

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
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Meeting Minutes

Wednesday, April 22, 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 9:06 a.m. on April 22nd, 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. Ronald Holt, Assistant County Manager; Ms. Jennifer Magana, Acting County Counselor; Mr. David Spears, Director, Bureau of Public Works; Mr. Scott Hadley, Director, EMS; Mr. Kelly Arnold, County Clerk; Ms. Susan Erlenwein, Director, Environmental Resources; Mr. Thomas Stolz, Director, Metropolitan Area Building and Planning Department; Mr. Bud Lett, Director, Metropolitan Area Building and Construction, Metropolitan Area Building; Mr. Steven Stonehouse, Deputy Director, Department of Corrections; Mr. Joe Thomas, Director, Purchasing Department; Ms. Kristi Zukovich, Director, Communications; Ms. Kim-Anh Do; Deputy County Clerk.

GUESTS

*Mr. Sheldon Lawrence, Albert Pike Masonic Lodge
Ms. Kimme Whittmore, Albert Pike Teacher of the Year
Mr. Lyndon Drew, Program Director
Mr. Ross Hufford, Plant Manager, Air Product Wichita Performance Materials Facility
Reverend Dave Fulton, Appointee, Sedgwick County Mental Health Advisory Board
Mr. Jim Grocholski, Appointee, Sedgwick County Mental Health Advisory Board
Mr. Lonnie Wright, 1721 South Lulu, Wichita*

INVOCATION: Father Dan Duling, Catholic Diocese of Wichita.

FLAG SALUTE

ROLL CALL

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

Roll Call

CONSIDERATION OF MINUTES

- A** [15-0267](#) SPECIAL MEETING MINUTES OF MARCH 24, 2015.
Commissioner Unruh was absent.

Commissioner Unruh was absent.

Chairman Ranzau said, "Commissioners, you have the minutes before you. Are there any changes?"

MOTION

Commissioner Peterjohn moved to approve the minutes for the meeting of March 24th, 2015.

Commissioner Howell seconded the motion.

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

VOTE

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

Chairman Ranzau said, "Next item, please."

Approved As Amended

PROCLAMATIONS

B [15-0264](#) PROCLAMATION DECLARING KIMME WHITTEMORE DAY.
Read by: Chairman Richard Ranzau.

RECOMMENDED ACTION: Adopt the Proclamation.

Chairman Ranzau said, "

PROCLAMATION

WHEREAS, the Worldwide Fraternity of Free and Accepted Masons has long championed the need and responsibility of a lifelong and 'virtuous education'; and

WHEREAS, Albert Pike Masonic Lodge No. 303, in Wichita, Kansas, in continuing its dedication to the community and public schools, has set out to distinguish Wichita's finest educators in the selection and promotion of the Albert Pike Lodge – Teacher of the Year Award; and

WHEREAS, our teachers keep democracy alive by laying the foundation for citizenship and demonstrate to the community and the world their commitment to our future; and

WHEREAS, the selection committee, comprised of men and women from various backgrounds and vocations have unanimously selected Kimme Whittemore for her dedication in teaching Music students at Jardine STEM and Career Explorations Academy School, USD 259.

NOW, THEREFORE BE IT RESOLVED that I, Richard Ranzau, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim April 24th, 2015 as

KIMME WHITTEMORE DAY

In recognition of her service to this county, the Wichita Public School District, Jardine STEM and Career Explorations Academy School and the many students and peer faculty that she has impacted through her dedication and fortitude in the discharge of her duties; in commendation of the qualities, capabilities and commitment that she brings to promote academic excellence in building internally motivated confidence and teaching self-reliance to her students and all those around her.

Chairman Ranzau said, "Commissioners, what is the will of the Board?"

MOTION

Commissioner Unruh moved to adopt the Proclamation.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Ranzau said, "We have Sheldon Lawrence with the Albert Pike Masonic Lodge today to present the award."

Mr. Sheldon Lawrence, Albert Pike Masonic Lodge, greeted the Commissioner and said, "Albert Pike Lodge wants to thank Board of County Commissioners for their support over the last 16 years that we have done the teacher of the year ceremony. Each year we pick from nominations submitted by USD 259 principals, as in the past, it's always hard to do, because every entry we have is really worth it. So we do have quite a discussion. This year our judges selected the teacher submitted by Laura Atherly, principal of the exploration and S.T.E.M. (Science, Technology, Engineering, Mathematics) Academy, with an attachment from a student. Our teacher is the instrumental music instructor for the 6th, 67th and 8th grade at Jardine, USD 259. It is my pleasure to introduce from the Fine Arts Department, USD 259, Director Sean Chastain from Jardine, the Assistant Principal, Amy Ines, and our Albert Pike teacher of the year for 2015, Kimme Whittmore."

Ms. Kimme Whittmore, Albert Pike Teacher of the Year, greeted the Commissioners and said, "Thank you. I wasn't prepared to speak right now, but this is a huge honor, and I am just grateful to the Masonic Lodge for recognizing teachers in this way each year. We have a big impact on the future of the community in Wichita, and it is really nice of them to go to all this effort to recognize teachers. Thank you."

Chairman Ranzau said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. Just want to offer, again, our

congratulations in recognition of your outstanding service to the children of that school, but also to our community at large. Not only to you, but to the administration that helps provide the structure for you to carry out your unique capabilities. I was just wondering, though, in a magnet school that's science, technology, engineering, mathematics, there's room for music and arts?"

Ms. Whittmore said, "Absolutely."

Commissioner Unruh said, "Okay. We are glad that you can keep that balanced, and someone that's not very musically inclined, I really appreciate your talents."

Ms. Whittmore said, "Thank you."

Chairman Ranzau said, "Commissioner Norton."

Commissioner Norton said, "Well, we are very proud of you, and you know, I think all of us in our lifetimes can remember back to that teacher that made a difference. Obviously our parents and friends and church members always made a difference. I think we can all hearken back to a teacher that inspired us and motivated us, pushed us, controlled us, whatever it might be, to do our best, and we honor you for that. I think about a music teacher, an instructional teacher in a S.T.E.M. Class, we all know that there is a link between folks that understand music and meter and counting and have the discipline to do that, many times do really well in math and S.T.E.M. kinds of things.

So I think it is a natural match in a S.T.E.M. school. And finally, from raising five kids that I insisted all took band or an instrument through 5th, 6th and 7th grade, boy, do I honor you today."

Ms. Whittmore said, "Thank you."

Commissioner Norton said, "Because I listened to them for hours, blowing through the end of some kind of instrument, and I don't know how you do it day after day after day. But thank you for what you do. You represent all teachers in public education that try to educate the masses, regardless of where they come from, what baggage they bring with them to school, to make them good, productive citizens in our democracy. Thank you very much. That's all I have."

Chairman Ranzau said, "Congratulations, Miss Whittemore. Thank you for everything you do for the students. Next item please."

Adopted

C [15-0280](#)

PROCLAMATION DECLARING THE 50TH ANNIVERSARY OF THE
FOSTER GRANDPARENT PROGRAM.

Read by: Chairman Richard Ranzau.

RECOMMENDED ACTION: Adopt the Proclamation.

Chairman Ranzau said, "

PROCLAMATION

WHEREAS, 2015 marks the 50th anniversary of the national Foster Grandparent Program, the belief that inspired its founding in 1965 could not be truer today for the local Foster Grandparent Program at Catholic Charities now in operation for 35 years. Namely, that low income elders have extraordinary gifts to share with vulnerable children in a wide variety of settings; and

WHEREAS, the social, emotional and academic support offered by loving volunteers has transformed the lives of both the children and volunteers. This simple, cost effective formula has stood the test of time, having weathered winds of political change to emerge in 2015 as a trustworthy and relevant model to serve at risk children for the next 50 years; and

WHEREAS, because of the programs efforts, during the last year this community benefited from 123 Foster Grandparents who provided 117,241 hours of service at 64 sites in Sedgwick County to 3,249 students; and

WHEREAS, Children with special or exceptional needs or circumstances identified as limiting their academic, social or economic development have benefited from these efforts, and older volunteers report lower mortality rates, lower rates of depression, fewer physical limitations and higher levels of well-being.

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

50TH ANNIVERSARY OF THE FOSTER GRANDPARENT PROGRAM

"In Sedgwick County, and call upon our citizens to recognize the enormous contributions made by older adults who have volunteered as Foster Grandparents to benefit children and in the process have helped themselves remain productive citizens.

"Commissioners, what is the will of the Board?"

MOTION

Commissioner Unruh moved to adopt the Proclamation.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Ranzau said, "We have Lyndon Drew, Program Director, to accept the Proclamation."

Mr. Lyndon Drew, Program Director, Foster Grandparent Program, greeted the

Commissioners and said, "We really appreciate your support over the years. Catholic Charities has been the sponsor of this program since 1981, and it's been my privilege to have been a part of this program since the year 2000. We consider this a program that's a win-win, both to the older adults who are the volunteers, and for the kids who get their one on one attention. Throughout the year our folks work 15 to 40 hours a week, all of them committing that amount of time to work with kids, either in schools, or in preschools, getting them ready for school, and all of our attention is on those kids who need the extra help, and we can provide that with your support, and we really thank you for this. The support you have provided us."

Chairman Ranzau said, "Thank you very much. Thanks for everything you do for our community."

