

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
working for you*

Meeting Minutes

Wednesday, July 1, 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 9:05 a.m. on July 1, 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. Ron Holt, Acting County Manager; Mr. Mike Pepoon, Acting County Counselor; Mr. Kelly Arnold, County Clerk; Ms. Angela Jones, Director, Extension Service; Mr. Matt McKernan, Horticulture Agent, Extension Service; Ms. Adrienne Byrne-Lutz, Director, Health Department; Colonel Richard Powell, Sheriff's Office; Mr. David Spears, Director, Bureau of Public Works; Ms. Kristi Zukovich, Director, Communications; and Ms. Jill Bailey, Deputy County Clerk.

GUESTS

*Ms. Michelle Shaheen, Appointee, Sedgwick County Mental Health Advisory Board
Mr. John L. Schlegel, Director, Metropolitan Area Planning Department
Captain Jeff Weible, Wichita Police Department*

INVOCATION: Reverend Brent Johnston, First Presbyterian Church.

FLAG SALUTE

ROLL CALL

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

CONSIDERATION OF MINUTES

A [15-0420](#) REGULAR MEETING MINUTES OF MAY 13, 2015.

All Commissioners were present.

Chairman Ranzau said, "Commissioners, any additions or corrections? Seeing none, what is the will of the Board?"

MOTION

Commissioner Unruh moved to approve the Regular Meeting Minutes of May 13, 2015.

Commissioner Norton 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

RETIREMENTS

B

[15-0445](#)

PRESENTATION OF RETIREMENT CLOCK TO SAM KONKEL.

Presented by: Eileen McNichol, Director, Human Resources.

RECOMMENDED ACTION: Present the clock.

Ms. Eileen McNichol, Director, Human Resources, greeted the Commissioners and said, "We have the opportunity this morning to honor and to thank Sam Konkell. A Fire Captain with our Fire District No. 1. He served our community with dedication, commitment, and pride for the past 24 years. Today, July 1st, Captain Konkell is retiring. Congratulations."

Commissioner Norton said, "Commissioners, I am honored at the request of Sam to make a few comments on the date of his retirement. Later today we will celebrate at the Haysville Station 34, a little more, and then I think later there's going to be another celebration. I don't know how you celebrate that much on a retirement. I know, having known Sam for a lot of years, this is a bittersweet moment for him. He's given 24 years of his life to Sedgwick County, and the taxpayers and their safety, but I know he has a great opportunity ahead of him and he is excited about that; his family is excited. It is a bittersweet moment."

"He will be moving away from many of the people he's grown up with in the HAZMAT business and the fire business, but he will continue to serve the community in another way. I have just a few things. I asked for comments from folks, and I was overwhelmed by his colleagues and the information that they sent me and the remarks they made. So there's no way that I can take the time to read every great comment about Sam Konkell on his retirement, but I did highlight some things that I thought were appropriate that talked about the essence of one of our employees that are retiring today. If you will indulge me, I would like to read a few of those."

"This comes from Stuart Segraves, who has worked with Sam for many years. Sam's character embodies several of the county values that are loosely thrown around by some. His integrity and honesty are my top two vote getters, for those two come trust, and I trust Sam Konkell. Sam and I don't agree on all issues, at a personal level, and it makes for interesting discussion. But I trust Sam Konkell because of who he is. I can't begin to describe the positive influence he has made in the areas of hazardous material response, mitigation, and education to those in our department, region, and the State of Kansas. He took a real interest in the field of HAZMAT and has become a guru, or better known as the subject matter expert. He has developed a real knack in the specialty area of monitors and field meters."

"He stays up with current and new technology and can honestly evaluate community need and value of said scientific instruments. The best part, for me, has been watching him take new crew members and develop them to worthy HAZMAT technicians; well beyond that of an 80-hour course. His willingness to help shape and mold young personnel in a positive manner will be one of his finest legacies.

"This comes from Ray Hensley, Sam has been a mentor for me to know how to treat other people and how to live my life. Sam is an inspiration on how to live your life. Sam has been an instrumental leader in the fire service by teaching others, throughout the department, state, and country in HAZMAT. It is a loss for the department for him to retire, but a great thing for Sam to move on from one aspect of his life to another.

"From Troy Hilger, Sam is a man with direction. He knows where he wants to go and how to achieve it. He has always been a go-to guy for things to get done. If he's challenged, he will thrive on it and take it to the next level. Then finally, from Craig Lou, Captain Sam Konkell has been a member of the Sedgwick County Fire District No. 1 since 1991, and exhibits the kind of integrity that is associated with the position of firefighting. Captain Konkell has been a great resource for the citizens of Sedgwick County when it comes to assuring that any outside funding available is considered, and used when appropriate. Like all Sedgwick County Captains, Sam runs his station with an eye on the future. He has helped train many of the up and comers within our department. Captain Konkell is a shining example of how public servants strive to do what is best for the citizens we serve.'

"Those are pretty glowing remarks, and there was many, many more that I couldn't go through to bring to you today, but I think that talks to the essence of our public servant that is retiring today. Sam was hired on June 13, 1991. I know for years Sam disc jockeyed. He had a complete sound system. He did that off to the side. He probably knows what the number one song was. I'm putting you on the spot. I'm sure he doesn't, but it was Paula Abdul. Anybody remember Paula Abdul? It wasn't 'Straight Up', it was 'Rush, Rush'.

"Sam owns numerous sets of snow skis and boots of different sizes so that he can entice his friends and family to go skiing with him. After having both of his knees replaced two summers ago, which having had one hip replaced, I don't understand doing two knees at the same time, but okay. He bought a ZTR (Zero Turn Riding) mower. Now one of his favorite summer past times is mowing the grass. He's becoming a regular Forrest Gump. Sam still has a 2003 Toyota Previa, that his crew, affectionately, calls the Egg Mobile, because it looks like half an egg on wheels. It has almost 300,000 miles on it.

"We are here today to honor and respect Sam Konkell for 24 years of service. I know your wife is here, your kids, Seth and Shelby. Shelby has come all the way from Topeka where she's been working. She looks like she's smiling, so I guess it's worn off from being in Topeka, the drive must have been good for you. But congratulations to Sam Konkell today, as we honor him for his 24 years of service. We have a certificate of recognition for your 24 years of service, Sam. And then a wonderful clock that will remind you of Sedgwick County every morning when you get up to go to your new digs and your new job, which you can describe. But we are very proud of you. Thanks for serving, and we appreciate 24 great years of service."

Mr. Sam Konkell, Captain, Fire Station No. 1, greeted the Commissioners and said, "Thank you."

Commissioner Norton said, "Now it's your turn. Be gentle on me."

Captain Konkel said, "I told Tim there might be paybacks for whatever he said before I started. A lot of things a person can say at a time like this. I just have a few people I would like to thank. I would like to thank my family for their support, over the years. I thought this was going to be easy. You know, there was a lot of times we were gone on shift, miss holidays, birthdays, different things. They stood by me and tolerated that, and I thank them for that. I would like to thank my fire department family, all the administrations, I have had three since I have been there; Chief Nichols hired me, Chief Curmode and now Chief Leake and all of the administrations that I have worked for. The firefighters who came before me who retired and gone now. I wouldn't know what I know if they hadn't passed on their knowledge to me. And those that have come behind me. The people I work with and the young people that I have had an opportunity to share with.

"I would like to thank the Commission. If it weren't for you, we wouldn't have a Fire Department. The support you have shown the Fire District over the years and continue to show the Fire District. It means a lot to us to know that we can count on your support from year to year, to supply us with the things that we need to do our jobs. Especially Commissioner Norton, who I consider a good friend. He and his wife, Susan, have been friends of ours since before he was Commissioner. He's shown a lot of personal support, as well as professional support. I would like the citizens of Sedgwick County to know that they are in good hands.

"We have a lot of very committed men and women who are very committed to protecting and serving them. Will carry on whatever I have started. Lot of times I am asked what is the best part about being a firefighter. The answer I give is often unexpected. People expect me to say something like going into house fires, going into burning buildings, helping save people, which are all great things and have been a rewarding part of the job. But probably the thing I have taken most from the fire department is, you know, over the years I have witnessed a lot of people who didn't survive; from cancer, car wrecks, suicides, homicides, fires, unintentional gunshots, falls, you name it. We probably, and I personally, have probably, run those calls. And you know, it's kind of unexpected, or most people think, well, that's, you know, kind of sad, which it is. But what I take from the fire department and having been a firefighter for 24 years, each day is a gift to me. I have taken the bad and turned it around, and made it positive. It's impacted my life to the point that I have come to grips with my own mortality, which is something not many people get to say. So I look at life a little differently, I think, than people who haven't been in the fire service, I know of my mortality, I know I won't be here forever. I make each day a gift and live it to the fullest. I was on a call when Bryan Johnson was electrocuted. That's probably my saddest day of the fire service. Again, some positives did come out of that. So I tell people that's what the best part about being a firefighter is.

"Yesterday evening when I was out mowing, trying to think about what I was going to say today. Just one comment came to mind. Probably the best part I look forward to about retirement, I get one day, one day where I get to tell my wife, yes, it really is all about me today. So thank you all for your support, and appreciate having served the citizens of Sedgwick County."

Chairman Ranzau said, "Thank you very much, and congratulations."

Captain Konkel said, "Thank you."

Commissioner Norton exited the Board of County Commissioners meeting at 9:20 a.m.

Chairman Ranzau said, "Madam Clerk, next item, please."

APPOINTMENTS

- C** [15-0432](#) RESOLUTION APPOINTING MICHELLE SHAHEEN (COMMISSIONER DAVE UNRUH'S APPOINTMENT) TO THE SEDGWICK COUNTY MENTAL HEALTH ADVISORY BOARD.
Presented by: Michael Pepoon, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Mr. Michael Pepoon, Acting County Counselor, greeted the Commissioners and said, "You have before you a resolution appointing Michelle Shaheen to the Sedgwick County Mental Health Advisory Board. This is Commissioner Unruh's appointment. She has been on the board previously as an appointment of former County Commissioner Jim Skelton. Resolution is in proper form. Ask you to approve the resolution."

MOTION

Commissioner Unruh moved to adopt the resolution.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Ranzau said, "I believe Ms. Shaheen is here."

Mr. Kelly Arnold, County Clerk, greeted the Commissioners and said, "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."

Ms. Michelle Shaheen, Appointee, Sedgwick County Mental Health Advisory Board said, "I do. Good morning, everybody. Thank you for your reappointment. I will say just a few words. I have felt very privileged to be on the Mental Health Advisory Board for the years that I have been.

"You know, health and mental health have undergone and continually undergo changes through the years, and what I have found in my time on the Mental Health Advisory

Board is that COMCARE continually addresses those with a wonderful staff that I think should pride itself probably in the level of integrity that they have. I see nothing but professionalism in their work, and a sincere caring for the citizens, and the clients that they serve. So, again, thank you very much. I, very much, appreciate it."

Chairman Ranzau said, "I think Commissioner Unruh has a few words."

Commissioner Unruh said, "Thank you very much, Mr. Chair. Michelle, I want to give my personal thanks for your willingness to re-up and serve again. Appreciate your past service, and we really give full credibility and importance to our advisory boards, so we know it takes some time and energy from those who are willing to serve, so thank you very much for serving your community in that capacity."

Ms. Shaheen said, "You are welcome. You guys have a good day."

Chairman Ranzau said, "Next item, please."

Commissioner Norton returned to the Board of County Commissioners meeting at 9:22 a.m.

Approved

D [15-0450](#)

RESOLUTION APPOINTING ALVIN C. ROSE (COMMISSIONER TIM NORTON'S APPOINTMENT) TO THE SEDGWICK COUNTY ADVISORY COUNCIL ON AGING.

Presented by: Michael Pepoon, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Mr. Michael Pepoon, Acting County Counselor, greeted the Commissioners and said, "You have before you a resolution appointing Michelle Shaheen to the Sedgwick County Mental Health Advisory Board. This is Commissioner Unruh's appointment. She has been on the board previously as an appointment of former County Commissioner Jim Skelton. Resolution is in proper form. Ask you to approve the resolution."

MOTION

Commissioner Unruh moved to adopt the resolution.

Commissioner Peterjohn seconded the motion.

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

VOTE

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

Chairman Ranzau said, "I believe Ms. Shaheen is here."

Mr. Kelly Arnold, County Clerk, greeted the Commissioners and said, "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."

Ms. Michelle Shaheen, Appointee, Sedgwick County Mental Health Advisory Board said, "I do. Good morning, everybody. Thank you for your reappointment. I will say just a few words. I have felt very privileged to be on the Mental Health Advisory Board for the years that I have been. You know, health and mental health have undergone and continually undergo changes through the years, and what I have found in my time on the Mental Health Advisory Board is that COMCARE continually addresses those with a wonderful staff that I think should pride itself probably in the level of integrity that they have. I see nothing but professionalism in their work, and a sincere caring for the citizens, and the clients that they serve. So, again, thank you very much. I, very much, appreciate it."

Chairman Ranzau said, "I think Commissioner Unruh has a few words."

Commissioner Unruh said, "Thank you very much, Mr. Chair. Michelle, I want to give my personal thanks for your willingness to re-up and serve again. Appreciate your past service, and we really give full credibility and importance to our advisory boards, so we know it takes some time and energy from those who are willing to serve, so thank you very much for serving your community in that capacity."

Ms. Shaheen said, "You are welcome. You guys have a good day."

Chairman Ranzau said, "Next item, please."

Commissioner Norton returned to the Board of County Commissioners meeting at 9:22 a.m.

Approved

E [15-0457](#)

RESOLUTION REAPPOINTING COMMISSIONER KARL PETERJOHN (BOARD OF COUNTY COMMISSION REAPPOINTMENT) TO THE SEDGWICK COUNTY TECHNICAL EDUCATION AND TRAINING AUTHORITY.

Presented by: Michael Pepoon, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Mr. Pepoon said, "As you are aware, the County Commission has one appointment to the Sedgwick County Technical Education and Training Authority. This board acts as a governing body of Wichita Area Technical College and does other things relating to technical education in the community. The resolution has us reappointing Commissioner Karl Peterjohn to this board. Resolution in proper form. Ask that you approve the resolution."

MOTION

Commissioner Ranzau moved to adopt the resolution.

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

F [15-0458](#)

RESOLUTION REAPPOINTING BILL FAFLICK (BOARD OF COUNTY COMMISSION REAPPOINTMENT) TO THE SEDGWICK COUNTY JUVENILE CORRECTIONS ADVISORY BOARD.

Presented by: Michael Pepoon, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Mr. Pepoon said, "This is the education appointment to the Sedgwick County Juvenile Corrections Advisory Board. It is a reappointment of Mr. Bill Faflick. Ask that you approve the resolution."

MOTION

Commissioner Norton moved to adopt the resolution.

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

G [15-0461](#)

RESOLUTION RE-NOMINATING DR. THOM ROSENBERG (COMMISSIONER TIM NORTON'S RE-NOMINATION) FOR REAPPOINTMENT TO THE WICHITA CITY COUNCIL AS A MEMBER TO THE WICHITA AIRPORT ADVISORY BOARD.

Presented by: Michael Pepoon, Acting County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

Mr. Pepoon said, "Each Commissioner has one nomination to Wichita City Council for a position on Wichita Airport Advisory Board. This is Commissioner Norton's re-nomination for appointment, Dr. Thom Rosenberg to this board. Ask that you approve the resolution."

Chairman Ranzau said, "What is the will of the Board?"

MOTION

Commissioner Norton moved to adopt the resolution.

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."

Approved

PLANNING DEPARTMENT

H

[15-0452](#)

DER2015-00004 - AMENDMENT TO ARTICLE II, SECTION II-B.2.f OF THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE (UZC) - DEFINITION OF BOARD OF ZONING APPEALS (ALL DISTRICTS). Presented by: John L. Schlegel, Director, Metropolitan Area Planning Department.

RECOMMENDED ACTION: Do not amend the UZC.

Mr. John L. Schlegel, Director, Metropolitan Area Planning Department, greeted the Commissioners and said, "In January of 2013, the, what had previously been two Boards of Zoning Appeals (BZA), one each for the City of Wichita, and one for Sedgwick County, were combined into the Wichita/Sedgwick County board of zoning appeals. Currently that BZA has a membership of 14 individuals, seven appointed by this Commission, seven by the City Council. In April of this year, this body directed staff to take the steps that were needed to dissolve the unified BZA and reestablish an independent Sedgwick County BZA.

"What is before you is an amendment to the Unified Zoning Code that would make the Zoning Code consistent with the resolution that you adopted back in April. By changing the definition of the Board of Zoning Appeals to read, the Board of Zoning Appeals means the board or boards, appointed by the governing body of the city or the county. So this proposed amendment went to the Metropolitan Area Planning Commission (MAPC), at its meeting on May 21st. There was quite a discussion about this proposed

change at the meeting, by the Commissioners. The first motion to approve the amendment failed by a vote of five to seven. A second motion to deny the proposed amendment also failed by a vote of seven to five, and that is because for amendments to the Zoning Code, a majority of the full board of 14, or eight votes would be needed to adopt that amendment. So since the MAPC failed to pass either motion to approve or deny, what's before you is a recommendation from the planning commission today to deny the amendment. If you are inclined today to approve the amendment, we have provided findings for you to support that motion in the agenda report.

"Those findings would be that the approval of the request will comply with the Board of County Commissioners action of April 1st, 2015, to direct staff to amend the Zoning Code, so that a separate Sedgwick County Board of Zoning Appeals can be re-established. A second finding would be that the requested action complies with state law requirements for the establishment of a Board of Zoning Appeals, if the Zoning Code has been adopted. The third finding, is that the approval of the request will not detrimentally impact the delivery of appeals or variances services to city or county property owners.

"You have, before you, three options. One would be to uphold the recommendation of the Planning Commission to deny the amendment to the Unified Zoning Code, requires a simple majority vote. A second option would be to approve the proposed amendment, based on the findings that I just read into the record, and authorize the Chair to sign the resolution. That would require a two-thirds super majority vote, or four votes by the Commission. And then of course you always have the option of returning this request to the MAPC. With that, I will stand for questions."

Chairman Ranzau said, "Commissioners, any questions for John? John, this is just about a definition, is it not?"

Mr. Schlegel said, "Yes. It would be changing the definition in the Zoning Code to make it consistent with the resolution that you adopted in April."

Chairman Ranzau said, "Not approving this won't change the fact that there's separate BZAs, at this point."

Mr. Schlegel said, "You still have created a separate Board of Zoning Appeals for Sedgwick County. As a matter of fact, you have appointed members to that board."

Chairman Ranzau said, "I would like to make a motion that we make some findings. Do I need to read these?"

Mr. Schlegel said, "I have already read them into the record. So, if your motion is to approve, based on the staff's findings, that would be adequate."

MOTION

Commissioner Ranzau moved to approve the proposed amendment to the Unified Zoning Code, based upon the staff's findings, listed on page 33 of our packet material, and authorize the Chairman to sign the resolution.

Commissioner Peterjohn seconded the motion.

Chairman Ranzau said, "In order to pass, it requires a two-thirds vote, correct?"

Mr. Schlegel said, "Correct."

Chairman Ranzau said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chairman. I was not here when the original action was taken to separate the Board of Zoning Appeals, and had I been here, I would not have supported that action, and I am in sympathy with the comments by the members of the Metropolitan Planning Commission that are not supportive of this separation of the two boards, and did not give us an affirmative recommendation to correct the code.

"Having said that, I will be supportive of the motion. It seems like that's the better way to do business, and have these things consistent. So I am going to be supportive. But I just want to be on record that my original lack of support for the separation of the boards. That's all I have."

Chairman Ranzau said, "Thank you, Commissioner. Any other comments? Madam Clerk, call the vote, please."

VOTE

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

Chairman Ranzau said, "Motion passes 4-1. Next item, please."

NEW BUSINESS

I [14-1931](#)

COUNTY EXTENSION QUARTERLY REPORT.

Presented by: Angela Jones, Extension Director, with Matt McKernan, Horticulture Agent.

RECOMMENDED ACTION: Receive and file.

Ms. Angela Jones, Director, Extension Service, greeted the Commissioners and said, "Today we have some gifts for you. These are cherry tomatoes, directly from the Kansas Grown Farmers Market. We wanted to give you a small taste of Tomato Day, which we are hosting for the 26th year, on Saturday, July 25th at the Sedgwick County Extension Center.

"Tomato Day features educational programs, tours of our demonstration gardens, plant problem diagnoses, and workshops on preserving the harvest. Last year more than 5,000 people participated. It takes about 100 volunteers to pull this day together. We were also able to have help from the Sedgwick County Sheriff's Department to assist us with traffic congestion. We really appreciated their help as well. So, I just wanted to make sure that you knew of that date again, Saturday, July 25th, from 7:00 a.m. until noon. The farmers market will also be going on, so we hope you can make that. I wanted to remind you, too, that the Sedgwick County Fair begins next week and runs July 8th through July 11th. You have a copy of the Fair Guide in front of you.

"If you would please support 4-H youth in our community, we would appreciate it. I have also brought a special guest, with me, today. If you can see, he graduated from K-State (Kansas State University), I don't think I have to tell you that. I want to introduce Matt McKernan, who is our new Horticulturist at the Sedgwick County Extension Center. Matt is replacing Bob Neier, who retired after 36 years of service. So, Matt has been on the job for three weeks, and he graduated this May from K-State, with a degree in horticulture. He is a summa cum laude graduate. He grew up in Wichita and has extensive volunteer experience at Botanica. In fact, he has more than 1,000 hours of volunteer work with them. His dad, who you guys might be familiar with, is Pat McKernan, who is the Head Landscape Supervisor at Botanica. So, Matt grew up in horticulture. He certainly has a love for irrigation and for plant pathology. My supervisor at K-State shared with me that he believes that Matt is the best horticulture graduate that K-State has produced in ten years. So I wanted to make sure you knew a little bit more about him. I am going to let him say a few words to you."

Mr. Matt McKernan, Horticulture Agent, Extension Service, greeted the Commissioners and said, "I appreciate the opportunity to be here, before you today, to introduce myself. As my director, Angela Jones, has mentioned, my name is Matthew McKernan. Born and raised here in Wichita, Kansas and attended Kansas State University. I am very excited for the opportunity to serve the citizens of Wichita, Kansas, and Sedgwick County area as the Horticulture Agent. I have had lots of experience over the first three weeks and have done lots of training, but it's been very rewarding already to have the opportunity to help the people that come into my office with questions about their plant material, questions about their trees and be able to provide them the research-based information that we have at K-State, and to see the relief and happiness on their faces when they figure out that their huge oak tree isn't going to die because of oak vein gall, or other questions that I am able to answer with the help of the Master Gardeners, and the agents of the Extension Office. So appreciate the opportunity to serve the citizens of Sedgwick County, and look forward to getting to know you all more over the upcoming years. Thank you."

Chairman Ranzau said, "Thank you very much. Congratulations, Matt, on your new position with the Extension Office. Commissioner Unruh?"

Commissioner Unruh said, "Thank you, Mr. Chairman. I wanted to add my congratulations to Matt, and appreciate your willingness to come back and serve your hometown and citizens of Sedgwick County.

"Angela, I appreciate your report, and want to say especially thank you for the tomatoes. We like tomatoes in the Unruh household, so thank you. That's all I have Mr. Chairman."

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "I will second Commissioner Unruh's remarks."

MOTION

Commissioner Peterjohn moved to receive and file.

Commissioner Ranzau seconded the motion.

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

VOTE

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

Chairman Ranzau said, "Thanks again. Next item, please."

Received and Filed

J [15-0290](#)

AMENDMENT TO EXTEND EXISTING GRANT FROM THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT (KDHE) IN THE AMOUNT OF \$1,020,000 TO PROVIDE OUTREACH, PREVENTION AND INTERVENTION SERVICES THROUGH THE HEALTH DEPARTMENT'S HEALTHY BABIES PROGRAM AND THE HEALTHY FAMILIES AMERICAN PROGRAM AT THE KANSAS CHILDREN'S SERVICE LEAGUE (KCSL).

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

RECOMMENDED ACTION: Accept the award; authorize the Chairman to sign the grant award amendment; authorize the Purchasing Director to provide written notice to the Kansas Children's Service League of the County's intent to exercise the second of the three one-year options to renew the parties' agreement; and establish budget authority as provided in the financial considerations section of this request.

Ms. Adrienne Byrne-Lutz, Director, Health Department, greeted the Commissioners and said, "I am here this morning to present the amendment to extend the existing grant to the Kansas Department of Health and Environment."

"The grant, in the amount of \$1,020,000, will provide outreach, prevention and intervention services through the health department's Healthy Babies program and Healthy Families American program at the Kansas Children's Service League. Healthy Babies is an educational program for prenatal and parenting families. Registered nurses and community liaisons provide education, family support through home and office visits. The education provided designed to improve birth outcomes by reducing prematurity and low birth weight and infant mortality among at risk families. Services are available also to all Sedgwick County residents, regardless of income or insurance coverage; prenatally through the child's second birthday.

"In addition Healthy Babies provider ensures the client is connected to community resources based on individual need. Enrollment for both the Healthy Babies and Kansas Children's Service League programs occurs optimally during the prenatal period. The focus of the Healthy Babies prenatal and parenting education program is improving birth outcomes for at risk moms, the focus of Kansas Children's Service League program is to prevent child abuse, promote positive parenting and enhance school readiness and improve child health, among high-risk families. Weekly home visitation, case management, 24/7 crisis support, and child health and development screenings are primarily the services provided to each enrolled family at Kansas

Children's Service League. We did reduce our request by \$67,000 because of increased efficiencies in the program related to electronic medical records and this is enabling us not to fill two fiscal associate positions.

"We have received this grant for over 13 years. I recommend you accept the award, authorize the Chairman to sign the grant award amendment, and authorize the purchasing director to provide written notice to the Kansas Children's Service League of the County's intent to exercise the second of the three one-year options to renew the party's agreement. I will be happy to answer any questions."

Chairman Ranzau said, "Commissioners, are there any questions? Commissioner Norton."

Commissioner Norton said, "I don't have any questions, but I am going to be supportive of the grant. Several years ago, when we were working on our goals for Visioneering [Wichita]; as we looked at healthcare and our community, one of the things became paramount is that infant mortality and low birth weight was a drag on our community. It really put many infants and families at risk of a good start for that individual and that child. And if you look at the system, the continuum, you move out of infancy and into toddler, and that's when they start to be hard-wired and form a lot of their social skills, their cognitive skills, move them into middle school and their socialization and all the things that come with that; anger management, conflict resolution, more cognitive learning. If you take all of that along the continuum, and then start to decide, do you need more juvenile justice systems, it all ties together. All of the evidence-based programs, all the studies, all the research shows that a healthy start from, prenatal, all the way through the continuum of growth for a child will have a profound dollar amount, economic amount, social amount of capital loss or gain, based on how you take care of those early days. So I am going to be very supportive of this. We continue to work hard at that.

"I know some of the zip codes that we focused on for years have now dropped out, and we picked up some new ones, because the problem still is as pervasive in Sedgwick County. We have a higher rate than most of Kansas, and that is tough to swallow.

"We need to do something about it. This grant helps that. It is a good partnership with Kansas Children's Service League, but I bet if you would talk to folks at the Child Advocacy Center with the Children's Home, with any other organizations that deal with these systemic problems, they would all tell you, get a good, healthy start for babies and the moms and the parents, and you will eliminate some of the problems downstream. I am going to be very supportive of this. That's all I have, Mr. Chairman."

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you. Adrienne, since this is renewal of an existing grant, do you have any idea how many families were served last year in Sedgwick County in this program?"

Ms. Byrne-Lutz said, "We served approximately 1,000 moms, babies, and a handful of dads. More than a handful, but one of the things we strive for is to include the dads. And if the dads can't be involved, then a supportive person, a mom or grandmother. But all in all, close to a thousand."

Commissioner Peterjohn said, "I don't mean to put you on the spot, but I was curious

since you mentioned some dads. Do you have any how many two-parent families involved versus single parent?"

Ms. Byrne-Lutz said, "I don't have that number, but I can find that out for you."

Commissioner Peterjohn said, "Okay. I would appreciate knowing that, and it was mentioned that we are looking at adding zip codes. Can you give us a quick rundown on how the zip code situation has changed on this? I think that's an important point. It adds to some of the earlier comments in this discussion."

Ms. Byrne-Lutz said, "Yes. This funding that I am presenting here today provides services to any mom at risk in Sedgwick County. Another funding source for the Healthy Babies program is the Healthy Start Grant, and with that funding, we focus on targeted zips in the community that have a higher infant mortality rate than the rest of the community. Prior to this year, it was 67208, [672]14, and [672]19. As well as other partners in the community have worked our way out of [672]19, but added six other zip codes. So, now the zip codes that we will be focusing on, because of the high rate of infant mortality are 67037, 67208, [672]09, [672]13, [672]14, [672]16, [672]17, and [672]18."

Commissioner Peterjohn said, "I appreciate the information, thank you."

Chairman Ranzau said, "Anything else from the Commissioners. Commissioner Howell."

Commissioner Howell said, "You mentioned, a moment ago, 1,000 individual persons. As far as a home that you visit, you have a mom and a baby, together, for example. How many of those do we have, all together. Out of 1,000 people, how many homes did you visit?"

Ms. Byrne-Lutz said, "For 2014, out of that number, there were approximately 500 to 550 moms that we touched."

Commissioner Howell said, "If I understand correctly, the total funding for this, since you do get some funding from Healthy Start, is the total funding a little over [\$]2 million, is that right?"

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

Commissioner Howell said, "You mentioned that the services are provided for children through age two. Is that just before age three, or when they hit age two, that they stop being [served]."

Ms. Byrne-Lutz said, "Through age two."

Commissioner Howell said, "When they hit their second birthday, that's when the program stops for that family?"

Ms. Byrne-Lutz said, "Yes."

Commissioner Howell said, "How many full-time staff do you have working in this program?"

Ms. Byrne-Lutz said, "In the Healthy Babies program, there are 22 staff."

Commissioner Howell said, "You also have one part-time; is that correct?"

Ms. Byrne-Lutz said, "That position is becoming vacant and we are choosing not to fill that."

Commissioner Howell said, "Out of the program, you mentioned 500 moms. That's not because they start at conception, and they go up until they hit age two, there's 500, at one time you are dealing with 500 clients, if you will. How many of those are in the age of, say, from birth to age one. Any idea out of the total, out of 500, how many are birth to age one?"

Ms. Byrne-Lutz said, "Of the 550, those are just moms. So when I say that the number is closer to 1,000 that we dealt with in 2014. So, 550 are moms, and then a lot of the other number in equivalent amount, but we do have some pregnant moms, so let's say 300 were babies. So we have moms that are pregnant, and then we follow them through and have moms that delivered, and once they have delivered, then we count that baby as a client as well. But there were 550, approximately, moms that we are..."

Commissioner Howell said, "What I am getting to is the program essentially is around 24 months worth of services, plus anything during prenatal time."

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

Commissioner Howell said, "So they start when they are born, until they hit age two. So you have about 500 homes that you are visiting, or whatever, and you got moms and babies in some of those, most of those have babies at that time. Is that 250 new moms each year in the program, 250 exiting the program each year type of thing? Is 250 moms entering and 250 moms exiting the program each year? Is that how you get 500?"

Ms. Byrne-Lutz said, "The goal is to enroll a minimum of 250 pregnant moms, and 250 interconceptional moms, so moms that have not had a baby yet, but are thinking about having a baby, or have already had a baby and working with them on not being pregnant for two years before they are pregnant again. So that is the goal, is to enroll 500 new moms now. So we are really striving to add more moms to the program so that we can reach more and have more of an impact on the community."

Commissioner Howell said, "What I am getting to, is I am trying to figure out what the total population of Sedgwick County is; of moms that would be eligible to be in this program, and what percentage are actually being able to touch. So, if you have 500 moms between birth and age one, which I think is actually probably less than that. I am trying to understand your comments. Between birth and age one, you have less than 500 moms because some of them haven't had babies yet, some of them are in their second year, after the first birthday. Is that correct?"

Ms. Byrne-Lutz said, "Yes. And we are only touching a percentage of the pregnancies and birth in Sedgwick County."

Commissioner Howell said, "Right. The last report I was able to find shows

approximately in the last 10 year average, 8,000 births per year in Sedgwick County. So, again, so if that's a two-year window, and you are helping 500 people, that means there's about 16,000 moms in Sedgwick County, if I'm doing the math right, 16,000 moms in Sedgwick County, you are helping 500 in that population. Is that correct?"

Ms. Byrne-Lutz said, "Not all of those mom are going to be high risk, or at risk, but, yes, there's a lot of additional moms out there."

Commissioner Howell said, "That's all my questions, thank you, Mr. Chairman."

Chairman Ranzau said, "Any other questions? I see no other questions. What is the will of the Board?"

MOTION

Commissioner Norton moved to accept the award; authorize the Chairman to sign the grant award amendment; authorize the Purchasing Director to provide written notice to the Kansas Children's Service League of the County's intent to exercise the second of the three one-year options to renew the parties' agreement; and establish budget authority as provided in the financial considerations section of this request.

Commissioner Unruh seconded the motion.

Chairman Ranzau said, "Commissioner Howell."

Commissioner Howell said, "Thank you, Mr. Chairman. I don't have any questions for Adrienne, at this time, but I want to make some comments about the program overall. I have had several meetings with the director of the Healthy Babies program. I actually visited the program as well, and I appreciate what they are trying to do. If I understand correctly, let me state some numbers. Sedgwick County I guess has 7.7 infant mortality deaths per one thousand births, is our average. The state is lower than that by about one. For the moms in this program, I believe the number is 1.9; is that correct?"

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

Commissioner Howell said, "1.9 is the infant mortality, which means 500 women, since they have about 500 births, about one death out of that population, of those moms are in this program. And that's certainly a difference. I do appreciate that you are making a difference in that particular population. But we haven't moved the needle for Sedgwick County. As I have studied this program, I like the idea of reducing infant mortality, which is one of the stated goals. And we use the statistics of 7.7 infant mortality deaths per one thousand births in Sedgwick County as I think as one of the reasons why this program needs to exist, and unfortunately, under Healthy Babies, as far as I can tell, we have not moved the needle, because we are only helping 500 women out of approximately 16,000 births in Sedgwick County, who happen over the same time period they would be eligible for. I am trying to make some comments, that make sense, regarding those numbers.

"I hope I understand that correctly. But I think good government needs to be focused and needs to be efficient and effective. As far as the efficiency, as I talked with the director, I found out that we have out of the 22 on staff, on this program you have I think three Fiscal Associates, and that includes two, again, that are doubling as

interpreters, they are also assist women going to visit their doctors, so they can talk to the doctors on behalf the women, the moms. We have a Division Director, Program Director, Project Manager; over the Fiscal Associates and Grant Reporting. We have one nurse who oversees nine other nurses. Five to six committee liaison employees, plus we have one team lead for those as well. So out of the 22 or 23 employees, when we talked earlier you said 23, but you said 22 today, 12 of these are actually in-home providers actually making visits. Since you're still standing there, how often do they visit these moms?"

Ms. Byrne-Lutz said, "It depends upon the risk factors, but there's actually about 14 providers and the clinical coordinator and the other coordinator also have a caseload. Not as much of a caseload, but so there are 16 providers that take on varying loads, but we may go in once a month, maybe more frequently depending upon the needs of the mom and the family."

Commissioner Howell said, "So we are nearing 50 percent of the program costs in the supervisory and administration, and that part of this program is being consumed, getting close to 50 percent, maybe not quite 50 [percent], a little bit less. The fact that they are only helping 500 women over a two-year period is very concerning to me. I think, in my opinion, that's probably part of the problem with this program. I appreciate what they are trying to do, but I think their approach is too broad, and unfortunately, they are not interfacing enough with the moms in our community."

"I really wish we could encourage some way to refocus the program on trying to touch as many moms as possible in the county, rather than just 500 that were referred through various means. To me, considering the total population of Sedgwick County that has these babies, we're touching such a small number. You have dropped the infant mortality rate for that population, but such a small number of moms, compared to the total population of Sedgwick County, we are not going to move the dial doing that. So if we really want to get that 7.7 down, I would like to see us interface more moms. I don't know that I agree with the approach of this program. I would throw out another couple comments and I will be done."

"On the website, and I mentioned this to you before, but I will mention it for the audience and for people online or on TV, that they have 18 different strategies they employ to try to reduce infant mortality, and help babies be healthy. Some of these things I think are indicative of, what I call, mission creep. The most important thing on this list, which I totally agree with, is the idea of safe sleep. I think we are talking about the issue of SIDS (Sudden Infant Death Syndrome), and the theory is that babies should sleep on their back. It is much safer. And getting that message out to new moms is critically important. But some of the other things on this list, like relationships, and self-esteem, budgeting and employment, educational guidance, STD's (Sexually Transmitted Disease), smoking, things like that. Some of these deal with, they might affect birth weight, smoking would certainly do that."

"A lot of these things are so far away from, I think, what the core mission of this program is. I would rather see the program refocused to touch a lot more of the moms in Sedgwick County, rather than just the limited 500. So I will be supporting the grant this morning, but I would like to see the effort be made to change the program slightly so we have a broader reach, because I think that we are not going to move the dial on 7.7, with the way this is being administered. That's my concern. You know, even the definition of infant mortality rate stops at age one. Our program goes to age two. We

hand out money to KCSL (Kansas Children's Service League) which goes beyond that. So, I do appreciate what the program is trying to do. I don't know that we are being efficient. I don't know that we're effective. Some of the things we are doing in the program are not the proper role of government.

"So I appreciate what the program is trying to do, but I don't appreciate the entire program. I think it has too many staff, doing too much, for too few women. And that's the problem with the program. To the extent that this is a grant, I will support the grant today, but I will not support the \$78,000 property tax from Sedgwick County. So my support for the program today is conditional on the fact that I will not be supporting the \$78,000 for adding to the program when it is not efficient and not effective, in my opinion. So I will support the grant today. That's all I have, Mr. Chairman, thank you."

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Commissioner Howell raised a point that I would like to get clarified. My review of this material, there's no local property tax component for this in this grant proposal before us today. Did I read that correctly?"

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

Commissioner Peterjohn said, "So it is strictly money coming out of Topeka or Washington."

Ms. Byrne-Lutz said, "Yes."

Commissioner Peterjohn said, "Okay. You know, I am going to segue off some of the comments here, because this is an area of concern, we have had discussions in the past, I remember, focused on Sudden Infant Death Syndrome, called SIDS, but I think there are other things, I am concerned for this program. We are trying to treat the effect of this society where we have problems with, people may be involved in this program who are here, who are not here legally, and that could be one aspect of the challenge in front of us.

"We also have the possibility of people who talked about smoking and (inaudible) lifestyle. Let me be blunt. If we have a situation in this community where we have excessive use of illegal drugs, of whatever sort, I think that can be contributing factor, too. We may be dealing with the effect instead of the root cause. I plan to be supportive of this, this morning. I want to try and focus to see if there is a way we can, expand the number of people served with this, in this program, and also to try and see if we can drill down to the root causes. Let me jump back to the SIDS portion of this. Do we have any idea in terms of the infant mortality in Sedgwick County, how we are doing on SIDS? Say in 2014, compared to past years?"

Ms. Byrne-Lutz said, "I can get that information for you."

Commissioner Peterjohn said, "You know, I think that would be helpful to know, and it can be as simple as babies being kept on their back and not sleeping on their stomach. I mean, just the heartbreak of losing a child, it is so terrible. I know of instances where that's occurred. It is devastating to all the members of the family, who are involved. So if there's ways that we can educate and improve the program, I will be interested in trying to see where we can going forward, and I will be supportive today, Mr. Chairman, thank you."

Chairman Ranzau said, "Is the FEMA (Federal Emergency Management Agency) initiative part of this?"

Ms. Byrne-Lutz said, "The FEMA Coordinator is paid from this funding."

Chairman Ranzau said, "So, that review process is part of this, as well."

Ms. Byrne-Lutz said, "Yes."

Chairman Ranzau said, "I've attended some of those. Those were interesting, but I have concerns about the program not being effective. There is no evidence that it is effective. I understand that it has a good intent. We also have Healthy Start. We have a study that says that it's not effective. They are all, kind of, tied together at some point. We've got to decide, are we going to keep funding programs that don't work, just because I mean, they sound good to have a good intent? I know the model has been changed repeatedly in the past. We can't find a way to have an effect on what we are trying to have an effect on, because it is multi-factorial and it's very hard, if not impossible, to actually move that 7.7 number. At some point we have to be honest with ourselves and the community with some of the things we are trying to do simply don't work. Some of the things that we are doing, I would agree with Commissioner Howell, that really should be done by the private community. Mothers, fathers, brothers, sisters, aunts, uncles, grandparents? Some of these things really are not a function of government. That being said, we do in addition, to this money, we do have one FTE (Full Time Employee) that is property tax funded and Commissioner Howell alluded to that. If we eliminated that one property tax FTE from the overall program would that be doable, could we continue the program?"

Ms. Byrne-Lutz said, "Yes, we could continue the program."

Chairman Ranzau said, "We talked about this a little bit. I share concerns with my fellow Commissioners about whether this is being run effectively and efficiently. I will be supportive of this, but I would like to eliminate the FTE."

SUBSTITUTE MOTION

Commissioner Ranzau adopt the resolution, accept the award, authorize the Chairman to sign the grant award amendment; authorize the Purchasing Director to provide written notice to the Kansas Children's Service League of the County's intent to exercise the second of the three one-year options to renew the parties' agreement; and establish budget authority as provided in the financial considerations section of this request and instruct staff to eliminate the one FTE that is related to this program.

Commissioner Howell seconded the motion.

Chairman Ranzau said, "Are there any other questions or comments? Commissioner Peterjohn."

Commissioner Peterjohn said, "Mr. Chairman, I wanted to get a clarification, because I thought in my earlier question that there wasn't a property tax requirement or connection with this grant. I would just like to get a clarification on that for the record with the substitute motion."

Ms. Byrne-Lutz said, "What I am presenting today is KDHE (Kansas Department of Health and Environment) grant. The program does receive \$78,000 in local tax, but that is not what I am here presenting today."

Commissioner Peterjohn said, "Okay, thank you."

Chairman Ranzau said, "Commissioner Unruh."

Commissioner Unruh said, "I am trying to figure out if we are mixing two proposals. One for staff and one to receive a grant. Should we do these in the same motion. I don't know. Mr. Counselor?"

Mr. Mike Pepoon, Acting County Counselor, greeted the Commissioners and said, "I guess we might need clarification on what the Chairman is intending to do there. I think some of that would be done through the budget process. If you are talking about eliminating position prior to the budget 2016 year, maybe we will need some more clarification. I would handle them as two separate motions. There is a motion on the table. Go ahead and vote for it, if you want."

Commissioner Unruh said, "Okay, thank you."

Chairman Ranzau said, "The intent is to give direction to the staff for planning purposes that we won't fill that one property tax funded position in 2016."

Commissioner Unruh said, "That clarification is helpful. And then Adrienne, you said the program can continue, I mean, somehow you shuffle responsibilities and carry on."

Ms. Byrne-Lutz said, "The program can continue. We do use that position for in-kind match, so that will affect us, doubly, in that way. So instead of 78, then it's, what, 160, approximately, that will be affected. Can the program still operate? Yes. We'll have less staff. The goal is to increase the number of women that we are serving, so that's a little bit counter-productive to that goal, but we can continue to function."

Commissioner Unruh said, "Thank you. I would prefer if we had these in two separate motions, or handle the staff component in another way. I think the ramifications that this is part of our hard match is giving me some pause whether or not I support the substitute motion. I want to support the Healthy Babies program, and Head Start program, but if we want better results, I don't know if an effective \$160,000 hit is going to help us advance the results as the discussion has been previous to this. So if the motion remains as it is, I think I probably will not support it. I could support another version, I guess."

Chairman Ranzau said, "This is not part of the hard match."

Ms. Byrne-Lutz said, "It is a soft match. So it is in kind, where it is the position's time. If we cut that position then we still don't have that extra."

Chairman Ranzau said, "Right. My argument is by using existing resources that are funded more efficiently we can get more out of it. We have so much overhead, the programs, I don't believe effective or efficient. I would prefer not to use county tax dollars for a program that's not efficient or effective. I would rather use that money towards the Sheriff's Office, EMS, Roads and Bridges or something like that, at these

tight budget times. We have to decide where we are going to spend our local private tax dollars, we have to make some difficult decisions, and I see a program that's not effective or efficient, there is plenty of money there from the federal and state lever to support this program, it will go on. I don't believe it will have a detrimental effect. Thank you."

Commissioner Peterjohn said, "Thank you, Mr. Chairman. I want a clarification, if I could. Commissioner Unruh made the comment about Healthy Babies and Head Start. There's no involvement with Head Start in front of us today."

Ms. Byrne-Lutz said, "I think he might have meant Healthy Start. As a funding source."

Commissioner Peterjohn said, "Healthy Start, okay. I had Healthy Families. Healthy Babies and Healthy Families, American program, so I just wanted to clarify the Head Start wasn't involved in any way, shape or form with this grant or this discussion. Thank you."

Commissioner Unruh said, "Appreciate it. Adrienne knew what I meant."

Commissioner Peterjohn said, "In this day and age when we have the courts trying to divine legislative intent and one way or another, I want to avoid being confused. And I don't want to do anything that will add more confusion if someone reviews this at some future date and another body and they are just having to look at the minutes of our activities today, Mr. Chairman. But I do plan to support the substitute motion."

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

VOTE

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

Chairman Ranzau said, "Motion passes 3-2. Madam Clerk, next item."

K [15-0455](#)

CONSIDERATION OF GRANT IN THE AMOUNT OF \$291,077 FOR THE CONTINUATION OF THE INTERNET CRIMES AGAINST CHILDREN TASK FORCE FUNDED BY THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION.

Presented by: Col. Richard Powell, Sheriff's Office.

RECOMMENDED ACTION: Approve the application for the grant, and if awarded authorize acceptance of the grant, the establishment of budget authority as provided in the Financial Considerations section of this Request, and implementation of the Staffing Table changes identified in the Personnel Considerations section of this Request.

Colonel Richard Powell, Sheriff's Office, greeted the Commissioners and said, "This morning I brought before you, for your consideration, a grant in the amount of

\$291,077, to be used for the continuation of the Internet Crimes Against Children (ICAC) Task Force.

"The Sheriff's Office received a letter, dated June 16th [2015], from the U.S. Department of Justice, inviting for applications for funding for Fiscal Year 2015 Internet Crimes Against Children Task Force program. To review our local program, the Sheriff's Office is the grantee administrator of the Kansas Internet Crimes Against Children Task Force. The Sheriff uses ICAC continuation program funds to fund one Sheriff Detective and one Wichita Police Department (WPD) Detective, dedicated to the Internet Crimes Against Children Task Force investigative process. Sheriff's Office and Wichita Police Department supplement other ICAC staffing through regular budget funding, which includes one Police Department Sergeant, dedicated to ICAC supervision, four Detectives assigned to ICAC investigations, and three Forensic Detectives assigned to support ICAC investigators. Kansas ICAC works directly with the Wichita/Sedgwick County Missing Children's Unit. Together these units investigate all crimes involving exploitation, missing, human trafficking, physical, and sexual abuse cases; involving child victims. Kansas ICAC and 39 task force affiliates across Kansas serve 503,000, plus, residents of Sedgwick County and somewhere in the neighborhood of 2.9 [million] residents of the State of Kansas, which is an approximate increase of 1.1 percent over the last consensus. ICAC affiliates include city, county, tribal law enforcement, agencies across the state.

"Additionally, I should note your attention that Kansas has over 8,000 registered sex offenders, 19 percent of those offenders residing within Sedgwick County. Kansas ICAC is partnered with state and federal prosecutors and enforcement agencies. Here in Kansas, we have seen an increase in the number of identified domestic minor sex trafficking cases.

"Specifically, our Wichita/Sedgwick County EMCU (Exploited and Missing Child Unit) group has identified 37 individual victims and 31 suspects, involved in minor sex trafficking, just in the operational year 2014-[20]15. The majority of the cases involve technologically facilitated prostitution; over the internet. Additionally, we have seen, not only, advertisements of these crimes on the internet, but also perpetrators utilizing social media to recruit victims. Kansas ICAC will continue to build relationships and enlist new affiliates and partners to combat the issues of child exploitation. The grant itself will cover the continuation costs of the existing programs, again, for another 12 months, for Fiscal Year starting July 1st of [20]15, through June 30th of [20]16. This funding, \$291,000, as requested, covers the cost of the two dedicated detectives, their vehicles, associated training cost, office supplies and other operating expenses that go along with the program. A portion of this grant, the proceeds of the grant funding, will be passed through to the City of Wichita to reimburse them for their costs associated with the detective and the associated cost with that detective.

"Also in the audience today, I have Marty Hughes from County Finance, also Captain Jeff Weible, from the Wichita Police Department, and to his right, Lieutenant Rakestraw, the new commander for the EMCU, also with the Wichita Police Department, who oversees EMCU and ICAC. Between the four of us, we are prepared to stand for any questions you may have. If there are no questions, I would respectfully request your consideration of the approval and the above-mentioned grant application process, sirs."

MOTION

Commissioner Ranzau moved to approve the application for the grant, and if awarded

authorize acceptance of the grant, the establishment of budget authority as provided in the Financial Considerations section of this Request, and implementation of the Staffing Table changes identified in the Personnel Considerations section of this Request.

Commissioner Peterjohn seconded the motion.

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Just, and I am not sure who to throw this question out, I will point it in your direction, Colonel Powell, but if you want to pass it along to the Captain or the Lieutenant. I would like to get a ballpark idea. In the past there has been a lot of talk and discussion about runaways. I was curious if the runaway situation would be viewed as a growing problem or if it is about the same as it's been in the past or if it's a diminishing problem."

Captain Jeff Weible, Wichita Police Department, greeted the Commissioners and said, "On average, what we have seen, as far as numbers on our runaway cases, within Sedgwick County and the City of Wichita, we are averaging around 1,650 runaways each year. With that number of cases, it fluctuates each year. We have seen a slight increase the last couple years, maybe one percent, but we've been able to start a triage system about risk factors. So when we are looking at the individual case, when officers and deputies are responding to that case, they look at the history of youth and interview the family to make a determination on the risk. Previous runaways, previous victims of sexual abuse, previous victims of human trafficking, and that allows the supervision in EMCU to make a determination on immediate response."

Commissioner Peterjohn said, "Appreciate that. Has the gender mix changed at all?"

Captain Weible said, "As far as males and females, it is pretty equal, year by year. Between males and females. I don't have the statistics in front of me as far as the percentages, but we can get that for you."

Commissioner Peterjohn said, "I was just interested, I guess. I would be remised if I didn't say congratulations. I think the last time you appeared in front of us, were you a Lieutenant."

Captain Weible said, "Yes, sir."

Commissioner Peterjohn said, "So, I do want to point that out."

Captain Weible said, "Thank you."

Commissioner Peterjohn said, "Looking at it more broadly, beyond runaways, the computer side of it, the internet side of it, that's always in the past when this discussion has come up, that's been seen as a growing, continuing to grow. Is that problem continuing to grow, is it increasing, or is it growing at a stable pace, or is it tapering off, or how would you describe it, Captain?"

Captain Weible said, "I would say based on technology facility, crimes against children, it is increasing. Working with the National Center for Missing and Exploited Children, national ICAC program, we have seen an increase in the number of internet service providers providing cyber tips. If I can grab the figures, I can give you an

estimate. Last year alone, we were at about a little over 700 cyber tips sent to the State of Kansas, which are funneled through Kansas ICAC, here in Sedgwick County. At a most recent Commanders Meeting, they advised that in 2014, about 1.2 million cyber tips came through the national center. Because of the new Federal Legislation and the amount of internet service providers that are working with the national center, it is estimated that we are going to be approaching 5 million this year."

Commissioner Peterjohn said, "Do you have any idea in terms of how Kansas or Sedgwick County break down compared to the rest of the country?"

Captain Weible said, "I can get those figures for you if you would like. As far as the percentage increase, we've seen a dramatic increase the last three to five years on the number of cyber tips coming in. We have been diligent to make sure that repeat tips on the same offender are cross-referenced and investigated as a whole. I believe, on one case in 2013, we had 20 different tips on the same individual and we have a follow up on that. And we passed those cyber tips on to our affiliates across the state to investigate as well."

Commissioner Peterjohn said, "Thank you."

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

VOTE

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

Chairman Ranzau said, "Thank you very much. Next item, please."

L [15-0467](#)

REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON JUNE 25, 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, "Meeting at the Board of Bids and Contracts of June 25th results in two items we are bringing before you today. The first item:

1. ON-CALL CONCRETE AND PAVING—FACILITIES DEPARTMENT FUNDING-FACILITIES DEPARTMENT

"Recommendation is to accept the overall low bid from PPJ Construction, Inc. and establish contract pricing for two years with two, one year options to renew.

2. WEED CHEMICALS-NOXIOUS WEEDS
FUNDING—NOXIOUS WEEDS

"Recommendation is to accept the low bid for Items 1 and 3 from Van Diest Supply Co. and the low bid for Item 2 from Red River Specialties, Inc. for an initial purchase of \$23,502.60 and establish contract pricing for listed items for one year.

"I will be happy to answer any questions you may have. And I recommend approval of both items."

MOTION

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

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

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

Chairman Ranzau said, "Next item."

Approved

CONSENT

- | | | |
|----------|--------------------------------|-----------------------------------------------------------------------------------------------------------------------------------|
| M | <u>15-0415</u> | Amendment to the Capital Improvement Program (CIP) for the Crisis Community Center Project. |
| N | <u>15-0426</u> | Renewal Agreement with the Wichita Center for Graduate Medical Education and the University of Kansas School of Medicine-Wichita. |
| O | <u>15-0439</u> | Amendment to Agreement with Substance Abuse Center of Kansas. |
| P | <u>15-0425</u> | Renewal Agreement with Project Independence to support services for individuals with a severe and persistent mental illness. |

- Q [15-0419](#) Annual Affiliation Agreement with Life Works.
- R [15-0411](#) Renewal of the Kansas State Department of Education (KSDE) Nutrition Services Agreement.
- S [15-0437](#) Kansas Department of Corrections - Juvenile Services SFY16 Contract to continue services contained in the Juvenile Justice Strategic Plan.
- T [15-0436](#) Agreement with the University of Kansas School of Medicine - Wichita Medical Practice Association for Medical Services Provided to Juveniles in the Department of Corrections Residential Facilities.
- U [15-0438](#) Agreement with Higher Ground to Enhance Behavioral Health Services for Community Corrections Clients.
- V [15-0443](#) Resolution Amending Sedgwick County Resolution Nos. 197-1986 And 41-1987 to change the name of the Mental Retardation and Physical Disabilities Advisory Board to the Sedgwick County Intellectual and Developmental Disabilities Advisory Board.
- W [15-0446](#) Resolution to Revise Sedgwick County Personnel Policies.
- X 15-0451 Order dated 6/18/2015 to correct tax roll for change of assessment.
- Y 15-0440 General Bill Check Register for June 17, 2015 - June 23, 2015.
- Z 15-0441 General Bill Check Register for June 24, 2015 - June 30, 2015.
- AA 15-0442 Payroll Check Register for the June 13, 2015 payroll certification.

OTHER

Commissioner Unruh said, "Thank you, Mr. Chairman. In this morning's newspaper, there was an article that was highlighting a discussion we had yesterday, at staff, about our use of 271 building, and they accurately highlighted the discussion they had over the costs of remodel and whether or not that was acceptable to the Commission.

"The amount that was discussed in yesterday's staff meeting about \$4.6 million for the remodel, was not received well by the Commission, and I was just wondering as we think about it, we didn't talk about what might be our alternative, or what might be our threshold of comfort in that remodel. I was just wondering if there was a certain level, that we might direct staff to investigate, that would be, in our minds, as a Commission, reasonable or comfortable. Instead of saying we don't like the 4.6 number, we would be willing to talk about \$3.5 million, or we would be talking about \$3 million. Or, there was one suggestion yesterday that we just carpet and paint it. But we didn't give that discussion. And I was just wondering if we think it would be good policy for us to talk

about it. Are we willing to go forward with this project if we had a lower cap on the amount we are willing to remodel. I didn't know if we could have a minute to discuss that, or whether we want to do that again in staff, or whether we need to think about that number at all."

Chairman Ranzau said, "I will respond, I think the manager is planning to go around and talk to the Commissioners and kind of get more information back on that. Certainly I think we can discuss that at a staff meeting, in the future and we can discuss it now, if any Commissioners have anything that they would like to say. Commissioner Peterjohn."

Commissioner Peterjohn said, "Thank you. I have already had some meetings with the staff, to try and get a handle. I am certainly looking for a lower dollar figure and having various options. I think there are more options out there. Some of them don't have price tags yet, and I was trying to get a better handle on the price tags, because the problem that I've got is that \$4.6 million. That figure is more than I am comfortable with, at this point in time. Having said that, people have asked what are you willing to do, what are you willing to buy, and I say well, it depends on the price. I had a professor of economics, when I was in college, who was out buying a car. He finished negotiating with the salesman and the salesman gave him his price. He got up to leave and the salesman said, you shouldn't leave. I've given you this wonderful price and everything, and it's the lowest you're going to find. The professor said, well, you know, if you're right, I'll be back, and so the question I have is tied to the price, and it's the same issue I've had, for instance, with the Law Enforcement Training Center, with the initial price tag of over \$30 million. I've had problems with some proposed spending proposals that I think were excessive. And so I'm looking to try and get a price tag on some other options out there."

"Hopefully we can move forward with this, with staff. I'm looking forward to getting information from staff. That's what's happened. I think we can move fairly expeditiously on this if we do a less detailed remodel that was initially proposed. That's where I'm coming from as of this morning. I'm trying to get a price tag on a full range of options, Mr. Chairman."

Chairman Ranzau said, "Commissioner Howell."

Commissioner Howell said, "Thank you, Mr. Chairman. I guess I'd like to just reiterate some of the comments I made yesterday so that I guess we're clear, and that is that the estimate for this overall project is nearing \$16 million, and I'm not sure that's all of it. As it was presented to us, initially, with everything planned to go into that building, I think we were short on parking and I think that ultimately we would be looking at a parking garage and the cost might go up higher than we could imagine at this point."

"A \$16 million commitment to an initial problem, which was a need for some space, for MAPC (Metropolitan Area Planning Commission) and MAPD (Metropolitan Area Planning Department), together, asking for 32,000 square feet. We ended up with a building three times as large as they initially asked for, with a very large price tag attached."

"I know this was not about the Tag office. This was not about COMCARE or the Appraisers Office or PSU (Public Safety Unit). This was about trying to find a space adequate for the merger of MAPD and MAPC. We took our eye off the ball. Right now, the only option we have on the table right now going forward is the \$16 million"

commitment. Right now we're into it for about \$5 million, and to basically triple that commitment at this point, I'm not sure that's the right answer, and we've not explored other options and I know are out there in the community. Our request for proposal (RFP) that we did was not like we're currently doing with the Tag office. It was one we selected someone to provide services to the county and we selected a single developer, realtor, to find solutions for the county.

"There wasn't really the competition in that process of down-selecting to that building and negotiating a good price on that building. And I think, had we known, at the time, that the cost was going to basically double the price of the building to make it usable, I'm not certain at this point that the County Commission would have gone that direction necessarily. I wasn't here then, and so I don't want to second guess the motives and the thoughts of the County Commission, but to me, we have diligently looked at options on how to make that building usable. One option is there are six floors, and I did ask those departments if they could use the building as is, and the answer came back no. And so our only choice is to spend \$1 million dollars a floor, to make it usable, remodeling five floors out of the six floors and leaving one floor unfinished at this time. Of course, we know that cost is going to come to us later. To me, I'm not convinced we need to rush at this decision. The County Commission has systemically got to this point to get the right information before us to make the best decisions, and now that we know the cost going forward, I think it's reasonable to take some time and understand what the other options might be in the community and not commit the taxpayers to another \$11 million in this project.

"So I think we need to sit and find our other options. And when we find out what they are, then I might get my support behind it, but it might be a little while before I do that. For now, I'm just going to sit and wait on 271 and have the other options presented to us. That's all. Thank you."

Chairman Ranzau said, "Commissioner Unruh."

Commissioner Unruh said, "Thank you, Mr. Chair. Clarification on the \$16 million number. You're evidently included 20 years of accumulated interest, because the cost of building [\$]5 [million]. The proposed cost to remodel is [\$]4.6 [million]. So if you're including 20 years of accumulated interest, I guess you would get the [\$]16 [million]. And I appreciate your position, Commissioner, but just as commentary, I guess, in our RFP for professional help in finding help in securing a location for the Metropolitan Area Building and Construction Department, we did have a bid process to find that representation. We looked at over 30 properties in the community. So I wouldn't want to give the impression that we just went to one guy, one building, and then, of course, we did go through a pretty strong negotiating process to get what has been considered, by the folks in the building community, a pretty favorable price.

"I think it's good we're having a discussion, and I'm willing to wait to see what options are given to us as far as a reduced remodel cost and see what comes out of that. So that's all I have, Mr. Chair."

Chairman Ranzau said, "Commissioner Peterjohn."

Commissioner Peterjohn said, "Mr. Chairman, since we're still on other, I'd like to make a few comments and cover the bases. I was delighted to get Kristi's information. I think the number, Kristi, if I'm correct was [316] 290-1011 for calls, related to fireworks, as of going forward between now and July 4th, Independence Day holiday.

"And I see Kristi nodding her head yes, out there in the audience. I think that's an important number for folks out there who are viewing this. I would like to point out we had earlier on the agenda the Commission's one appointment and City Council also has one appointment, to the Sedgwick County Technical Education and Training Board, which is overseeing Wichita Area Technical College and National Center for Aviation Training, and I would just add, for the record, our County Manager, who left us, middle of this month, Bill Buchanan, also made four appointments for that board before he left. So there's a number of appointments and some changes being made on that board. So I wanted to add that to get that in place. It was mentioned that we've got Sedgwick County Fair; it's going to begin July 8th. On July 8th they're going to have a parade through downtown Cheney. I participated in the past, and I think it's important that folks know about this if they have an interest. It's going to be a lot of fun. I hope the weather cooperates. We'll see how that works out next week.

"I would also be remiss if I didn't point out that July 1st is a very important date in United States history. Some of the things may be a little bit obscure, but we talk about the zoo here often here in Sedgwick County. July 1st, 1874, the Zoological Society of Philadelphia opened the first zoo in the United States. In 1898, on July 1st, 1898, the Spanish American War, Teddy Roosevelt and his Rough Riders helped win a victory for the United States, with the battle that is largely credited, somewhat slightly inaccurately, to San Juan Hill in Cuba. On July 1st, 1941; this is sort after cautionary note of sorts. The Bulova Watch Company sponsored the first TV commercial, sanctioned by the FCC (Federal Communications Commission). And on July 1st, the 26th amendment which lowered the voting age from 21 to 18, was ratified. But there are two other things that occurred on July 1st that are truly, I think, seminal and important events.

"Unfortunately, I don't have a Delaware quarter. July 1st, 1776, Caesar Rodney received word that he might be the deciding vote whether Delaware would vote for independence as the Continental Congress was deliberating over whether to issue the Declaration of Independence or not. He had to make, on July 1st, an 80-mile ride from Delaware to Philadelphia because the other two Delaware delegates were split. One was going to vote for, and one was going to vote against the Declaration. So Rodney's vote was critical. That's why, if you get one of the quarters that was issued by the state of Delaware, it's a man riding a horse. Well, that is Caesar Rodney, and through rain, thunderstorm, the mud splattered Rodney arrived at Philadelphia, strolled into the hall, still wearing his spurs, but ready to take the tie for Delaware's vote in voting for Independence. Of course, the next day, July 1st, it occurred, and two days later, it was announced to the public, with the Declaration of Independence. July 1st, 1863 is also a seminal date in American history. It begins the first day of the Battle of Gettysburg, and the first day was bad for the Union Forces. They were pushed back and had to retreat out of Gettysburg and started to make a stand on Southern Pennsylvania town on two very important locations that are drenched in blood.

"Cemetery Ridge and Culp's Hill. That began the three-day battle, bloodiest and a major turning point in the United States Civil War. So Mr. Chairman, July 1st is a very important day in American history. I wanted to get that on the record. Thank you."

Chairman Ranzau said, "Thank you. I did not realize the Commissioner was going on to go off of the preceding topic, so I'll go back to the 271 building just to say I agree with the comments from Commissioner Peterjohn and Commissioner Howell. We originally had a problem and we needed to find space of about 30,000 feet, and we bought a building that was three times bigger, so then we had to go about trying to justify what we were going to do with a being three times bigger than what we needed,

and we started trying to fit a bunch of people in there, many of whom actually preferred not to be in there for a variety of reasons, but they're willing to go along with it to be a team player. That drives up the costs. Then, we're doing renovations that really aren't needed. I think we could have solved this whole thing for [\$]3 to \$4 million total, if not less, but we ended up with a building more than what we really needed. So I'm open to looking at any and all options out there and see what the possibilities are.

"I would not consider the negotiating process strong at all that we went through. As far as evaluating 30-some properties, I didn't get to see 30-some properties, and the criteria was contrived to point directly to that building, because they were given three properties to look at, two of them which were half the cost of this building, but because of the criteria, with double the price and a building three times bigger than what we really needed. So I think Commissioner Howell's idea of going through an RFP process to evaluate and see what's out there would be a good thing to do on behalf of the taxpayers of Sedgwick County.

"Seeing no other comments, we do have a need for Executive Session, don't we, Mr. Manager?"

MOTION

Commissioner Peterjohn moved to that the Board of County Commissioners recess into Executive Session for 20 minutes to consult with legal counsel on matters privileged in the attorney, client relationship, relating to legal advice and preliminary discussions related to the acquisition of real property for public purposes that that the Board of County Commissioners return to this room from Executive Session no sooner than 11:05 a.m.

Commissioner Ranzau seconded the motion.

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

VOTE

<i>Commissioner Unruh</i>	<i>Aye</i>
<i>Commissioner 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 will now move to Executive Session."

EXECUTIVE SESSION

The Board of County Commissioners recessed into Executive Session at 10:45 a.m. and returned at 11:06 a.m.

Chairman Ranzau said, "We're now back from Executive Session, and no binding action was taken. Is there anything else to come before the Commission, Mr. Manager?"

Mr. Holt said, "No, sir."

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

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 11:07 a.m.

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:
