involved. It supports them. I am assuming they get some benefit from this also. Besides the fact of just helping people who have a clearly identifiable need.*

*"We have all probably encountered these particular individuals when we have been in various retail establishments in our community and we are probably all proud of the fact that they have a job, and that they are contributing. This grant process we are talking about now, this simply allows us to continue to help people in the community. And it does no detriment to our budget. It doesn't create some sort of a situation that we can't continue at the end of four years. If grant money goes away, we are not able to do it and then we would have to stop carrying out the program. But to me, I am having a hard time understanding why we would not want to go ahead and be involved and help people through a program that we are skilled and able to do with resources that are provided to us at the request of the State. And people get helped in our community. So I am not going to support the delay. We have been involved in this since last April, one way or another. We had plenty of backup material and discussion here. I am ready to move forward with it. That's all I have, Mr. Chairman."*

*Chairman Ranzau said, "I will be supportive of the motion. The Commissioners have only been involved in this for a week and a half. I have been the new guy in the past, and I have had lots of questions, and been in the position of not having enough information or all my questions answered and have asked for postponements and they have been granted in the past. I think it is important that we have a Commissioner who needs to understand the issue, have all their questions answered before they vote. Otherwise I think it is a disservice to the constituents. So I will be supportive, and I will respect the wishes of my fellow Commissioner to make sure he gets all the information he feels necessary to make the decision. Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I have been briefed on this and I have taken a look at it and I am certainly comfortable with being in a position to proceed. Having said that, if one of my colleagues would like a little bit more time, I am very sensitive to the fact that in the past there have been a number of occasions when Commissioners have sought additional information, and unfortunately they have been voted down. I am going to be supportive today. But obviously, anytime we have grants coming up, there are concerns going forward, but I am comfortable in terms of proceeding, but I would also like my colleagues to be able to feel that they are comfortable and be able to get all their questions answered and we make sure we dot all the I's and cross all the t's. I will be supporting the substitute motion in front of us this morning, but I did want to explain my reasons for the record. Thank you, Mr. Chairman."*

*Chairman Ranzau said, "Commissioner Norton."*

*Commissioner Norton said, "It seems to me like a really good idea if the State wants to use us as kind of a guinea pig to see if it works and can be modeled throughout the State. And we will be testing it, there will be research done through KU and assessment, Garden City, kind of a western, rural area is modeling it and trying to test it too to see if it has bigger applications in the State. I am sure the State is tickled if they have got a funding mechanism to be able to do this before they invest huge*

*dollars of State money and maybe local money to test to see if this evidence-based program brings about the results that they hope for. So I am willing to move ahead today. I don't know that we need to delay. It is a test in two different markets, and that's the way I see it, evidence-based program. Along the way, our consumers, our clients, our citizens, bear the fruits of that, particularly those that are underserved, underinsured, and have difficulties in the workplace. So I am going to be for this today, and I don't see why we need to delay at all. That's all I have."*

*Chairman Ranzau said, "Madam Clerk, are you clear on the motion?"*

*Ms. Kim-Anh Do, Deputy County Clerk, greeted the Commissioners and said, "I am."*

*Chairman Ranzau said, "Call the vote."*

VOTE

<i>Commissioner Unruh</i>	<i>No</i>
<i>Commissioner Norton</i>	<i>No</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, "Motion passes. 3-2. We will revisit this item in three weeks. Madam Clerk, next item, please."*

D [15-0150](#)

CONSIDERATION OF A GRANT IN THE AMOUNT OF \$2,287,589 FROM THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT (KDHE) FOR SERVICES PROVIDED AT THE SEDGWICK COUNTY HEALTH DEPARTMENT.

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

RECOMMENDED ACTION: Approve the application of the grant; the electronic submittal of the application for the grant; and authorize the Chairman to sign all necessary documents; including the grant award agreement containing substantially the same terms and conditions as the application; and approve the establishment of budget authority as provided in the financial considerations section of this request at the time the grant documents are executed.

*Ms. Adrienne Bryne- Byrne-Lutz, Heath Director, Health Department, greeted the Commissioners and said, "Before you is our annual aid to local application to the Kansas Department of Health and Environment (KDHE). We have received this funding for well over 30 years. It is the primary way that State Health Departments funnel State and Federal money to local health departments so that we can do the work that we do. This application covers many of the grants awarded to the Health Department, and supports our mission to prevent disease, promote wellness and protect our community and residents from health threats. This year we are requesting \$2,287,587. There is a match requirement for us in both in kind and hard match, which we meet without asking for additional local dollars. This application funds portion of several program areas, along with portions of 33 positions. This funding helps support public health infrastructure, chronic disease, risk reduction, family planning, maternal child health, mobile immunization service, sexually transmitted disease control and public health*



*emergency preparedness program.*

*"Without this funding, many of our programs would be drastically reduced or the services not able to be provided at all. We are requesting an overall increase of \$153,114, or 7.2 above the funding that we have received thus far. Before the current grant period ends, we do expect to receive an additional \$78,000 for family planning, which will decrease our additional funding request to approximately \$75,000, or 3 percent, which is an increase in pharmaceutical costs and personnel costs. This contribution from the Kansas Department of Health and Environment is a foundational piece for many of our Health Department programs. It allows us to continue to work towards improving the health status of our community by assuring that our children are immunized, our most vulnerable women receive well women checkups and education about how to stay healthy during and before pregnancy and our high risk teens receive information about pregnancy prevention, and prevention of sexually transmitted diseases. These programs help to strengthen the health of our community, and I recommend that you authorize the chair to approve this application and sign all related documents and I will be happy to answer your questions."*

*Chairman Ranzau said, "Commissioners, you have heard the proposal are there any questions, comments? Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you. Could you go into details in terms of the in kind match that's required and how that's different from the grant we are operating on for this year, please."*

*Ms. Byrne-Lutz said, "In kind match for our maternal child health funds. In kind match, we are using our volunteer dental hours for the in kind. So it is not actual hard match as far as having a position salary as a match, but the volunteer hours."*

*Commissioner Peterjohn said, "So the entire in kind match is basically determined by volunteer hours contributed?"*

*Ms. Byrne-Lutz said, "Well, the volunteer for the dental volunteer hours is determined on what their hourly rate would be along with any dental hygienist and other volunteers. So just the services that they provide and what they normally would be reimbursed."*

*Commissioner Peterjohn said, "Okay. And it's strictly folks involved on the dental side of this grant, because this covers a lot more than dental issues, as I understand it."*

*Ms. Byrne-Lutz said, "There are three areas where we have to have match. The one is the NCH portion, which is all in kind or dental hours. The other is the chronic disease risk reduction and we have to have 25 percent match for that. That is a combination of hard and soft. It is about 25 percent of staff salary. And then the other are indirect charges, tobacco-free Wichita, maternal smoking task-free volunteer hours. And then the third piece is family planning, and we have to have a 40 percent match for that. That is a hard match, where it is one of our Erin P. salaries and then some indirect costs."*

*Commissioner Peterjohn said, "I am sorry. Erin P.?"*

*Ms. Byrne-Lutz said, "One of our registered practitioners. It is her salary and indirect costs."*

*Commissioner Peterjohn said, "Thank you."*

*Chairman Ranzau said, "So on the family planning, we are actually asking for \$30,000 more than last year, because the 70 was included. So we'll have an extra \$12,000 in match that we will need to budget for next year."*

*Ms. Byrne-Lutz said, "Which we have included, because the family planning has a 40percent match, so yes."*

*Chairman Ranzau said, "Right. For next year, we'll have \$12,000 match."*

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

*Chairman Ranzau said, "Beyond what we budgeted for this year, we will add that to next year."*

*Ms. Byrne-Lutz said, "That is correct, which we do have."*

*Chairman Ranzau said, "Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman. So just to summarize, what is the total value of this entire, I think there was nine different aspects to this grant. What is the total value of the application? We are asking for how much again?"*

*Ms. Byrne-Lutz said, "The total value of this application is \$2,287,589."*

*Commissioner Howell said, "Okay. I am curious. I would like to talk about a couple elements within the umbrella. There are a lot of details in this, and again, I want to point out to the room and to my colleagues here that once again, I received a very complex proposal with six day's notice before this meeting today. And I guess that bothers me. I think two weeks with information for us to read the backup and ask questions and do research is reasonable, and, again, this is probably the most complex package I have received so far in my time on the Commission bench. So having six days to get through this has been a challenge. I spent a great deal of time on this. I am really not satisfied that I have all the answers just yet. With that in mind I want to ask a couple questions about some of the things within this overall package. So let's talk about a couple of these. The CDRR (Chronic Disease Risk Reduction) funding that we have here, which is the second item on the breakdown, can you talk about how is that different than the grant that we took on January 21st? We turned down a grant the Medical Society took that off. How is it different than that?"*

*Ms. Byrne-Lutz said, "The grant that the Medical Society has taken on was about focusing on chronic disease reduction around obesity, heart disease, and stroke. And this is a chronic disease risk reduction focused on the effects of tobacco and how tobacco use can lead to chronic disease. So this funds two tobacco educators."*

Commissioner Howell said, "Okay. I think you and I had a discussion, I think we did, about tobacco reduction, and the idea that tobacco itself is a very broad term that has different risk levels and different forms of use and such. So their focus is on the entire broad topic of tobacco in general; is that correct?"

Ms. Byrne-Lutz said, "Yes. And this isn't so much going out and telling people that they shouldn't smoke, this is about working with entities, like Wichita State University to go if they want to go smoke-free on the campus, which they are currently looking at, and having engaged us in the process of walking them through how they would do that. How they might engage their students. We educate medical providers on the 5 a's is so they can talk to their patients and pregnant moms when they come in about reducing smoking and quitting while they are pregnant. So we are out in the community, helping people understand the risks with using tobacco and then working with entities like the smoke-free apartments when there are apartment complexes that want to go smoke-free, that we help them navigate through that process as well."

Commissioner Howell said, "What is the position of this effort with respect to e-cigarettes and that type of thing to get people away from tobacco use and onto maybe less risk or no risk. I have not seen a single study yet, that I think is a legitimate study that talks about the risks of e-cigarettes. For the record, I don't smoke, never have smoked. But I am trying to be logical about this decision today. What is the position of this effort with respect to e-cigarettes?"

Ms. Byrne-Lutz said, "Well, we are out there, again, focusing mainly on the effects of nicotine and the products on. So we don't advocate someone uses one over the other, but just being aware of the effects of what they do choose to use."

Commissioner Howell said, "So in your opinion, nicotine is a problem? That's what you are trying to get people to move away from nicotine. Is that the concern?"

Ms. Byrne-Lutz said, "Helping them understand that the chronic conditions that nicotine can create. Yes."

Commissioner Howell said, "Do you understand the idea that cigarette smoking has a lot of carcinogens in the smoke that leads to lung cancer and that has been one of the highest risk habits or behaviors people take on would be the idea of cigarette smoking. These other forms of tobacco use and e-cigarettes are not comparable to that. Would you agree?"

Ms. Byrne-Lutz said, "I think there's still a lot of research that's being done on e-cigarettes and the risk involved or not of using those."

Commissioner Howell said, "Right now we don't have any evidence to indicate that they are a problem. Is that true?"

Ms. Byrne-Lutz said, "Not that I have with me this morning. I can look into that for you."

Commissioner Howell said, "I spent some time looking at that. Right now I am not convinced there is any legitimate evidence to indicate that e-cigarettes have anywhere near the same risk factors of cigarette smoking. In fact, I would actually liken that even to other forms of tobacco use are not the same level of risk as cigarette smoking itself. So I am just questioning the overall strategy of that part of this grant, and we

*received this particular CDRR (Chronic Disease Risk Reduction) grant in the past. This has been ongoing?"*

*Ms. Byrne-Lutz said, "Yes, a number of years, at least ten."*

*Commissioner Howell said, "How many people do we have employed as a result of this particular part of our grant?"*

*Ms. Byrne-Lutz said, "Two. They go to apartment complexes and encourage them how to create smoke-free apartment complexes and that type of thing."*

*Commissioner Howell said, "I am trying to understand exactly what they do on their job."*

*Ms. Byrne-Lutz said, "They are part of the Tobacco-Free Wichita Coalition, and oftentimes the community looks to the Health Department to provide information and guidance, and so we will be contacted by an organization such as WSU looking at a smoke-free campus. They begin working with them on how to gather the right people to the table, any policies, information they may need to share. It seems like it's a simple process. If you want it to happen, just make it happen, but there is a lot of pieces, and individuals that are affected by choices, so instead of just going in and putting a hammer down, we help them look at who they need to engage and just the process to go through that."*

*Commissioner Howell said, "Okay. I guess I would be surprised if there is a large population out there that does not understand that cigarette smoking can cause health. I guess I am just questioning the overall usefulness of this CDRR part of this proposal. I don't agree at all that the tobacco as a broad term has the same risks across the spectrum of use. I think that cigarette smoking specifically ought to be the focus. That's not what this does. And I think e-cigarettes actually, as part of the solution, if we would simply, you know, somebody who has a problem, wants to quit smoking, as a State Legislature, I sat through the hearings on the topics that came before us, and I remember one of the statistics presented was the success rate of all the, you know, patches and the gum and everything they could throw at someone trying to help them to get the help and assistance they would need to stop smoking. For people who want to stop smoking there is 7 percent success rate, 93 percent failure rate. So to me, you know, the messages are tobacco is bad, e-cigarettes are bad, and they are telling people things they may already know about cigarette smoking itself. I guess for me personally, I guess I would not be supportive of the CDRR. I would like to move my attention to another part of this. And that is the, if I can find it here. It is on the bottom of page 1 at the break down here. Actually that's not right. Okay, page 3, personal responsibility education funding (PREP). This is for USD 259; is that correct?"*

*Ms. Byrne-Lutz said, "The PREP funding has a couple different pieces to it. One is the ninth grade students, USD 259 district."*

*Commissioner Howell said, "Is there any other school district that benefits from this?"*

*Ms. Byrne-Lutz said, "Well, we also go outside of the school district as far as places like Wichita Children's Home, Gerard House, to provide education on teen pregnancy prevention."*

*Commissioner Howell said, "You are primarily focused on the adults that interface with these students, trying to give them the education they need to transmit that education forward to those students, is that correct?"*

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

*Commissioner Howell said, "So you are not dealing with students directly, you are dealing with the teachers or the administrator."*

*Ms. Byrne-Lutz said, "Both. We are modeling by teaching the curriculum, and then the teacher is there, and then takes that over."*

*Commissioner Howell said, "Wasn't there supposed to be, so let me understand, then. So your goal is to educate the educators, and they are going to continue this program, having best practices continue this forward."*

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

*Commissioner Howell said, "Okay. So how long has this been going on for this part of the grant? How long have we had this?"*

*Ms. Byrne-Lutz said, "This is year four. We have one more year left."*

*Commissioner Howell said, "This is a five-year plan?"*

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

*Commissioner Howell said, "Was this originally a three-year plan?"*

*Ms. Byrne-Lutz said, "The state had said this last year would be the last year that the funding would be all available, but they extended it one more year."*

*Commissioner Howell said, "Okay. So I am trying to understand. So in three years, these people have had this in their presence for three years so far, and don't understand exactly all there is to know about how to teach this after three years worth of effort. So we think a fourth year, maybe a fifth year would be more likely able to help them further than we already have helped them?"*

*Ms. Byrne-Lutz said, "We really have two educators, really, focusing on this curriculum. So there are a lot of ninth grade classes in USD 259 to go to. And then part of this is also, part of the PREP (Personal Responsibility Education Program) is also Be proud, Be responsible for the pregnant teens, and teen parents in the schools. To help them with further reducing preventing further pregnancies or std's (Sexually Transmitted Diseases) and then with parenting. So it is more than just that piece of it, but there are*

*many ninth grade classes."*

*Commissioner Howell said, "Okay. I guess my thought is, after three years worth of interfacing with these teachers, if they haven't learned how to do this after three years, with the effort, let me ask, so we are finding a new audience all the time the audience would not interface, all the different various classes."*

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

*Commissioner Howell said, "Okay. The reason to continue this would be in your opinion, because we have more folks, we have not had a chance to get to."*

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

*Commissioner Howell said, "Okay. So are you going to be able to get to all of them in the fourth or fifth year?"*

*Ms. Byrne-Lutz said, "That is the plan, yes."*

*Commissioner Howell said, "Okay. But originally it was three years, did we not have a plan to get to all of them in the first?"*

*Ms. Byrne-Lutz said, "Well, we only have so many staff that we can dedicate with the funding received, so, again, focusing on ninth graders, we are not continuing to educate the same teacher. It is different ninth grade teachers through P.E (Physical Education)., actually, it is P.E. Teachers."*

*Commissioner Howell said, "Do all the school districts have something like this? That's assisting them with this type of training?"*

*Ms. Byrne-Lutz said, "I do not believe so, because we have had requests outside of USD 259 to come in and provide the services."*

*Commissioner Howell said, "I guess I will make a comment, and that is the State board of education sets curriculum standards for entire State of Kansas. We want local chrome of our schools, we want parents to be involved, we want school boards to make decisions for the best practices for their own schools, and we have got a funding stream that includes local, state, and federal funding. I'm just a little surprised we have funding such as this, which is outside of anything else as a State Legislator, I wasn't aware of other types of funding that goes around that entire process, that entire revenue stream and provides other resources and other spending within our schools."*

*"Just a matter of fairness, if nothing else, I think all schools ought to have the same resources available. I don't know why it is that we would not provide the services or those educational ideas, I guess, through the education system that's already in place, through the State Board of Education in our school districts and our staff that's out there. I don't understand why this is a necessary spending to provide education when our educators have that charter to do that already. And our parents and school boards are engaged, trying to provide that education that they need, but this is another element of effort that's outside of everything else in the target area of Kansas. I guess right now I am concerned about this part of this grant. Thank you."*

*Chairman Ranzau said, "I have a few comments. I forgot to ask if anyone in the public*

wants to speak on this item. Thank you, Commissioner. I remember very clearly being told, I voted against this the first time because I didn't think it was something we should get involved in. Certainly not something the federal government has a role in funding. But we already have an education system that is capable of providing sex education, so I opposed it then. But I remember being told, this was a three-year deal. I thought of it as we train the trainer, we get them going and they can self-sustain themselves. Now we are being told it will go on and on. At some point the school district needs to be able to take this on themselves. I share Commissioner Howell's concerns. I won't be supportive of this. They have been given three years. They have got to find a way, if they want to continue this particular curriculum, they can sustain it themselves or use another curriculum if they so desire. I will just say, so, some of these others as we look forward, family planning, I would just as soon keep our funding level the same level. If we increase it \$30,000, that's another \$12,000 a hard match we have to spend next year, and if we go through all this budgeting and stuff, I am going to be reluctant to increase our spending until I have been addressed with a plan that address some higher priority needs like Judge Riddel's Boys Ranch and the cold mix road program that we need \$50 million for the next 17 years. So we will be looking at pinching pennies, making sure we are spending dollars on high priority things, and I don't think it is necessary to expand that. I have similar concerns about the Chronic Disease Reduction Program. It does say tobacco use, but it also talks about physical activity, nutrition and chronic disease self management. So that stuff is not included."

Ms. Byrne-Lutz said, "It is a small piece of that. But their primary focus is on tobacco education."

Chairman Ranzau said, "Okay. I thought there was some part in the thing, because I read some documents from the State of Kansas on this issue. I am not convinced the strategies we are using are the most effective and something we should put matching dollars for. This is another opportunity to save dollars. If WSU wants to go smoke-free or apartment buildings want to go smoke free, they can do that. I am not sure they really need us to tell them how to do that. I am concerned if I feel like we need to educate physicians on the dangers of smoking or this, that, and the other. I am not sure that these are effective tools when it comes to smoking. Certainly when we talk about physical activity and nutrition and things like this, we already turned down a grant. I mean, there is going to be some duplication of effort there. So I would be fine eliminating funding on those and saving dollars and putting our local dollars on other programs that are higher priority, to be honest and might be used more effectively. I have concerns for a variety of reasons. Commissioner Peterjohn."

Commissioner Peterjohn said, "I would like to get into a little bit more detail on the tobacco side of the equation. In terms of ingesting substances more broadly, because obviously what other states have done, and more likely to have some discussions certainly between now and April election, I don't know what we will do in terms of the issue on whether we have an issue on using a municipal initiative concerning marijuana

*on there. But when you say tobacco, is it limited strictly to tobacco, or is it drug ingesting more broadly, or would it include other substances like marijuana or that we call in the illegal category, at least at the moment."*

*Ms. Byrne-Lutz said, "This is focusing on tobacco."*

*Commissioner Peterjohn said, "Just tobacco. Frankly as a person who has ran more than a few 10K's, marathons and triathlons, you know, I would like to, if we are going to be focusing on health-related areas, I think there is a lot of things young people can inhale that would definitely be detrimental for them. Frankly for some chronologically gifted folks, too. I appreciate that clarification. Thank you, Mr. Chairman."*

*Chairman Ranzau said, "Madam Clerk, do we have a motion."*

*Ms. Do said, "We do not."*

*Chairman Ranzau said, "Commissioner Unruh."*

*Ms. Byrne-Lutz said, "Could we add a few clarifying comments?"*

*Chairman Ranzau said, "Yes."*

*Ms. Byrne-Lutz said, "On the PREP grant, the school district approached us a number of years ago, because they do provide sex education in the schools. But they found that it wasn't being provided consistently, there were varying levels of comfort levels or the educators, so they would skip portions of the curriculum. They have requested we come in and kind of mentor, provide that training to help increase their comfort levels so that we could train the trainer and they could continue and effectively be able to communicate to reduce STD's and teen pregnancy. And then with the family planning additional money, that \$30,000 isn't to increase services. The cost of depriver has skyrocketed. I don't know what the rhyme or reason is to the pharmaceutical cost increase, but that \$30,000 is primarily to cover pharmaceutical costs."*

*"As far as the PREP funding, that doesn't help me be more supportive. If the school district has an issue with sex education being uniform and consistent, I think they ought to be able to solve that issue themselves and the fact that they don't seem to think that they can is troubling. Every time they have a problem they can't look outside, they have got to solve it within. I mean, it only exacerbates the problem."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. I just need to clarify one thing. This grant application is due March 16th."*

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

*Commissioner Unruh said, "So we are on a deadline on this grant."*

*Ms. Byrne-Lutz said, "Yes, we are."*

*Commissioner Unruh said, "And this grant, according to our backup materials says it is used to support 32 of our health department employees."*

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



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

*Chairman Ranzau said, "I might also point out in retrospect to this Chronic Disease Reduction Program and smoking initiative, the things I have been told about, I don't think they will be all that effective. I will point out a lot of private sector entities that do promote smoking cessation, which I think would be much more effective than some of the things we are trying to do. Commissioner Unruh."*

**MOTION**

*Commissioner Unruh moved to approve the acceptance of the grant, authorize COMCARE's Executive Director or their designee to electronically sign the grant agreement, implementation of the Staffing Table changes identified in the Personnel Consideration section of this request, and authorize the establishment of budget authority as provided in the Financial Consideration section of this request.*

*Commissioner Norton seconded the motion.*

*Chairman Ranzau said, "Commissioner Howell."*

**SUBSTITUTE MOTION**

*Commissioner Howell moved to approve the acceptance of the grant, authorize COMCARE's Executive Director or their designee to electronically sign the grant agreement, implementation of the Staffing Table changes identified in the Personnel Consideration section of this request, and authorize the establishment of budget authority as provided in the Financial Consideration section of this request with the exception of the CDRR and the PREP.*

*Commissioner Peterjohn seconded the motion.*

*Chairman Ranzau said, "I will just ask, is there any possibility you would add your motion to reduce the family planning funding by \$30,000? If not, that is fine."*

*Commissioner Howell said, "I would like to not do that at this time."*

*Chairman Ranzau said, "Okay."*

*Commissioner Howell said, "Thank you."*

*Chairman Ranzau said, "Commissioner Unruh."*

*Commissioner Unruh said, "Thank you, Mr. Chairman. The two items that were mentioned to eliminate were the CDRR, which is Chronic Disease Risk Reduction, and the other was?"*

*Commissioner Howell said, "The PREP. It was the two items I basically spoke about. One deals with the issue of trying to target tobacco use, the other one has to do with providing some resources to our educators on the sex education, I guess."*

*Commissioner Unruh said, "Thank you. I just needed that clarified."*

*Chairman Ranzau said, "Commissioner Norton."*

Commissioner Norton said, "Well, I am not going to be in favor of the substitute motion. I have a hard time with everything I have stated over the years to eliminate anything about tobacco. It is not just about smoking, it is about anything oral that you put in your mouth, which we are finding more and more causes throat cancer and mouth cancer and tongue cancer and many other things. I think the more education, the more that we can just keep pushing that as a health issue in our country, the better off we will be. The idea that everybody knows about it, we can stop it, is not true. Everybody knew about measles and we needed to get rid of it in the 1950s and 1960s, and we did. Now we are back into the soup with measles. Everybody doesn't know that measles will come back if you don't immunize your kid. I think it is an ongoing quest to discuss public health with the masses, and that's what public health is all about, population health.

"When it comes to sex education, I think there's three prongs to it, which is why the schools are involved. The schools try to impart knowledge about just anatomy, about how it all works, what the physiology of sex is. But tied to that is the health implications of not having safe sex, of STD's and everything that goes with that. And finally, there's the parental and community value of the morals of sex. And if you try to put those three all commingled together, it becomes very hard. And I am a believer that the Health Department does have a mission to try to talk about the health implications of sex. Now, the schools have to know of the knowledge of just how sex works and how it is a physiological thing that every human being ends up dealing with. How do you talk about that in the context of biology? And then finally, you know, parents in the community and the churches and all of us have a value to talk about the morals of sex. Everybody has different beliefs and value structures about that. They all get commingled. At the end of the day for me, the schools teaching knowledge, then the Health Department helping them describe the health implications are very important. So I am going to be supportive of both of those and will not be supportive of the substitute motion."

Chairman Ranzau said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chair. Adrienne, can we pick and choose which categories we want to apply for?"

Ms. Byrne-Lutz said, "The only unified piece on here is the maternal and child health package."

Commissioner Unruh said, "Okay, thank you. So the motion as it stands could be workable."

Ms. Byrne-Lutz said, "Yes."

Commissioner Unruh said, "Okay. I am glad to have that bit of information, but I think on this issue I am going to yield to the professional expertise of our Health Department staff and their leadership and how to best deal with these community health problems, so I would prefer that we apply for the grant as recommended by staff, so I won't be supportive of the substitute motion. But should that motion go forward, I am pleased we will at least be able to continue the operation of our Health Department. That's all I have."

Chairman Ranzau said, "Commissioner Howell."

*Commissioner Howell said, "Thank you, Mr. Chairman, just a question. If USD 259 wants to ask for this assistance, would they be able to approach the Health Department and perhaps provide the money to get these services. Would they be able to fund it from their funding stream to provide money to the Health Department to get the expertise in the school if they felt like they needed that?"*

*Ms. Byrne-Lutz said, "I don't know. I know they are looking at their own budget cuts. I don't believe so."*

*Commissioner Howell said, "I don't have exact number, but I believe that the last budget they got from USD 259 was about \$630 million, for 50,000 students. And this grant we are talking about today, is a separate funding stream to provide \$158,000 to employ two people from the Health Department to provide education to our education community. If they feel like they need the help, and I do trust their ability to educate, and do a great job, but I guess if they thought they wanted to have the Health Department's input, they could provide some funding to bring that expertise in if that's what they felt they needed to do. With that I would continue with my substitute motion. Thank you, Mr. Chairman."*

*Chairman Ranzau said, "Commissioner Peterjohn."*

*Commissioner Peterjohn said, "Thank you, Mr. Chairman. I am going to be supportive of the substitute motion today. I wanted to just add a little bit in terms of the record, because I agree with some of the earlier comments I heard in terms of when the Commission met earlier this year to establish priorities. There were certain directions that we gave at that time, and I am uncomfortable with some of the increase in the local funding side of it. I do want to supportive the idea in terms of the health grant, glad the State is involved in some of the key areas where the Health Department is operating. But my concern today is with the increase in the local spending sides. So I will be supporting the substitute motion. Thank you."*

*Chairman Ranzau said, "With respect to the funding, this wouldn't be happening if we didn't get the money from the federal government to begin with. So if they want it to continue, they can fund it. I think that's more than appropriate. We should never have gotten involved to begin with. I believe the school district and the teachers in the school district are more than capable of addressing this issue without our assistance. And with respect to smoking cessation, I will make it clear. I don't support smoking. I support smoking cessation. I grew up with a variety of smokers in my household. My mother died at the age of 56 because of lung cancer from smoking. I also don't believe the things we are doing here, I don't have any evidence they are effective. Beyond that, there are plenty of initiatives in the private sector with this issue, and I think I fully support those initiatives. So I will be supportive of this motion. Madam Clerk, call the vote."*

VOTE

Commissioner Unruh	No
Commissioner Norton	No
Commissioner Howell	Aye
Commissioner Peterjohn	Aye

Chairman Ranzau

Aye

Chairman Ranzau said, "By my calculation, that means we approved 86 percent of the funding request. Just for the record. Next item."

E [15-0180](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON MARCH 5, 2015.

Presented by: Joe Thomas, Director, Purchasing Department.

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

Mr. Joe Thomas, Director, Purchasing Department, greeted the Commissioners and said, "The meeting of Board and Bids of Contracts results in five items for your consideration.

1. Road Improvements—Public Works.

FUNDING: CESSNA AND IMPROVE

"This recommendation is to accept the low bid from Vogts-Parga Construction LLC, in the amount of \$181,981.45.

2. Street Improvements – Public Works.

FUNDING: R259A 135th St W From 71th to Diagonal

3.

"This recommendation is to accept the low bid from APAC-Kansas Incorporated, Shears Division in the amount of \$3,055,882.21.

4. On-Call Mailing Services- Various County Departments

FUNDING: Various County Departments

"This recommendation is to accept the overall low bid from mail communications group at the rates listed for one year, with two one-year options to renew."

5. Community Service Capacity Development- SCDDO

FUNDING: SCDDO MR/DD Services

"The recommendation to accept the proposal from Starkey Incorporated in the amount of \$141,600.

6. Waste Tire Transportation Service—Environmental Services

FUNDING: Tire Roundup Event

"The recommendation is to accept the low proposal from Champlin Tire Recycling for \$90 per scaled ton.

"I'll be happy to answer any questions that you have. And I recommend approval of the four items."

MOTION

Commissioner Howell moved to approve the recommendation of the Board of Bids and Contracts.

*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
<b>Approved</b>	

**CONSENT**

- F**     [15-0158](#)     One (1) Right of Way Easement for Sedgwick County Project 787-0-520; Bridge project on 183rd St West between Central & 13th St North. CIP# B-470. District 3.
- G**     [15-0161](#)     An Agreement with TranSystems for engineering design services for Sedgwick County Project 606-11-3000; Bridge project on 53rd St North between 231st St West & 247th St West. CIP# B-471. District 3.
- H**     [15-0163](#)     An Agreement with Parsons Brinckerhoff for engineering design services for Sedgwick County Project 821-A-2234; Bridge project on Broadway between 117th St North & 125th St North. CIP# B-473. District 4.
- I**     [15-0113](#)     Amendments (5) to Developmental Disability Service Agreements.
- J**     [15-0162](#)     Four vendor contracts to provide home care and TeleHealth services for the Sedgwick County In-Home Program (SCIP).
- K**     [15-0167](#)     General Bill Check Register for Mar. 4, 2015 - Mar. 10, 2015.

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

MOTION

*Commissioner Unruh moved to accept the Consent Agenda.*

*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, "We move to the other portion of the meeting. Commissioners, do you have anything to say? Commissioner Peterjohn."

**Adopt the Consent Agenda**

**OTHER**

Commissioner Peterjohn said, "Well, thank you, Mr. Chairman. I would like to report to the public what I reported to a lot of folks currently in this room yesterday, last week I attended a meeting that had been called by the City to discuss the possibility or more likely the probability that we will fall into non-attainment for air quality, and that is going to require, especially if the feds tighten down the limits, and they have apparently ratcheted, I did find out that the ozone air quality limits have been tightened from about 120 parts per billion back in the 1990s, and they have been ratcheted down, and there's some discussion about making them as tight as 70 or 65 parts per billion, and with the spring burning, they monitor this only during certain hours of the day, between the beginning of April and the end of October. So when we have some burn-off on the Flint Hills in the spring, as well as sometimes ozone levels go up during the summer when we have a particularly hot day, there is the possibility, in fact, the probability that the tightened standards go into place, we are going to fall out of attainment and have to begin following a whole bunch of new edicts from the EPA (Environmental Protection Agency) in Washington, which I, looking out at the air quality, I think we really need to look at this, because air quality is in my opinion a 24-hour-a day, 365 day a year issue and not just as the feds are monitoring it, focused on certain times of the year, and basically certain times of the day.

"Having said that, I want to try and get the community as much as I can through this medium, be able to let folks know that this is a challenge in front of us, there have been some community meetings. Commissioner Howell and Commissioner Unruh were with me at this meeting last week. I don't know if they want to add to these comments at all or amplify upon them, but I think there's going to be meetings in the future, and I urge the public out there, this is likely to have impacts on whether it's certain businesses, on how they operate and what they do, and there's certain things we can do to tripe and lower that number. I think we are at where we are getting to background levels for certain times of the year for this part of the country, and I am not going to go into more detail at this point, but I did want to get this on the record for the discussion this morning, Mr. Chairman. I also would like to point out the fact that with the weather we are having this week, it is a great opportunity to enjoy some of Sedgwick County's best events, whether it's the Sedgwick County Zoo, Exploration Place, some wonderful things out there, and folks ought to take a look at it.

"And I would also be remiss if I didn't mention that March 11th is an important day in American history, and I want to share why. Because we are just coming out of the winter season. March 11th, 1888, one of the worst blizzards in the United States history hit the northeastern part of our country, killing 400 people. I mean, think about that. We have talked about Udall tornado, 150 some people got killed. More recently we have had tornadoes down in Moore, Oklahoma. Of course we have had major tornadoes here. Commissioner Norton is our expert in that regards. I just want to think about this in terms of a blizzard that would kill 400 people. That is equivalent to a

*hurricane. Now on March 11th, 1918, we also had a momentous and not good day. The first cases of what was to be called the Spanish Flu were recorded. It ended up killing 600,000 American Citizens and tens of millions worldwide. That pandemic in 1918 started on this day. On a much more positive note, on March 11th, 1960, NASA launched Pioneer Five that began one of the one man probes and there's a whole bunch later, Viking Voyager, Cassini, that have followed in their footsteps. On March 11TH, 1960, NASA got us out of the world in this category. So Mr. Chairman, I wanted to add that for the record this morning. Thank you."*

*Chairman Ranzau said, "Thank you, Commissioner. I'd like to add a couple things. A couple weeks ago, in one of our staff meetings, we made some organizational changes that will save us \$18,000 a year in rent. That's something that, since it was in the staff meeting, it wasn't covered in the press. The public may not know about it. But I know there are people interested in knowing about our efforts to reduce spending and save on costs, and so that's another example of something that we've done recently that you may not be aware of."*

*"Additionally, I've still got some questions about Judge Riddel's Boy's Ranch and our budget retreat. We did instruct staff to include appropriate funding for Judge Riddel's Boys Ranch next year. And it is the will of the Board to reopen Judge Riddel's Boys Ranch, either there or perhaps in another location that would provide the same results. So I had some questions about that. That's been an ongoing issue, and some people inquired about what the status is and are we doing anything about that, and we are. The issue is, however, because some of the decisions we have made in the past, shut it down, et cetera, it takes time and money now to go back and restart that. We are in the process of developing a plan and funding for that, and hopefully can address that next year, if not sooner. So I wanted to get that on the record. Commissioner Peterjohn."*

#### MOTION

*Commissioner Peterjohn moved that the Board of County Commissioners recess into Executive Session for 15 minutes to consider consultation with legal counsel on matters privileged in the attorney-client relationship relating to legal advice and preliminary discussions relating to the acquisition of real property for public purposes and that the Board of County Commissioners return to this room from Executive Session no sooner than 10:50 A.M.*

*Chairman Ranzau seconded the motion.*

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

#### VOTE

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner 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, "We are now in Executive Session."*

*The Board of County Commissioners went into Executive Session at 10:34 am and returned at 10:50 am.*

### **EXECUTIVE SESSION**

*Chairman Ranzau said, "We are back from Executive Session and for the record, no binding action was taken. Commissioners, Manager, any further business to come before the Commission?"*

*Mr. Buchanan said, "No Sir"*

*Chairman Ranzau said, "Seeing one, we are adjourned."*

### **ADJOURNMENT**

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

*BOARD OF COUNTY COMMISSIONERS OF  
SEDGWICK COUNTY, KANSAS*

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*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*

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*TIM R. NORTON, Commissioner  
Second District*

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*JAMES M. HOWELL, Commissioner  
Fifth District*

*ATTEST:*

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*Kelly B. Arnold, County Clerk*

*APPROVED:*

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