Adopted

DONATIONS

D [15-0275](#) DONATION OF \$2,000.00 TO SEDGWICK COUNTY EMERGENCY MEDICAL SERVICE (EMS) FROM AIR PRODUCTS AND CHEMICALS, INC.

Presented by: Scott R. Hadley, Director, EMS.

RECOMMENDED ACTION: Approve acceptance of the donation, acknowledge Air Products for their generosity and community support, and authorize the Chairman to sign a letter of appreciation.

Mr. Scott Hadley, Director, EMS, greeted the Commissioners and said, "Before you for consideration today is a donation in the amount of \$2,000 from Air Products and Chemicals located 6601 South Ridge Road. As you know, Air Products, this particular plant has a long standing history of donation to the community, specifically to EMS. Over the past couple years, they have donated, including today, \$6,500 just to EMS alone, and I know they have made other donations to other public safety entities within the County and others within the community."

"We have had a good working relationship and a long-standing partnership. This money will go a long way to support some safety programs within EMS, and we know those folks are very safety conscious. I know Mr. Norton is familiar with them, and recently I hear took a tour of their plant. So with that, I would like to recognize, I have a couple special guests here today, Ms. Melissa Oelkers and Mr. Ross Hufford, who is a plant manager for Air Product and Chemicals. I would ask Mr. Hufford to come up, he would like to say a few words to the Commission."

Mr. Ross Hufford, Plant Manager, Air Product Wichita Performance Materials Facility, greeted the Commissioners and said, "For those of you who aren't familiar with air products, we are a \$10 billion a year revenue industrial gas and chemical company. We are headquartered in Allentown, Pennsylvania. We have got over 20,000 employees worldwide in over 50 countries around the world. We supply innovative solutions to the energy, environment and emerging markets. These include

semiconductor materials, refinery hydrogen, coal gasification, natural gas liquefaction, advanced coatings and adhesives. Our Wichita facility, our 80 employees produce ingredients for polyurethane foams, as well as coatings and adhesives. At Air Products, we have a longstanding tradition of helping communities where we have plants, as well as the communities where our employees and their families live. Our goal is to make our communities better places in which to live and work. We do so because it is the right thing to do as citizens of those communities.

"We realize that Air Products' continued growth and success is closely tied to the vitality of our communities. Quality of life issues, such as education, human services, community development, the environment, and the arts can build up the community. We need healthy communities to operate a healthy business, including attracting and retaining quality employees. This donation will go to Scott Hadley on behalf of Sedgwick County EMS. As a member of the Wichita community, I am proud to make this donation on behalf of Air Products to the County Commissioners for use at Sedgwick County EMS. Thank you."

Chairman Ranzau said, "Commissioner Norton."

Commissioner Norton said, "Thanks for being here today. I did enjoy my tour. Air Products is one of the jewels of the south side, a lot of people don't know about, but they have been there for many years. They partner with Oxychem for some of their raw materials. It adds to that industrial complex on the south side. We appreciate the donation, but we also appreciate the longstanding jobs and value that you give to the community. I am glad today that you are wearing Shocker colors instead of Purdue colors. I go in the other day, he's wearing a Purdue Boilermaker shirt. I don't get it. Thank you for, you know, shocking it up a little bit."

Mr. Hufford said, "You are welcome."

Commissioner Norton said, "Air Products is a great company. I have been involved for many, many years. They take their community service seriously, but they also take safety and the ability to produce the kinds of products they do, which can be very hazardous, but always keep in mind the safety of the community, and they have a longstanding history of no incidents, and taking care of their business while taking care of the community's safety at the same time. And we appreciate that. So thanks for being here today, Ross, I appreciate it. And Melissa thanks to you, too."

Mr. Hufford said, "Thank you."

Chairman Ranzau said, "Thank you very much for the donation and everything you do for the community. We appreciate it a lot. Thank you."

Mr. Hadley said, "With that, I recommend you expect the donation and authorize the Chairman to sign the necessary documents in a letter of appreciation and recognizing our products for their ongoing commitment to the community and their generosity."

MOTION

Commissioner Norton moved to approve the acceptance of the donation.

Commissioner Unruh seconded the motion.

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

VOTE

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

Chairman Ranzau said, "Next item, please."

Approved

APPOINTMENTS

- E [15-0242](#) RESOLUTION REAPPOINTING REV. DAVE FULTON
(COMMISSIONER KARL PETERJOHN'S REAPPOINTMENT) TO THE
SEDGWICK COUNTY MENTAL HEALTH ADVISORY BOARD.
Presented by: Jennifer Magaña, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Ms. Jennifer Magana, Acting County Counselor, greeted the Commissioners and said, "Each Commissioner has three appointments to the Mental Health Advisory Board. This is Commissioner Peterjohn's reappointment of Reverend Dave Fulton. He completed a four-year term. This resolution would reappoint Reverend Fulton for another four-year term to expire April 21st, 2019. I recommend you adopt the resolution."

Chairman Ranzau said, "Jennifer, could we take Item E, F, and G together?"

Ms. Magana said, "You may."

Chairman Ranzau said, "If that's the will of the board?"

Ms. Magana said, "On Resolution F, that is an appointment of Jim Grocholski to complete the unexpired term of the late Richard Ballinger. This vacancy was under Commissioner Norton's appointment, but now a vacancy exists due to Judge Ballinger's passing. This appointment would be expiring November 2018. I recommend you approve that resolution. The final resolution would be a reappointing Marilyn Whipple, also to the Mental Health Advisory Board for another four-year term, ending April of 2019. I recommend you take those items and approve all resolutions."

Chairman Ranzau said, "Commissioners, what is the will of the board?"

MOTION

Commissioner Unruh moved to adopt the resolutions for Items E, F, and G.

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, "And we have both Dave and Jim. They are both here? Okay."

Mr. Kelly Arnold, County Clerk, greeted the Commissioners and said, "Please raise your right hand. I do solemnly swear I will support the Constitution of the United States, the Constitution of the State of Kansas, and faithfully discharge duties of the office of Sedgwick County Mental Health Advisory Board, so help me God."

Reverend Dave Fulton, Appointee, Sedgwick County Mental Health Advisory Board, greeted the Commissioners and said, "I do."

Mr. Jim Grocholski, Appointee, Sedgwick County Mental Health Advisory Board, greeted the Commissioners and said, "I do."

Mr. Grocholski said, "It is a pleasure to serve on this board. I am not worthy to take the Judge's remaining spot, but I will do my best to fulfill this requirement. Thank you very much."

Reverend Fulton said, "Commissioners, it is an honor to serve. People have problems, and we are privileged to have COMCARE as an agency that meets those problems, and I think they do it in a distinguished manner the best I've seen. I am proud to serve. Thank you so much."

Chairman Ranzau said, "Thank you. Madam Clerk, next item."

Adopted

- F** [15-0262](#) RESOLUTION APPOINTING JIM GROCHOLSKI (COMMISSIONER TIM NORTON'S APPOINTMENT) TO THE SEDGWICK COUNTY MENTAL HEALTH ADVISORY BOARD TO COMPLETE THE UNEXPIRED TERM OF THE LATE JUDGE RICHARD BALLINGER.
Presented by: Jennifer Magaña, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Action on Item F taken with Item E.

- G** [15-0279](#) RESOLUTION REAPPOINTING MARILYN WHIPPLE (COMMISSIONER TIM NORTON'S REAPPOINTMENT) TO THE SEDGWICK COUNTY MENTAL HEALTH ADVISORY BOARD.
Presented by: Jennifer Magaña, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Action on Item G taken with Item E.

H [15-0272](#)

RESOLUTION REAPPOINTING SANFORD ALEXANDER
(COMMISSIONER DAVE UNRUH'S REAPPOINTMENT) TO THE
WICHITA/SEDGWICK COUNTY ACCESS ADVISORY BOARD.
Presented by: Jennifer Magaña, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Ms. Magana said, "Again, this Resolution reappoints Sanford Alexander to one-year term to the Access Advisory Board. I recommend you adopt the Resolution."

Chairman Ranzau said, "Once again, can we combine that with Item J?"

Ms. Magana said, "You can. This board is also the Advisory Board. This resolution would reappoint Brian Powers by Commissioner Peterjohn for another one-year term. I recommend you adopt that resolution."

Commissioner Unruh said, "Mr. Chairman, Item I."

Chairman Ranzau said, "We are not going to do Item I. We are going to table that."

Commissioner Unruh said, "Okay. I am sorry."

Ms. Magana said, "Recommending adoption of Items H and J at this time."

Chairman Ranzau said, "Yes."

MOTION

Commissioner Unruh moved to adopt Items H and J.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Ranzau said, "Next item, please."

Adopted

I [15-0274](#)

RESOLUTION REAPPOINTING GLEN DAVIDSON (COMMISSIONER
RICHARD RANZAU'S REAPPOINTMENT) TO THE
WICHITA/SEDGWICK COUNTY ACCESS ADVISORY BOARD.

Presented by: Jennifer Magaña, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Ms. Magana said, "I recommend that you table this item."

MOTION

Chairman Ranzau moved to table Item I.

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, "Next item, please."

Mr. Ronald Holt, Assistant County Manager, greeted the Commissioner and said, "Pardon me. Mr. Chairman, I believe at this time you wanted to take an Off Agenda item."

Chairman Ranzau said, "That's right, we do need to take an Off Agenda item. Commissioner Peterjohn."

MOTION

Commissioner Peterjohn moved to take an Off Agenda Item concerning a household hazardous waste removal collection event.

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>

OFF AGENDA ITEM

Ms. Susan Erlenwein, Department of Environmental Resources, greeted the Commissioners and said, "Sedgwick County has a Household Hazardous Waste facility located at 801 Stillwell. This is a facility where residents can bring materials that they no longer need at their home. Such as paints, oils, solvents, cleaners, and

even fluorescent light bulbs. We encourage residents to go to the facility, open 9:00 a.m. to 5:00 p.m. Tuesday through Friday, 9:00 a.m. to 3:00 p.m. on Saturday. But in order to better serve our community, we also offer five remote household hazardous waste collection events throughout the community each year. In our first remote event will come up on May 2nd, it is a Saturday in the City of Maize. It will be located at the Maize Public Works facility, that's at 5600 North Maize Road. It will be from 9:00 A.M. to 1:00 P.M. On that Saturday, May 2nd again. So we encourage anyone who lives in that area to bring their unwanted paints, oils, any other materials, batteries that they need to get rid of, it would be convenient for them on that date. The City of Maize has approved this agreement this past Monday night, and I would recommend your approval and ask the Chairman to sign. I would be happy to answer any questions."

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Just a couple questions. You said we are holding this up in Maize. Can you be more specific in terms of exactly where in Maize?"

Ms. Erlenwein said, "The Maize Public Works facility, 5600 North Maize Road."

Commissioner Peterjohn said, "Okay. And the time they are going to be operating?"

Ms. Erlenwein said, "9:00 A.M. to 1:00 P.M."

Commissioner Peterjohn said, "Okay. I know we hold these events around the County from time to time, but we are not having these all in the springtime, are we?"

Ms. Erlenwein said, "No. I have one lined up at the Textron Beach Plant, East Central on June 13th. Another one lined up June 20th in Haysville, and I have one lined up at the extension in your district, first Saturday in November. So we'll have one in the fall. I am working with the City of Derby on getting one, a date set for that one right now."

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "I think it's important, and folks from wherever in the County they are, they can, it doesn't matter where, they can go to any one of those locations. Of course, Stilwell is open five days a week."

Ms. Erlenwein said, "That's right. We have the Swap and Shop area at the Stilwell facility. So people can come in and drop something off, and pick up very good used product for free, all of these services are for free for the residents. So we encourage them to take advantage of them."

Commissioner Peterjohn said, "Glad to get that on the record, thank you, Susan."

Chairman Ranzau said, "Once again, this is May 2nd, a week from Saturday."

Ms. Erlenwein said, "That's correct."

Chairman Ranzau said, "We will not have a Commission meeting between now and then. That's why we talked about it today, to get it out there."

Ms. Erlenwein said, "Appreciate that."

Chairman Ranzau said, "I appreciate your efforts."

MOTION

Chairman Ranzau moved to sign accept a contract for a Household Hazardous Waste remote collection event on May 2nd, 2015 for Maize, Kansas.

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, "Next item, please."

- J** [15-0273](#) RESOLUTION REAPPOINTING BRIAN J. POWERS (COMMISSIONER KARL PETERJOHN'S REAPPOINTMENT) TO THE WICHITA/SEDGWICK COUNTY ACCESS ADVISORY BOARD.
Presented by: Jennifer Magaña, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Action on Item J taken with Item H

PUBLIC HEARING

- K** [15-0090](#) A PUBLIC HEARING FOR THE PROPOSED ADOPTION OF THE INTERNATIONAL RESIDENTIAL CODE, 2012 EDITION, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, AND A RESOLUTION AMENDING, DELETING, AND SUPPLEMENTING VARIOUS PROVISIONS OF THE WICHITA-SEDGWICK COUNTY UNIFIED BUILDING AND TRADE CODE (UBTC).
Presented by: Thomas Stolz, Director, Metropolitan Area Building and Construction Department (MABCD).

RECOMMENDED ACTION: Open the public hearing. Close the public hearing. Defer action on the proposed resolution until a future meeting.

Mr. Thomas Stolz, Director, Metropolitan Area Building and Construction Department , greeted the Commissioner and said, "Like other government organizations around the Country, Sedgwick County has historically adopted local building and professional trade codes from recognized national and international organizations. Members of these organizations are industry experts in the fields of building construction, plumbing and electrical and mechanical code. The code guidelines they produce every three years are generally viewed as best practice for the construction industry nationwide. As

you know, there are three reasons why local jurisdictions adopt code in this manner, number one, first and foremost, it represents a way to enhance public safety for our citizens through best practice application regarding designs and construction of homes and commercial buildings. Secondly, it helps to ensure basic consistency between building practices between jurisdictional lines and consideration to builder and trade professionals operating in Wichita and Sedgwick County. And finally, it serves to achieve a consistent training protocol for building professionals who are licensing, or attaining continuing education in their respective field of expertise.

“Currently Wichita and Sedgwick County operate under the 2006 International Residential Code (IRC), which is called the IRC. For the last two years staff and local building professionals from Wichita Area Builders Association have been reviewing the adoption of the 2012 residential code into this jurisdiction. The reason this takes so long, and has such an extensive review is to ensure that we understand the proposed changes within the national code, and to add local amendments that make sense for the Wichita/Sedgwick County jurisdiction, and our local home builders who actually build the houses here. As I always mention, even if this code is adopted, it remains fluid, and future amendments can occur in the future. Over the last several months, staff and our local building partners have provided information regarding the 2012 IRC along with proposed amendments. This effort has resulted in the distillation of two documents.

“First, a listing of significant changes between the 2006 code and the 2102 code, which we wish to adopt, and secondly, 32 proposed amendments highlighted today in the resolution presented before you. These documents were discussed in detail at multiple public meetings offered over the last several months, and we would be glad to drill down into any of the proposed changes or amendments, and further discuss. But there are two issues, two items that I wish to bring up today to specifically talk about in regards to residential building code. The first is the issue of requirement of carbon monoxide (CO) detectors which dominated some of our public meetings when we met with citizens and builders the last few months. The 2012 IRC calls for carbon monoxide detector installation in the following conditions: In new home builds detectors shall be installed outside of each separate sleeping area in the immediate vicinity of the bedrooms and dwelling units within which fuel-fired appliances are installed in dwelling units that have attached garages. That's for all new home builds. It is very similar to smoke detector regulation.

“In existing homes, the code, the current code as written, calls for detectors to be installed as stated above, where any work requiring a permit occurs in existing dwellings that have attached garages or an existing dwellings within which fuel-fired appliances exist. The amendment packaged in today's resolution already offers a

change concerning existing homes. Instead of instances where any permit being pulled calls for a CO detector installation, our local amendment limits the permit work to roofing, siding, water heater, or furnace change-outs before CO detectors would be required under code. That's how the amendment stands today. And it is what is before you. During our meetings with the public over the last several weeks, it has been suggested that rather than requiring the CO detectors' immediate installation into existing homes when remodel work is done, that instead a notification be left with the homeowner apprising them of changes to code and suggesting the installation of CO detectors for home safety purposes. This way a homeowner could gain compliance over time as resources were made available to add detectors to their home.

"The second issue I would like to discuss while we are talking about IRC is a potential exclusion of what are known as hoop houses, from building code requirements. Just recently we have had some Wichita and Sedgwick County residents complain about regulations regarding these types of structures, and Chairman Ranzau requested this issue be brought before the Commission to discuss what the residential code adoption. A hoop house is a small greenhouse constructed using polyethylene and PVC pipe to create a solar heated environment to raise garden or flowering plants. Most hoop houses in our local jurisdiction are less than 200 square feet, and already do not require a permit. In historical instances, though, where hoop houses sizes go above 200 square feet, current language in Sedgwick County code requires engineered plans for that site, and a building permit and inspection.

"If there's a desire to deregulate hoop house requirements within this jurisdiction, now would be a good time to do it. And add an additional amendment to the package already presented before you today, either exempting hoop houses or partially exempting hoop houses from building code requirements. With that I will close and request we move forward with the public hearing regarding adoption of the 2012 International Residential Code. Staff requests deferral of voting for this adoption until the May 20 meeting of the Board of County Commissioners to allow time for any final changes to occur within the proposed resolution that I presented today. I will stand for questions whenever you are ready."

Chairman Ranzau said, "Thank you, Tom. I know Commissioners have several questions for you. I think we'll have the public hearing first so they can hear the comments. Then we will bring you back after and have some questions. At this point we will open the public hearing on the proposed adoption of the residential code and ask if there's anyone from the public who would like to speak. Please give us your name and address."

Mr. Lonnie Wright, 1721 South Lulu, Wichita, greeted the Commissioners and said, "I encourage you to pass this. This has gone through a lot of citizen review and involvement. In fact, the first review was sponsored by Sedgwick County, our 2012 joint jurisdictional review. In 2013 we had inspectors from Bel Aire, Rosehill, and all around, because they all wanted to work together. We had specialists in installation and they produced a large document because we had two cycles and last year all the sponsors had a finishing review. So it's gone through a lot.

"Citizens, when we go through these codes, we look at what is too strict, what is not appropriate for us, you know, and we modify it to whatever our jurisdictions are. Sometimes issues come up, like carbon monoxide. As the homes have become more energy efficient, it can stick in a house longer. Now we have these things taking air out of our homes, our dryers, furnaces, our range hoods, taking out so much air, we are

creating a negative pressure, and it's got to take air down from the water heater vent and pull it right into the home. Essentially our homes are turning into just like a plastic bubble. So it is a concern. Two thoughts of reasonableness when we implement these things. One is like the carbon monoxide detectors, only involved when related items are involved. But giving them a notice. The value of educating the people, you know, this is a concern, kind of letting them know. And we all are supporting the Chief on that kind of easier enforcement that concentrates more on education and voluntary compliance. So I encourage you to pass the IRC as proposed. Thank you."

Chairman Ranzau said, "Thank you. Commissioner Howell I think may have a question for you."

Commissioner Howell said, "I do, thank you, Mr. Chairman. Lonnie, thank you for being here, for expressing your opinion. I do have a couple questions. I would like some expertise, considering you do serve on mechanical boards. Please explain what boards you serve on that had discussion on this."

Mr. Wright said, "Pardon?"

Commissioner Howell said, "What boards have you served on that discuss this issue?"

Mr. Wright said, "None. I apologize, Commissioner. For our County, Joint Jurisdiction review, that was composites of everything. I served as secretary. I do regularly attend the Building Mechanical, Electrical and Plumbing Boards. I am involved in stuff. I have gone through I think 14 code reviews so far. So I am not actively serving on any board, I just attend."

Commissioner Howell said, "So the boards that did discuss this, can you characterize the discussion, you know, they are aware, I guess, that the IRC 2012 actually has more stringent requirements than what we are proposing here today. This is actually a bit of a relaxation from those codes, is that correct?"

Mr. Wright said, "Oh, yes because this comes out of the building. Now, our trades, codes, mechanical, we are a lot stricter on our safety and protection. The building has a real balance. What is the value of things going on, and they commonly deal with when the stricter requirements that come up. That's part of the reason why we appreciate a softer approach to implementing some of these requirements."

Commissioner Howell said, "The discussion that you listened to, did they discuss the aspect whether CO was heavier or the same density as air? Was that part of the discussion in any way?"

Mr. Wright said, "I don't recall that, but that doesn't mean it didn't happen. It would happen in the parts where they present to the board. I wasn't at that review as I was in ours, and I don't recall that."

Commissioner Howell said, "Finally, was there any discussion about the fact that these detectors have a limited lifetime of usability, in other words, they only work for a certain number of years and they have to be replaced?"

Mr. Wright said, "Excuse me. This is the real education for us. Brad Kris, the Fire

Marshal, and we learned smoke detectors have a limited life also. So builders researched how much would be the money impact, then they see the joint smoke and carbon detectors aren't that much. They thought, well, it is really not a money issue. But yes, smoke detectors, like carbon monoxide detectors, they have limited life."

Commissioner Howell said, "That was part of the discussion. They are aware of that. That's all I have. Thank you, Mr. Chairman."

Chairman Ranzau said, "Thank you, Lonnie. Anyone else from the public like to speak on this issue? Seeing none, we will close public hearing. Are there any questions from Commissioners for Tom? Or comments? Commissioner Howell."

Commissioner Howell said, "Thank you, Mr. Chairman and Tom, thank you for being here and for your expertise. I was curious, I noticed in the items that are called out in this resolution, it says roofing, siding, water heater or furnace change-out work requiring a permit. Are there any other instances where someone would work requiring a permit occurring in existing dwellings? Does that mean any time they pull a permit for work in existing structures, that would do something? This resolution, we are recommending we change the resolution today. I think that's what you said earlier. As it is currently written, if they pull a permit, say for a deck, for example, does that require the way the resolution is written right now that something would have to happen."

Mr. Stolz said, "Let me clear that up. The way the 2012 IRC code reads today, any permit pulled would kick in the regulation mandating CO detectors put into the house. In the locations I read. If you put a deck on your house, that didn't make a lot of sense to us, and it didn't make a lot of sense to the mechanical board and builders why that should kick in, a CO detector requirement. We wrote the amendment specifying roofing, siding, furnace, and water heater. This is in existing homes. That's the way the resolution got printed. That's what got sent to you."

"We can justify each of those four things as with local instances where we have had CO collection problems, roofing, for example. Roofing doesn't sound related to gas-fired equipment, but what happens, through the roofing strip down and replacement procedure, the exhaust somehow gets blocked and the CO gets into the house. So we added roofing and siding because of that. Furnace replacement, water heater replacement, self explanatory. After we printed this resolution and started taking it out to the public and having all these meetings, we met with the advisory boards, then it was thought, why not just educate people on the front end here instead of mandating a homeowner who is going to put a water heater in, all of a sudden has to put in four, five, six, seven CP detectors on that day, or at the time of that water heater installation. Why not just give them notification. And we do that through mechanisms. That's what I am asking you today that. That is not in the resolution. We would support adding it to that amendment. The contractor and the inspector would leave documentation telling the homeowner the risks of carbon monoxide poisoning sickness, suggesting to them that they think about adding that to their home, but not regulating it at this time."

Commissioner Howell said, "I do understand your recommended change to this. I think that's certainly a good idea. But if someone does replace the hot water tank or furnace, it is required they pull a permit and an inspector does come into the home and inspect

the installation. If there's anything wrong with the flue pipe or whatever, it would require that they change those things, bring them up to code and make them safe before they would be able to approve the inspection, is that correct?"

Mr. Stolz said, "Yes, we do on site inspection on those installations."

Commissioner Howell said, "I am curious, if someone replaced a hot water tank, they came in and inspected the installation and saw something wrong with the furnace, what would they do in that case?"

Mr. Stolz said, "I think they would notify the homeowner in that case. Clearly they are there to inspect the water heater. If they see a blatant safety issue in a home of any sort, like any police officer, fire officer, or code officer, they are going to alert the citizen to that. Whether we would take official action would be a judgment call. For example, if it's so dangerous that the homeowner is in peril, we might take an official action on that, and remove them from a house until that gets fixed. But if it's just a mechanical problem, I think most of the inspectors have the good judgment to tell the homeowner what the issue is and leave it to the homeowner to get that fixed. We would conduct and finalize our inspection on that water heater and go ahead and leave."

Commissioner Howell said, "So based on the recommended change to this, you are only going to be inspecting an item that has had a permit pulled on it."

Mr. Stolz said, "That's correct."

Commissioner Howell said, "Just for clarity, homeowner that replaces their own hot water tank, are they required to get a permit?"

Mr. Stolz said, "Yes."

Commissioner Howell said, "Are they allowed to do the work themselves, and the inspector would come in and verify it is installed safe and per code."

Mr. Stolz said, "Yes."

Commissioner Howell said, "All right. That's my questions, thank you, sir."

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. Could you talk for a minute about the fact that we are involved, and also this would be a change, and our MABCD fold is involved in second and third class cities in many parts of Sedgwick County and how this would work through with jurisdictions and kind of the time table for that. I got a call from a City Administrator with some questions, and I thought it would be important to kind of get some clarity on the record when this comes up next month."

Mr. Stolz said, "Sure. Let me just kind of talk about the timeline here. What I would do after today is get it on the May 20th agenda and ask for a vote on finalization of this code and resolutions. I would also have to go to city of Wichita, City Council meetings, and go through similar exercise. We try to involve, as Lonnie mentioned, we did involve small towns in the discussion of this adoption. When we adopt code into the county, and we have memorandum agreements with nine other cities in addition to Wichita, we give notification of the code changes and offer any type of, if they have questions or

issues, we can go out and meet with them. We did that when we adopted trade codes in November of 2014. We go to this body, we go to the City Council, we get a vote, and then we provide formal notification. I will send a formal notification to the each of the nine class two and three cities that we have adopted new code with the amendments, offer to come out and talk with, if they have code person on site, but if their fire chief or police chief has questions or City Administrator has questions, we answer questions, make sure they are clear what we have adopted and what we are doing moving forward."

Commissioner Peterjohn said, "Thank you."

Chairman Ranzau said, "Further questions? Commissioner Howell."

Commissioner Howell said, "Sorry for the second bite at the apple. Reading the rest of this resolution, a couple other items I think are not ones that you highlighted, with you I have some curiosity about them. One of them is the interconnection requirement with the smoke detectors. Is that just for new construction? If you have some reason to, can you explain that?"

Mr. Stolz said, "That is for new construction only. With existing construction, I have got Bud Lett, the Assistant Director, and Stony Nethercot, the Mechanical Chief here; I will look to them to make sure I don't misspeak. With new construction the detectors being installed have to be electrically interconnected inside the house. In other words, they won't be battery operated systems. In existing homes, the homeowner has a choice of, and actually, what we are discussing, they are given total choice when to do and how to do it, what kind of product to purchase to do it. They can have battery operated, or they can have electrician come out and wire it into the house. Did that answer your question?"

Commissioner Howell said, "Yes, inevitability for smoke detectors, not for carbon monoxide?"

Mr. Stolz said, "Carbon monoxide detectors too, sir."

Commissioner Howell said, "I am reading this very carefully and I have not seen that language on CO detectors, I have only seen it on smoke detectors. Might be something you want to review and think about that. Another one I am interested in, the issue of decks. It says that the deck must be designed by a licensed architecture engineer. You have to have a permit to install a deck and it has to be designed by a licensed architectural engineer, therefore someone who goes to Lowe's and does it, the design at Lowe's, for example, Home Depot, and they print up the plans for that, does that satisfy the requirement?"

Mr. Stolz said, "I am going to have Bud Lett come up and address that. I know the issue with decks comes up because we have had a number of incidents with decks in the jurisdiction causing injury and death. Let me let Bud answer that question directly."

Mr. Bud Lett greeted the Commissioners and said, "We do not necessarily require any deck. It depends on the height. A lot of this came to light after the fatal injury to one of the area builders that happened over in Greenwood County a couple years ago. The builders association, code official sat down and put together the City of Wichita deck standard which Sedgwick County prior to the consolidation adopted as well. So that's what we use as the guidelines, rather than what is set forth within the code."

Commissioner Howell said, "So I am looking at this again, it says that the, it does require designed by a Kansas architectural engineer. This is new language, something we are adding this revision to the code. The way this is written, if someone goes to Lowe's or Home Depot and they have a design done by the salesperson, is that going to satisfy this requirement?"

Mr. Lett said, "Yes. We are still inspecting them, yes. They all require inspection."

Commissioner Howell said, "I understand you have to pull a permit and have it inspected. My question is whether or not the design has to be done by someone with a license."

Mr. Lett said, "Which section?"

Commissioner Howell said, "Page 11 of the resolution. Section 29. 2.4.480. The third line down."

Mr. Lett said, "My numbering is not the same as yours. One moment, please."

Commissioner Howell said, "It does refer to a design standard. I am not sure that the homeowner would even know necessarily what that means. I think a lot of homeowners that install decks do rely on these home improvement centers to provide some type of plans. They describe what they want and generate some type of a plan they printout. It provides a low level of engineering I think."

Mr. Lett said, "What this is is the use of engineered type fasteners to something that has been designed, tested, fasten the deck to the house, different types of attachments of the concrete post holding up the deck to concrete pillar for stability, instead of just using some homemade mechanism to fasten that."

Commissioner Howell said, "Since we are going to have time between today and when we have to take action on this, I would ask you to review that section, please, and help me understand. If there is a requirement that somebody has to have a licensed engineer do something here, I would like to know that. As I read this, it looks to me that's the requirement, but maybe I misunderstand it. Just do me a favor and please review it and we will talk about it at some point. I would appreciate that. That's my only question for that. And I have one more for Tom Stolz and I will be done."

"Tom, the home builders, if they install the carbon monoxide sensors in the home, as I read, some of the more expensive sensors have an alarm built in that tells you that the sensor is worn out, the send some type of a little beep or something that you have to try to figure out what's going on there. Some sensors don't have that feature, so I read some of the inexpensive sensors are designed for five years, could be less depending on humidity and dust and things like that. For sensors that are kind of typical, seven years is kind of like the round number. Then there are some that are kind of the Cadillac models, as many as ten years. They may have lithium batteries in there that cannot be replaced. You have to replace the entire unit. Home builders, if they install these, and the entire structure now is considered safe and per code, everything has been inspected, the hot water tank brand new, furnace brand new. These things will wear out between the time the homeowner goes into a new building probably before

those devices fail."

Mr. Stolz said, "Could be."

Commissioner Howell said, "So I am curious as to how this mandate is really solving a problem when the detector wears out before the hot water tank or the furnace. If those are the, when other issues, like maybe someone in the attached garage would run a car that would certainly alert the homeowner something is wrong. But with respect to these devices failing, that doesn't necessarily..."

Mr. Stolz said, "Well, the issue is the fact that these devices have life expectancies. Smoke detectors, and carbon monoxide detectors, depending on what product you are looking at, generally between 5 and 10 years industry standard. Some of the models will actually, you fill out paperwork, and you put down the date five years from now, you are automatically supposed to change your detector. Some are recommending seven, some ten. The homeowner has a responsibility, too. They have to read it, know about it. On existing homes when we leave literature behind, that will be part of the literature. These devices have life expectancies. The burden is on the homeowner to change the devices at a time which you decide. We are not going to come out at seven years and knock on the door, regulate you change the detector. You have to do that on your own. Part of this is education."

"Things can go wrong with gas-fired appliances. That's why there are so many mechanical firms in this town. Things will break on furnaces; things will break on water heaters, cause problems. I guess I look at carbon monoxide regulation similarly to how we looked at smoke detectors many years ago. We see problems occurring in the community, we see sickness. We have had one fatal in the City of Wichita the last year. We go after the something is better than nothing model, which is putting these detectors in, flawed as they are. The fact that they are probably going to need replacement, 5, 7, 10 years, is better than nothing. That's what the regulation is all about."

"So I think that along with this regulation has to come strong dose of education, and to notify new homeowners that the brand new system they are getting in today, along with the brand new water heater and furnace can break down over time. And the detectors are designed to last for no more than ten years. You have to look at, you the homeowner, have to have the responsibility and foresight to replace those when it breaks down. On existing homes, to educate people why they should put them in, and let them pick whatever model, whatever expense they want to put in, and we have to have something there, which is better than nothing."

Commissioner Howell said, "Good answer. All right. I think I will stop for now. I do have other minor questions, I just need some time to think about it."

Mr. Stolz said, "I will just comment on the deck standard issue. There are a lot of things that happen in residential and commercial buildings where we require some type of engineer stamp or some type of engineering certification that that device is safe. I believe that's where we are at on the deck standard. I can double check. But if Lowe's sells you a deck, and there is an operator's manual or operator's description of exactly how that's supposed to be built, we will hold you to that. You have to build it to that standard. Then all of the things in the deck kit you buy probably, if Lowe's is selling it,

already have an engineer stamp on it. We will be check for that to make sure that that is the standard, no matter who puts the deck up, whether the homeowner does, or whether the contractor does to make sure those parts and pieces that make up that deck are at an industry standard, that has been accepted by professional engineers. That's what we are looking for. We will double check that, sir."

Commissioner Howell said, "Interesting to note whether there is any sense, I guess difference between a deck that's low level, four feet or something, versus a deck that's a second level deck."

Mr. Stolz said, "There is a difference. As Bud mentioned, the higher the decks get, the more exotic, the bigger, the more liability, the more risk, and the more we tune in to make sure that the standard is there. If you are building a deck on ground level, the risk of harm if something fails is pretty nominal. If you are building a second story deck, if you are going to have a party on it, can you get on the internet, every other week and see a deck has collapsed under people taking wedding pictures, or they put a certain number of people up and those are always end badly. That's the reason for the amendment, that's the reason for the consideration here, and what the city and county went through back in 2010 when they adopted the standards."

Commissioner Howell said, "I guess I would like to ask you to consider whether or not the more stringent standards ought to be applied to those decks that are perceived to be more dangerous because of the height or whatever and if low level decks need to be exempted."

Mr. Stolz said, "I think that makes sense."

Commissioner Howell said, "It might be a reasonable consideration. That's enough questions for now. Thank you, appreciate your time. Thank you, Mr. Chairman."

Chairman Ranzau said, "I have a few questions. Going back to the interconnection, is that in the code now, or is this new. It is in the code now. This is just our amendment to keep it consistent to how it was before."

Mr. Stolz said, "It is."

Chairman Ranzau said, "He is nodding yes."

Mr. Stolz said, "It is in the 2012 code, if that's the question."

Chairman Ranzau said, "I am talking about in our code right now, the 2006. Is this the requirement for us now?"

Mr. Lett said, "Sir, carbon monoxide detectors are not required until we adopt the 2012. But as far as interconnection of smoke alarms, that has been in the code for probably three cycles now, to where they, in new construction, they must be interconnected."

Chairman Ranzau said, "For fire."

Mr. Stolz said, "For smoke."

Chairman Ranzau said, "That's my question, I am just clarifying. Now, I have some more questions, you sent us the paper that talks about the changes from 2006 to

2012. I have a few of these. I just want to clarify exactly what this is doing. I don't know who best to talk about this. The first is the R101.2, graded living and work units."

Mr. Stolz said, "I will let Bud field these on the change I got right here."

Mr. Lett said, "Sir, that's something that came into the code in I believe it was the 2009 cycle where they looked at such as the art district, right down from the Intrust Arena, where it is a studio type arrangement, where they could live in this portion of this and have the other portion as a studio of some type. This was created, the live/work unit was created, to control those. Not necessarily control them, but to set forth what requirement. Because you may be living there, but you may also be allowing the public to come in, if it is a studio to view your work and such as that. So it is not exactly the same as a residential."

Chairman Ranzau said, "Okay. So the change from 2006 to 2012 is the stuff in italics, right? I am trying to understand what the..."

Mr. Lett said, "The italicized portion is taken from the code book, I cut and pasted it. That is the way the code is written as far as the italicized part."

Chairman Ranzau said, "Are those italicized parts the changes from 2006? I am trying to figure out for example, it looks like, does it add accessory structure, is that a change from the previous code?"

Mr. Lett said, "No, sir, we have had accessory structures, any time you have a residence, and you build an additional garage shop, chicken house, whatever it is, it is an accessory. I don't understand, I guess, sir."

Chairman Ranzau said, "So these are significant changes from IRC to the 2012. What is different about it, is what I am trying to say."

Mr. Lett said, "Oh, oh. I tried to bring out the things that are different that are new that have come into the code. That's what the purpose of this..."

Chairman Ranzau said, "So what's new about this?"

Mr. Lett said, "About the live/work units?"

Chairman Ranzau said, "Yes."

Mr. Lett said, "They previously didn't have anything in the code regulating them. You had a business type occupancy where you were allowing the public to come into your house, or you had a residence where you typically live. So they have combined that into one where you can have an art studio or something that you may allow the public to come into, to view your work, plus you are allowed to live in it as well."

Chairman Ranzau said, "Okay. I thought you said this was in the code for the last. This whole thing is new."

Mr. Lett said, "Yes, sir, I am sorry."

Chairman Ranzau said, "The next one is habitable attic. You are saying this whole habitable attic designation is new. It hasn't existed in previous codes."

Mr. Lett said, "No, sir. It did not. It is to regulate how they do, they like to call them a bonus room now, and that's above a garage or something that. To be habitable, I think the point you are getting at, for it to be habitable, it has to have some means of allowing light to come in as well as some means of escape, such as a window, in case of a fire."

Chairman Ranzau said, "Okay. That goes to the next question, which is on the next page, which is R310.1, which says emergency escape and rescue. So the habitable attics would require an emergency escape, where it hasn't before."

Mr. Lett said, "That was one of the unwritten requirements that if someone were going to, at the time we are doing our inspection say I am going to have this a bonus room, we would advise them, hey, you have to have a means of egress that to be able to use that room as habitable."

Chairman Ranzau said, "We don't have unwritten requirements. But that's another issue for another day."

Mr. Lett said, "Pardon me, I misspoke."

Chairman Ranzau said, "I think you accurately described what's probably went on. That's a problem. But in the past, habitable attics by code have not been required to have a window."

Mr. Lett said, "No, sir. We would not allow an attic to be used as habitable space unless there was a window. Now we have a section in the code that puts that language in there."

Chairman Ranzau said, "We can't stop people from doing something that's not in the code already. I think Tom knows where I am getting at. We need to address that issue."

Mr. Lett said, "Okay."

Mr. Stolz said, "I think the change, I think what was happening before, we were talking about adopting 2012 here, is what has bothered us throughout this merger is you have unwritten rules. What the 2012 code is doing is allowing people the ability to have habitable space in an attic. It lays out the few requirements necessary if you want to have that, so that the inspectors and the plan people that design this, it is not the guess any more, it is in the code. That's why there is a change in the 2006 that was silent, it didn't address that. So what the inspectors back in 2006 and 2007 had to do was go out and recommend strongly, you shouldn't do that, because it's dangerous. Don't have to do that anymore if we adopt the code. It is in there. The rules are clear. Inspections can be clear. And the builders are clear. So that's the significant change between the 2006 and the 2012 that this is talking about."

Chairman Ranzau said, "Okay. But to clarify, according to, if we go by the code prior to now, it wasn't required."

Mr. Stolz said, "There was no guidance."

Chairman Ranzau said, "Carbon monoxide, we already talked about those. Soil tests."

So you are saying the requirement for soil tests, I know the MABCD, soil tests weren't required to code prior to now."

Mr. Stolz said, "Correct me if I am wrong, Bud, but in 2010, if you are talking about soil tests on slab home kinds of development, we had an issues in Wichita and Sedgwick County, in 2009, 2010, 2011, a number of houses were failing. So the County and the City got together along with builders and redesigned the slab standards and the accompanying soil test required to properly put in a slab thick enough in whatever the soil condition is, and our soil changes in this county dramatically changes depending on what part of the county you are in. To require these soil tests now gives us definition on it. That's been in effect since 2010. I think what we are recommending here in the changes now, there are some languages catching up in the code. And Bud, I will let you correct me if I am wrong on that."

Mr. Lett said, "That's correct."

Chairman Ranzau said, "We have our local code, but this is the first time the IRC has had the soil test, has addressed it. But our intent is, we will address it with our already agreed upon local codes and procedures."

Mr. Lett said, "Correct. Yes."

Chairman Ranzau said, "Okay, one last question. There was one that talks about asphalt shingles. What is this? Surely we had standards for asphalt shingles. It is on the last page."

Mr. Lett said, "Yes, there had been standards for asphalt shingles. What it is referring to there now is a standard, an ASTM standard, mainly to make sure that the shingles that are being sold to the public will meet the requirements of the code for wind, to keep it from blowing off, and set forth to where these are the standards that are followed. Codes nowadays, as they develop are getting more prescriptive than the older versions of the code just wrote down you shall do this, you shall do that. Now they are developing prescriptive methods to tell you that this shingle is one that's required to have this testing on it to meet the code. Does that answer your question.?"

Chairman Ranzau said, "Yes. How many shingles are being sold that don't meet these requirements already?"

Mr. Lett said, "Very few of them."

Chairman Ranzau said, "Okay. Is there a cost differential? I guess I would like to have a little more information."

Mr. Lett said, "There would probably be a cost differential on it, but most of your wholesalers, your Lowe's, Home Depots, big box stores, are selling products that do

meet this. The major manufacturers don't manufacture unless they are meeting that requirement. I can get you some more information on that, sir, if you would like. As well."

Chairman Ranzau said, "I would on that. Those are all the questions I have for now. Appreciate your time to help us clarify. Commissioner Howell."

Commissioner Howell said, "Thank you, Mr. Chairman. One more question for Tom or whoever. Can you speak to the issue, let's say someone installed detectors in their home and for whatever reason they become inoperative, beyond the usable life, they didn't replace them, or in the case of a smoke detector, they didn't replace the battery or whatever it was, it is not operable. Some incident happens. Is that something, arguments for insurance discussion about who is liable for injuries or death, or structure damage, that type of thing, when the homeowner was negligent, not providing safety devices as required by this code?"

Mr. Stolz said, "I am not aware of any cases where that's come up. That's maybe a better question for legal. In this issue of CO detectors, what we are going to require on new homes is the presence. What we are going to recommending that we do on existing homes is that we give notification, we educate. Homeowner has to take responsibility. I can't imagine, we definitely, government definitely wouldn't get into a fray if somebody didn't change their batteries in their smoke detector. We aren't going to get into a fray on that. Whether the insurance company chooses to deny a claim on that, I guess, is up to, I am just not qualified to answer that question."

Commissioner Howell said, "I understand. I am not a lawyer, either. I guess I would ask my County Counselor to develop an opinion on that aspect, whether this changes any liability arguments, if we require something in a home, and it is deficient for some reason, through negligence of the homeowner. Does that create an argument that the homeowner is now liable for injuries to someone in their home, or maybe an unintentional harm. I can't imagine what the charge would be. Some kind of a charge, criminal charge as a result of liability charge based on the fact that they were negligent to maintain those safety devices in their home. I guess I would ask County Counselors to maybe think about that, and develop some type of an opinion to guide us on that answer."

Ms. Magana said, "We will do that, Commissioner."

Mr. Stolz said, "Every time we amend something, codes, as I said in my initial statements, codes are put out there as best practice. Minimal best practice. Every time we amend it, we think about what you are just talking about right there. If we don't require this, what happens, how culpable is the County if we deviate from national code, and so the burden is on us to explain rationality, and reasoning why we amend. Even on the, if we take and on the existing buildings and we give notification instead of

the mandate, instead of the regulation that we make people put CO detectors in, what does that do to Ccounty exposure. And those are questions we talk about. All I can tell you, we vetted this with the builders, we have local control over these amendments, the policymakers, County Commission, City Council. We have local control. We try to minimize exposure for the government bodies at every stretch of the way on these issues. We will be glad to look into that. We talk about that a lot on any of these 32 amendments, if we deviate from this, what are the harms that could happen as a result of, and many of these, most of these are, there's no harms. It is just a money issue, local issue, where the builders are competent, still building a quality product with these amendments in place, when you get into detectors, smoke, CO, life safety, direct life safety, we talk about that a lot."

Commissioner Howell said, "I guess just for clarity, I am asking the County Counselor to consider the perspective of the homeowner, the liability differences that may happen as a result of negligence over these codes."

Mr. Stolz said, "Understood."

Commissioner Howell said, "That's all. And, again, thank you for your thoughts there."

Chairman Ranzau said, "Tom, you are asking us to defer the proposed resolution until a future meeting?"

Mr. Stolz said, "May 20th, yes, sir."

Chairman Ranzau said, "Specifically May 20th. Okay. I am sure we'll have a motion to do that. I would encourage you to get with Commissioners all along the process to make sure they are prepared to..."

Mr. Stolz said, "Very good. Hoop houses, too?"

Chairman Ranzau said, "Everything, but just in general. If we need, I don't want to have the decision unless all Commissioners are prepared to make the vote and have all their questions answered. If we need to postpone it, let's know up front, okay. And then, you know, the issue of, just brought up about habitable attics, if the code is silent, then the discretion should be to the homeowner or builder."

Mr. Stolz said, "Agreed."

Chairman Ranzau said, "I don't know if we need to put that in policy. I understand the justification in the past of requiring windows in attics. We didn't have the authority to do that. And I know you are aware of this situation, this isn't the only thing, this is an example that we are bringing up today."

Mr. Stolz said, "Yes."

Chairman Ranzau said, "We have got to get that idea out there, to the inspectors that the code is silent, it means it is the discretion goes to them."

Mr. Stolz said, "That's correct. That's why we like this change in the code, is that it speaks out, it gives us clarity so that we, the builders and the inspectors know what

the rules are. I understand."

Chairman Ranzau said, "Maybe we need another statement in our code that specifically states that."

Mr. Stolz said, "Okay."

*Chairman Ranzau said, "To make it very clear. So that's in writing, so that the builders and homeowners can point to that and say, listen, this is what your code says. So we can avoid some future problem. If there are issues like this, then these would be brought up and decided if we needed to add it or not, as opposed to arbitrarily having informal, whatever it was called, informal requirements that aren't really in the code. I think we are in agreement with that.
Commissioner Peterjohn."*

MOTION

Commissioner Peterjohn moved to defer the item until May 20th, 2015.

Chairman Ranzau seconded the motion.

Chairman Ranzau said, "Before we go on, I will say, Tom, I appreciate how you are handling this as far as having the meetings, getting feedback, and you will continue to take feedback in the interim from the public and anyone else, we want to get that out there, to make sure there's plenty of time for feedback, and plenty of time for the Commissioners to get their questions answered and formulate an opinion on this item. Madam Clerk, the vote."

VOTE

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

Chairman Ranzau said, "Next item, please."

NEW BUSINESS

- L** [15-0240](#) CONSIDERATION OF A GRANT IN THE AMOUNT OF \$4,157,688 FOR COMMUNITY CORRECTIONS ADULT OFFENDER PROGRAMS IN SEDGWICK COUNTY.
Presented by: Mark Masterson, Director, Department of Corrections.

RECOMMENDED ACTION: Approve the application for the grant, and if

awarded, authorize acceptance of the grant and establishment of budget authority as provided in the Financial Considerations section of this request.

Mr. Steven Stonehouse, Deputy Director of Corrections, Department of Corrections, greeted the Commissioners and said, "I am here to talk to you this morning about the fiscal year 2016 comprehensive plan. Community Corrections is a state-mandated program in the adult corrections system which serves as an alternative to prison. Community corrections provide intensive community-based supervision programs to rehabilitate the offenders in the community. These programs serve 2,700 individuals annually, with an average daily population of 1,600 and more than 1,200 admissions each year.

"Community Corrections is state-funded through an annual grant process, administered by the Kansas Department of Corrections. An annual plan must be submitted on or before May 1st to receive grant funds. The plan for state fiscal plan 2016 is before you for approval. It reflects continuation of Adult Intensive Supervision Program and the Adult Residential Facility. Sedgwick County's planning allocation is \$4,157,688. This is a reduction of approximately \$129,000 from the current year award and represents base funding for these programs. Additional funding to support these programs comes from fees paid by clients, grants for specific purposes and some county funding.

"Annually, Community Corrections agencies receive a planning allocation from the state to use in preparing a budget for next year's plan. The legislature is still in session and the state budget has not yet been approved. Once the budget is approved, we are notified of our actual award, we will make necessary changes to fit our proposal to the available resources. We may be back with changes depending on what happens with the budget. We expect this to be complete by June. The plan before you contains a great deal of data used in managing the program. We are happy to report a 4 percent improvement in individuals successfully completing probation over the previous year.

"Unfortunately, when compared to the rest of the state, Sedgwick County has 14 percent higher rate of probation failures. We work closely with Wichita State University and Corrections Advisory Board to understand the data and implement strategies to improve these outcomes. We have learned that factors' contributing to the probation failure rate includes the severity of criminal involvement in the urban population we serve, high unemployment, gang involvement and differences in judicial handling of sentencing and probation violations across the district. The plan also outlines strategies we are working on to reduce recidivism by focusing on high-risk offenders. The Community Corrections Advisory Board participated in the development of the plan, approved it at their meeting April 9th. It is their recommendation and mine that you approve the state fiscal year 2016 application for submission to the Kansas Department of Corrections. Be happy to answer any questions."

Chairman Ranzau said, "Thank you. Commissioners, any questions? Commissioner Howell."

Commissioner Howell said, "Thank you, Mr. Chairman. I was just curious if you can tell me what is the history of this grant. Have we been doing this for a number of years?"

This is just for one year. I assume this is something that happened in the past?"

Mr. Stonehouse said, "Community Corrections Act dates back to the mid 1980s, I believe, Sedgwick county has been a participant ever since."

Commissioner Howell said, "I am looking over my paperwork, what is the county's obligation?"

Mr. Stonehouse said, "There is no obligation. The county chooses approximately \$400,000 that is committed. Some years we use all of it, some years less than all of it, depending on what happens with our caseloads, and with our operations. But there's no requirement, the Kansas Department of Corrections does not require the hard match by the County."

Commissioner Howell said, "All right, thank you."

MOTION

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

Commissioner Peterjohn seconded the motion.

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I just wanted to express my appreciation for the fact despite the uncertainty based on the fact that we don't know what the legislature is going to do, your bringing this up in front of us today, and we are in advance of the date, I struggle sometimes with some of the grants where we are retroactively, already into the year, and this one, of course, doesn't start until July 1st, so I just wanted to express my appreciation on that. It is an important grant and I want to support it. Thank you."

Chairman Ranzau said, "Seeing no other comments, call the vote."

VOTE

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

Chairman Ranzau said, "I am assuming Lonnie didn't want to speak on that item. Next item, please."

Approved

M [15-0243](#)

CONSIDERATION OF A GRANT APPLICATION IN THE AMOUNT OF \$3,217,602 FOR THE KANSAS DEPARTMENT OF CORRECTIONS - JUVENILE SERVICES (KDOC-JS) SFY16 FUNDING.

Presented by: Mark Masterson, Director, Sedgwick County Department of Corrections.

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

Mr. Stonehouse said, "Each year Sedgwick County must submit an application for state block grant funding to provide juvenile justice programming to prevent and address delinquency. The application before you includes funding for one prevention program and three mandated graduated sanctions programs. On April 3rd the Juvenile Corrections Board, Team Justice, gave their approval for the programs and funding amounts for the application and recommends your approval. Total planning allocation for our district for state fiscal year 2016 is \$3,217,602. This amount is \$43,926 less than the grant award for the current year."

"The funding recommendation for prevention includes the detention advocacy services program, totaling \$167,327. The Detention Advocacy Services Program provides attorney services to juveniles at detention hearings and an alternative case management programs so offenders may be released from detention pending court action. The program is provided by Kansas Legal Services. The remainder of the funding application is for state-mandated graduation programs operated by Sedgwick County Department of Corrections. These programs include the juvenile intake and assessment center, juvenile intensive supervision probation and juvenile case management. The recommended funding amount is \$3,050,275. All three programs develop budgets based on needs. The recommended funding for intake assessment is \$722,252, intensive supervision is \$701,514, and case management is \$1,626,509. The good news in juvenile justice is that the numbers are down. Juvenile arrests are down, case filings are down, and out of home placements have gone down since 2009. Arrests are down 44 percent, detention population down 2 percent, case filings down 22 percent, and state custody down 31 percent. Over the last four years state funding to Sedgwick County has declined by 9 percent. I request for your approval of the State fiscal year 2016 application for submission to Kansas Department of Corrections Juvenile services, and I will be happy to answer any questions."

Chairman Ranzau said, "Commissioner Howell."

Commissioner Howell said, "Once again, can you describe the history of this grant. How long has this been going on?"

Mr. Stonehouse said, "Juvenile justice reform happened in 1998, when we brought it to Sedgwick County, so annually we have been going through the same process. There's two parts, the prevention, which has fluctuated, because it is not mandated, and then the required programming, the three court programs has always been required. Preventions, we went from many programs to one."

Commissioner Howell said, "You mentioned this is \$43,000 less than last year's application. Why is that?"

Mr. Stonehouse said, "Our case loads are down, quite frankly, and also the state has offered us less money."

Commissioner Howell said, "This is calculated from the caseload?"

Mr. Stonehouse said, "Caseload study, and based on the population and supervision plans we complete, there is a formula the state uses for each judicial district."

Commissioner Howell said, "This represents the maximum we can apply for?"

Mr. Stonehouse said, "Yes, sir."

Commissioner Howell said, "And again, 9 percent decline, what period of time was that for, again?"

Mr. Stonehouse said, "That was for the 9 percent decline was since 2009."

MOTION

Commissioner Howell moved to approve the application for this grant.

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, "Next item, please."

Approved

N [15-0285](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON APRIL 16, 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 the Board of Bids and Contracts of April 16th results in seven items that we're presenting to you this morning for approval."

1. *Change Order #5 – Jail Master Control Upgrades – Facilities Department.*
FUNDING: UPDATE MASTER CONTROL AND RELATED PERIPHERALS

"This recommendation is to accept the change order with Compton Construction Corporation for \$269,620.00 and acknowledge contract completion date of August 5th, 2015."

2. Scanning and Indexing Services – Various Departments

FUNDING: VARIOUS DEPARTMENTS

“The recommendation is to accept the best proposal from BIS, Inc. at base pricing listed and execute a contract for one with two one year options to renew.

3. Tandem Axle Dump Trucks

FUNDING: TANDEM AXLE DUMP TRUCK

“This recommendation is to accept the low responsive bid from Summit Truck Group dba Roberts Truck Center, in the amount of \$722,405.00.

4. 2015 Bond Tekk (R175-J) – Public Works

FUNDING: R175 PREVENTIVE MX-15

The recommendation is to accept low bid from Cornejo & Sons, LLC in the amount of \$876,408.25.

5. CS-2 Crushed Stone – Public Works

FUNDING: R175 Preventive MX-15.

“The recommendation is to accept the low bid from Bannon Trucking, LLC for an initial purchase of \$26,500.00 and establish contract pricing for one year with one year options to renew.

6. Stone for Aggregate Ditch Lining—Public Works

FUNDING: R175 Preventive MX – 15.

“This recommendation is to accept the bid from Pearson Construction, LLC for an initial purchase in the amount of \$40,275.00 and establish contract pricing for one with one year options to renew.

7. Light 18’ Stone for Rip Rap – Public Works

FUNDING: R175 Preventive MX - 15

“The recommendation is to accept the low bid from Pearson Construction, LLC for an initial purchase of \$26,850.00 and establish contract pricing for one (1) year with two (2) one (1) year options to renew.

“I’ll be happy to answer any questions that you have. And I recommend approval of them all.”

Chairman Ranzau said, “Commissioner Howell.”

Commissioner Howell said, “On Item 1, do you have a second item on that sheet that talks about replacing some of the fixed detention lock sets. I think I discussed this with someone in the jail. Basically what’s driving this is the old, I guess the old equipment is obsolete. Is that is that correct? And requires a significant amount of work to bring these doors up to what’s available to make them functional again.”

Mr. Thomas said, "Yes that's correct."

Commissioner Howell said, "In that, I'm going to support the motion today. I guess what I would ask, this is going to take care of, I guess, one pod and we have a lot ahead of us, so we know this is going to be a continuing expense for a long time into the future and millions of dollars at the end of the day. I'm just curious, have we ever done an offer p to find out if someone can develop this in Wichita. We've got fantastic people that come up with all kinds of innovative solutions. I'm asking if we could do an offer p to consider companies that could do a form fit function replacement and not do the large expense of reworking that door. I would support the motion today but I would ask we do offer p to allow other companies to do proposals of a form fit function to save money on the other pods. As I've talked with engineers around the community on this issue, I think there's a lot of interest. I think there are even existing companies that would be interested in potentially developing something that would make this a very cost effective option for us to consider. With that, I would support the motion."

MOTION

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

Commissioner Peterjohn seconded the motion.

Chairman Ranzau said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. Joe, the item no. 2 on the bid boards has, I think there's 8 bidders. The winning bidder is substantially lower than the other bidders, and I trust the analysis of the bid board, but we will be monitoring that as it goes forward to make sure we get the performance that we requested, I suppose."

Mr. Thomas said, "Yes, sir."

Commissioner Unruh said, "That's just what I wanted to see done. We can follow that up. I realize there's economies of scale and different technology available, but that's a remarkable difference in the bid price. So just keep me posted on how well they're performing."

Mr. Thomas said, "Sure. We saw that pricing and reviewed it pretty closely, because there was such a big difference, but we're pretty happy with the results we got, but we will continue to monitor it and make sure it lives up to its standards."

Commissioner Unruh said, "If we can get what we want at that price, that's a great deal."

Chairman Ranzau said, "Seeing no other comments, call the vote please."

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, "Thank you. Next item, please."

Approved

CONSENT

- O [15-0269](#) Resolution stating Findings made at Post-Annexation Hearing held on April 8, 2015.
- P [15-0270](#) Resolution stating Findings made at De-Annexation Hearing held April 8, 2015 Valley Center Ord. No. 1145-07.
- Q [15-0271](#) Appointment of Mike Pepoon as Acting County Counselor effective May 2, 2015.
- R [15-0276](#) Resolution authorizing Sale of Unredeemed Real Estate after Tax Sale.
- S [15-0284](#) Approval of Payment in Settlement of Claim.
- T [15-0277](#) General Bill Check Register for April 15, 2015 - April 21, 2015.

Mr. Ronald Hold, Assistant County Manager, greeted the Commissioners and said, "Commissioners, you have the Consent Agenda, Items O through T, and I would recommend you approve them."

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

MOTION

Commissioner Unruh moved approve 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, "Now we're to the legislative issues portion, and I don't believe we have an update, so we'll go to the other portion. Commissioners have anything for the other portion? Commissioner Howell."

Adopt the Consent Agenda

OTHER

Commissioner Howell said, "Thank you. I would like to point out a couple of birthdays on the board. The two gentlemen to my right have milestone birthdays."

Chairman Ranzau said, "Commissioner, you're out of order."

Commissioner Howell said, "So said the 50-year-old Chairman. Thank you very much. That's all I've got."

Chairman Ranzau said, "I'm kidding."

Commissioner Howell said, "That's all. Thank you. I was going to say happy birthday to both of you. They both hit milestones this week, and it's going to be all downhill from here, so that's all."

Chairman Ranzau said, "What is Commissioner Peterjohn's milestone?"

Commissioner Howell said, "65. 65 and 50, if you don't mind me sharing that with the public."

Commissioner Peterjohn said, "When you say downhill from here, I'm going to say speak for yourself. The best is yet to come."

Chairman Ranzau said, "Thank you very much, Commissioner. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. There's been some wonderful days in terms of weather, and I would be remiss from pointing out that Sedgwick County Zoo next month is going to be reopening what has been, it's had a couple different names, but the new name it's going to be the tropical building. It's also, I think, had some prior names. That's coming up next month. If the weather is nice, folks might want to get out and enjoy it."

"But April 22nd is a very important day in American history, and even some important worldwide events that have affected everyone in America occurred on April 22nd, and I'd like to begin with pointing out the fact that in 1864 on April 22nd in the midst of the horrible civil war that cost more American lives than in any other conflict we've been involved in, the phrase 'In God We Trust', was added to the American currency. Legislation was passed by congress on this date. And on an important point note in terms of old wide history, one of the big butchers of the 20th century was born on this date, Vladimir Lenin. But on a much more positive note, especially for those of us who enjoy baseball. In 1876, April 22nd, the National Baseball League began it's very first season with the Boston Red Stockings defeating the Philadelphia Athletics. Closer to home in 1889 in April 22nd, the Oklahoma Land Rush began and thousands homesteaders hurried to stake claims on land south of us. And something I remember very well, 1970, Earth Day was created for the very first time. People were talking about some national magazines, I believe it was Newsweek, had a big thing about global cooling and what a threat global cooling was to us back in the 1970s. So I point this out because April 22nd is an important day in American history, and I wanted to get that on the record. Thank you, Mr. Chairman."

Chairman Ranzau said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. I would just want to remark that several members from Sedgwick County attended the honors function last night to

recognize outstanding contributions to our community by companies, organizations and individuals, and so I think that will probably have full coverage in the paper, but just wanted to extend our congratulations to those folks who were honorees last night. Also, I think that today is Administrative Assistant Day. So I especially want to give a shout out to Lisa and Carol who help us in our office and also all of those in county government who perform that function. I know that we would, I don't know about everybody else, but for me, it would be hard to get along without them. So I appreciate what they do. That's all I have, Mr. Chair."

Commissioner Peterjohn said, "Second your comments, Commissioner."

Chairman Ranzau said, "Yeah. Thank you, Dave. I have a question, well, I want to talk a little bit about Judge Riddel's Boys Ranch, and I have a question for the Manager. I hate to put on the spot, but I had some conversations with people yesterday. We have put out a RFI in respect to Judge Riddel's Boys Ranch, correct?"

Mr. Holt said, "That's correct."

Chairman Ranzau said, "How much longer is that open?"

Mr. Holt said, "If my memory serves me correct, it's May, it's the end of May."

Chairman Ranzau said, "Towards the end of May?"

Mr. Holt said, "Yes."

Chairman Ranzau said, "I just wanted to bring this up publicly, because I'm not sure the word is getting around to everybody who might be interested. The Commission has instructed the staff to include funding for the Judge Riddel's Boys Ranch in the 2016 budget. That being said, we are looking at all the alternatives on how to provide that function and looking at the possibility of a partnership with a private entity that could help do that, so we put out a request for information for anyone who might be interested, in running YRC2 additional functions that we have done in the past, either at our facility, Judge Riddel's Boys Ranch or another facility they may have. Mr. Manager, I would just ask that you follow up and make sure that request for information gets sent to anyone who has expressed a desire in the past. I know there was some interest in the past, anyone who currently operates a YRC2. I want to kind of be proactive, get them out there and let them understand we're looking at that."

"I also want to express that there's been some things said about the costs, a couple million dollars, this and that, I don't want that to be a barrier to people to show interest in this. I think the cost and urgentness of the preparers has not been exactly accurate I think in the past. Let's just say that, and we're willing to work and negotiate all those options if someone desires to run a YRC2 at Lake Afton. All of that is negotiable. We're looking for options and want people to contact them if they have any questions or any interests. So I wanted to get that out there on the record. I had some conversations, but I think some people weren't aware that was out there and that we're trying to evaluate other options. So I appreciate that. Anything else for 'Other'? Seeing none, we have no need for Executive Session today; is that correct? Is there any business to become before the board, Mr. Manager?"

Mr. Holt said, "I don't think so."

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

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 10:43 am.

BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS

*RICHARD RANZAU, Chairman
Fourth District*

*KARL PETERJOHN, Chair Pro Tem
Third District*

*DAVID M. UNRUH, Commissioner
First District*

*TIM R. NORTON, Commissioner
Second District*

*JAMES M. HOWELL, Commissioner
Fifth District*

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED: