

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
working for you*

Meeting Minutes

Tuesday, September 13, 2016

6:30 PM

SPECIAL MEETING

**Cargill Learning Center, Sedgwick County Zoo
5555 Zoo Boulevard, Wichita.**

Board of Sedgwick County Commissioners

Pursuant to Resolution #007-2016, adopted by the Board of County Commissioners on January 20, 2016, members of the public are allowed to address the County Commission for a period of time limited to not more than five minutes or such time limits as may become necessary.

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 Crissy Magee, Sedgwick County ADA Coordinator, 510 N. Main, Suite 306, Wichita, Kansas 67203. Phone: 316-660-7056, TDD: Kansas Relay at 711 or 800-766-3777

Email: Crissy.Magee@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

The Special Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 6:33 p.m. on September 13, 2016 in the Cargill Learning Center, Sedgwick County Zoo, 5555 Zoo Boulevard in Wichita, Kansas, by Chairman James M. Howell, with the following present: Chair Pro-Tem Commissioner Richard Ranzau; Commissioner David Unruh; Commissioner Tim Norton; Commissioner Karl Peterjohn; Mr. Michael Scholes, County Manager; Mr. Eric Yost, County Counselor; Mr. David Spears, Bureau of Public Works; Mr. Marvin Duncan, Director Ms. Kate Flavin, Public Information Officer; Ms. Laura Billups, Deputy County Clerk.

Guests

*Ms. Karen Oliver, Daughters of the American Revolution
Mr. David Dennis, 615 North Rainbow Lake Rd, Wichita*

INVOCATION: The Reverend Andrew O'Connor, Good Shepherd Episcopal.

FLAG SALUTE

CALL MEETING TO ORDER

ROLL CALL

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

PUBLIC INFORMATION ANNOUNCEMENTS

PUBLIC AGENDA

CONSIDERATION OF MINUTES

- A** [16-588](#) REGULAR MEETING MINUTES OF JULY 13, 2016.
All Commissioners were present.
Item A was taken with items B and C.
- B** [16-563](#) REGULAR MEETING MINUTES OF JULY 20, 2016.
All Commissioners were present.
Item B was taken with items A and C.
- C** [16-565](#) SPECIAL MEETING MINUTES JULY 27, 2016.
All Commissioners were present.
MOTION

Commissioner Norton moved to adopt the regular Board of County Commission meeting minutes of July 13, 2016, July 20, 2016 and July 27, 2016.

Commissioner Peterjohn seconded the motion.

There being no further discussion made, the vote was called.

VOTE

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

Chairman Howell said, "Alright, Madam Clerk, next item, please."

Adopted

PROCLAMATIONS

D [16-559](#)

PROCLAMATION DECLARING CONSTITUTION WEEK.

Read by: Chairman Jim Howell or his designee.

RECOMMENDED ACTION: Adopt the proclamation.

Chairman Howell said, "Commissioners, I do have a proclamation I would like to read, it says:

WHEREAS, September 17, 2016, marks the two hundred twenty-ninth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE BE IT RESOLVED that I, Jim Howell, Chairman of the Board of Sedgwick County Commissioners, do hereby proclaim the week of September 17 through September 23 as

CONSTITUTION WEEK

*And ask our citizens to reaffirm the ideals the Framers of the constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.
Commissioners, what's the will of the board?"*

MOTION

Commissioner Ranzau moved to adopt the proclamation.

Commissioner Peterjohn seconded the motion.

There being no further discussion made, the vote was called.

VOTE

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

Chairman Howell said, "To receive the proclamation this evening, I would like to recognize Ms. Karen Oliver."

Ms. Karen Oliver, Daughters of the American Revolution, greeted the Commissioners and said, "I'd like to make a few remarks about this observance. In mid-September, 1787 the U.S. was a nation on the brink. It had won the Revolutionary War, but it was losing the peace, the national treasury was virtually empty, and the economy was faltering. While inflation soared and the National State debts went unpaid, against this backdrop the constitution was written.

"Our constitution will be 229 years old on this Saturday September 17. The tradition of celebrating the constitution was started by the Daughters of the American Revolution. Our patriots sacrificed their lives and fortunes for this country and we celebrate their legacy. There are six chapters in the Wichita area and some of those are represented here with me this evening, and they will be standing as I read their chapters, and these chapters' names are as a result of the ancestors of the Revolutionary War patriarch's.

"Randolph Loving, Flores Del Sol, Martha Loving Ferrell, Eunice Sterling, Little Arkansas and the Wichita Chapter. Thank you, very much."

Chairman Howell said, "Well, thank you for bringing the proclamation request to us. This is one, I think we enjoy recognizing the importance of the constitution and encourage everyone to think about it and read it, and hold it dear. Commissioners, anything you want to say this evening?"

Commissioner Ranzau thanked the Chairman and said, "I just want to say thank you to Ms. Oliver and the other ladies that came out today, this has always been my favorite proclamation that we do throughout the year. I think it's very important for us to take time and celebrate the constitution and I think it would be important for us to note that returning to its values, I think we have a lot of issues and problems in our country that quite frankly would be resolved if we adhered to its values and principles and so thank you very much for this opportunity to celebrate constitution week."

Chairman Howell said, "Alright, Commissioners, any other comments or questions before we move on? Commissioner Norton."

Commissioner Norton said, "It's interesting, in my book that I bring to the meeting's every week. I've got the Essential Public Health Services, the 10 health services, which is near to my heart. A note pad that talks about child abuse in Wichita, which is near and dear to my heart, and a copy of the constitution of the United States. To remind, me mainly, it says, we the people, and that's why we serve, is for we the people.

"I mean there is some very important dialog and information in here about the

founding of our country, but at the end of the day, it's about us the people. Self-government, doing what's right. Thanks for coming for the proclamation."

Chairman Howell said, "Commissioner Peterjohn."

Commissioner Peterjohn thanked the Chairman and said, "Mr. Chairman if I can just segway off, my thanks and appreciation. The constitution is a document that needs more attention and I appreciate you all doing what you can to bring that, at least I'm very pleased to be able to do what we can to publicize the importance of this day, September 13 is an important day in American History in a variety of ways in preparing for the constitution adoption, I thank you for coming out."

Chairman Howell said, "Thank you once again. Alright, Madam Clerk, next item, please."

Adopted

NEW BUSINESS

- E** [16-613](#) PRESENTATION OF PUBLIC WORKS PROJECT OF THE YEAR
AWARD TO SEDGWICK COUNTY.
Presented by: David Spears, Director of Public Works.

RECOMMENDED ACTION: Receive and File.

PUBLIC COMMENT

Chairman Howell said, "I'd like to recognize our Public Works Director, David Spears and we have some good news for the county to celebrate, so let's talk about that, go ahead."

Mr. David Spears, Director, Public Works greeted the Commissioners and said, "It's not every year that we have what we call a crown jewel. A large project that is just bigger than the rest. We do consider the Mount Hope Bridge as a crown jewel that we are very involved with in '15. I'll show you the award that we received from the American Public Works Association."

"It says, Public Works Project of the year 2016, they give it in 2016, even though it was in 2015 when we did it. Less than \$5 million for transportation, the Mount Hope Bridge over the Arkansas River, of course the owner is Sedgwick County, the consultant was Parsons Brinkerhoff, and the contractor was Dondlinger Construction."

"I want to read you a few factoids about the bridge, and I don't think I'll put you to sleep although I have two pages of factoids, I'm not going to read all of these, just a few. You know how that can be with engineers."

"The old bridge was 60 years old, it was built in 1954. Upon inspection it was both structurally deficient and functionally obsolete. You should rebuild a bridge for either one of those reasons, much less both. It had what we call a sufficiency rating of 26.6. Now that's out of a possible 100. So, anytime you're less than 50 you should replace a bridge. So that's what we did, this was a very, very difficult project."

"The old bridge was 654' long. The new bridge is 684' long. The new bridge is wider, 36' instead of the old 26'. One interesting thing is the old bridge had eight spans even though it was shorter. Ours had 6 spans because we used special precast beams on

there that could be longer, so we didn't have to build as many piers. So that helped on the price of it, and speaking of the price. Our estimate was over \$4 million. Just slightly over. The bid came in at just a little over \$3.7 million. And, we didn't have too many change orders, only \$12,000 in change orders.

"Of that money \$2,830 million came from federal funds, and then others came from the local sales tax. Won't say too much more, we did meet with contractors ahead of time. We had a public meeting with the people out there. For those of you who don't realize it, that is the main farm market route down to Mount Hope and the farmers take their crops down that road. We actually had to set up a 22 mile detour to do this because that's your next crossing down, and we had to rebuild a bridge on the detour route because it was substandard.

"The other, so we had to figure out how to build that, and we disrupted one harvest this summer. They were able to do both their fall harvest, because we started after a fall harvest and worked in the winter time. It was important to work in the wintertime because once it hit April 1 to August 31, we could not be in the water, and that's because of the environmental things we had to overcome which was the Arkansas River Shiner, the Pepper Chub and the Silver Chub. Now, basically, you probably don't know what they are, basically those are minnows. You cannot work in the water during their spawning season and that's what that is.

"So, we got up out of the water, in the winter and then worked above the water during that season and we got done before the fall harvest, so we got done in less than a year. The bridge was actually closed 313 days and I think that's about all I have to say about it. I think we won the award mainly because of all those factors that we overcame. It was originally going to be a two year construction, and we were able to do quite a few things to move that up to one year. Really, I guess I said more than I was going to."

Chairman Howell said, "That's okay. Commissioners' comments? Commissioner Peterjohn."

Mr. Spears said, "We're pretty proud of it."

Commissioner Peterjohn thanked the Chairman and said, "This award is a testament to a lot of hard work, but people in our County Engineering, County Public Works, and contractors who worked with us. The fact that we were able to do this, and it started, if I remember right it was the second week of November, and it was opened up middle of September, so we did have the wheat harvest but we had talked with the people who lived up in that area and they said it would be better if we could avoid disrupting the fall harvest instead of the wheat harvest.

"And so, I very much appreciated their understanding for what this major detour and the difficulties that they had. But if you're in the northern, north west part of the county you need to go out and check it out. It's a wonderful bridge project, and it's going to serve the people in that area for a long, long time and I'm absolutely delighted that we received an award and recognition of how successful this project, how large this project was, and bringing it in at such a reasonable price. Thank you Mr. Chairman."

Chairman Howell said, "Any other comments from Commissioners? Let me ask, does anybody from the audience want to make a comment on this agenda item? I'll just make a final comment, that is I think my wife is beautiful and good looking, but that bridge is beautiful and its good looking. But, after looking at that thing, it's amazing. It really is an amazing bridge. I drove back there and I drove across it several times

and I thought this is fantastic. It is a beautiful bridge and it's fitting that you got an award for it. I can tell you're proud and we should be proud. It's a great bridge, and great accomplishment for the county."

MOTION

Commissioner Peterjohn moved to receive and file the presentation of Public Works Project of the Year Award.

Commissioner Unruh seconded the motion.

There being no further discussion made, the vote was called.

VOTE

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

Chairman Howell said, "Alright, thank you, next item, please."

Received and Filed

F [16-612](#)

2016 SEDGWICK COUNTY PROJECTS IN DISTRICT 3.
Presented by: David Spears, Director of Public Works.

RECOMMENDED ACTION: Receive and file.

PUBLIC COMMENT

Mr. Spears said, "Okay, what we do at these night meetings is we talk about the projects that's in the Commissioners district where we're holding the meeting and there's a map right here that shows all the projects in Commissioner Peterjohn's district that we're doing this year. Some are carry-overs also, and I'll mention those. So, just starting and I won't take a lot of time here."

Chairman Howell said, "Mr. Spears, if you don't mind I'm going to ask Commissioners, if they have any comments during the presentation just to pipe right up and speak up because this gets to be kind of a long, it can be a little bit longer and I'd like to go ahead and just, anything that comes up that's relevant, Commissioners want to just speak, please feel free to go ahead and speak. So with that, please continue."

Mr. Spears said, "Right, I might mention this front and back. So, okay the first one, deck repair on 61st street north between 279th and 295th west was about \$385,000 project. We have grading and bridge repair over on MacArthur between 247th and 263rd west, that's near Lake Afton. That's \$350,000 project. A bridge replacement on 71st south between 247th and 263rd, \$271,000 project. A bridge replacement on 135th west between 21st and 29th street north. That's over near the Northwest Y (YMCA) \$847,000.

"Bridge repair on 155th Street west between 77th and 85th Street north, \$273,000 that's just north of K96. Bridge replacement on 103rd Street south between 295th and 311th west, about almost \$300,000 project. Super seal on 29th Street at St

Mark's. I'll highlight that a little bit, that's a thing that we invented to take the place of cold mix, and that's at St Mark's. There's a little road that goes down through there by the school. The school had us out there. Commissioner Peterjohn and I and the Sheriff, and then my Traffic Engineer Mark Borst, and there's a circulation problem and then the road they had to come in on was not very good in inclement weather. So, this is going to make that whole situation better and I think those folks are pretty happy out there.

"Asphalt paving, we haven't done this yet at the Extension Office. That's not going to do the rest of the gravel at that parking lot but it will do about a little over a third of what's left there, and that's about a \$90,000 project.

"Asphalt rejuvenation through Colwich, that's 53rd Street north that's a curb and gutter there and so this is a recycling process that takes up, mills up one inch of that pavement. It puts that back and then adds another inch of pavement and it redoes the slope down between the curves and the ground. You're left with what's looking like a brand new road after that's done.

"Nova Chip, various locations. Nova Chip is a preventative maintenance project. It's a little over a half inch thick, it's a great product of course graded, hot mix that lasts at least five years. Cold in-place recycling, this is something new that we're doing. It's an \$880,000 project, Hoffman and Company is the name. This work is actually done on cold mix roads and they recycle what's there they run it through a plant and put a rejuvenator oil in it and put it back down. You can see some of that over there on 183rd Street, South of Pawnee down to MacArthur. That's one of the locations.

"Crack sealing by various, by contract, by various locations. We actually crack sealed the zoo parking lot out here, and we're getting ready to do some type of overlay on that next year. Bond Tekk, that would be between on 53rd Street north that goes up to Colwich and then out on the other side of Colwich we're doing a repaving project in between, it actually goes over to Maize, and that's a \$454,000 project. Bond Tekk is one inch thick hot mix, it's also a preventative maintenance product.

"Then we're doing asphalt surface recycling, hot in-place and that is, that does not put any new asphalt down it recycles what's there about two inches and puts that back. It's a very good price for what you get. We did that outside of Clearwater to the west.

"Culvert replacement, this by county crews just a \$37,000 project on 279th west near 47th Street south. Other side now, bridge replacement, county crews 311th west near 103rd Street south \$50,000. Culvert replacement, county crews 45th Street north just east of 231st west \$33,000. Another culvert replacement by county crews \$88,000 on 61st north near 199th west. Another final one, bridge replacement, county crews 199th Street west near 61st north, \$70,000.

"Grand total almost \$5.9 million in that district, and that's the report Mr. Chairman."

Chairman Howell said, "Well, let's ask the Commissioner's, do you have any comments or questions for Mr. Spears? Well, this is district three and I counted 19 projects and this is just for one year?"

Mr. Spears said, "Some of them were carry-overs, and it says on the sheet which ones."

Chairman Howell said, "Alright, I do see that now, and snapshot in time we have 19 projects listed here and counting the bridges by the county crews we have a total of

six bridges, oh five bridges being replaced, three bridges being repaired, and a tremendous amount of asphalt work and county roads. I have one other comment I'll make before I do is there anyone in the audience that would like to speak on this report? Alright, seeing none, Commissioners, Commissioner Peterjohn."

Commissioner Peterjohn thanked the Chairman and said, "Very much appreciate the report, we've got an awful lot of work that's been done. This in the last year as well as in the eight years I've had the privilege of being a Commissioner. I would point out that since there are more square miles in district three than any other County Commissioner's district that has an impact on the number of projects and so it is a sizable list, but we've got a sizable road system here, and since the county has the responsibility for a lot of bridges that are actually located on township roads, and since the county has the responsibility for interconnecting links. Is that the right word for roads that are in the second and third class cities?"

Mr. Spears said, "Connecting links."

Commissioner Peterjohn said, "Connecting links. We've got the responsibility in a lot of the smaller communities in the third class cities, so there's a major responsibility here and I think that, that is reflected on this list and I'm very pleased with this report. Thank you Mr. Chairman."

MOTION

Commissioner Peterjohn moved to receive and file the report on 2016 Sedgwick County projects in district three.

Commissioner Ranzau seconded the motion.

Chairman Howell said, "We have a motion and a second, my final comment would be I just took a vacation in the last couple of weeks and I had a reason to drive south to area's that they don't have the freeze and thaws the way we do here. But, along that road down in South Oklahoma it wasn't, it's not as cold there as it is here I don't think, but anyway we had to take a detour for some reason and I ended up on some county roads for about 50 miles and I tell you what the more I drove on that the more I appreciated Sedgwick County and what we do here. It is an amazing comparison.

"The county roads down there, it was one of those things where you feel like you're on a roller coaster, it is up and down and you have to avoid very large holes and there's patches and things like that but it is just, if you're not paying attention and you're not, if you want to go at a reasonable speed, it's pretty dangerous.

"So, I'm really proud of Sedgwick County. It shows that our county roads, you've done a great job and I know you continue, continuing to do a good job I appreciate the report."

There being no further discussion a vote was called.

VOTE

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

Mr. Spears said, "Thank you."

Chairman Howell said, "Thank you, Mr. Spears. Excellent. Madam Clerk, next item, please."

Received and Filed

G [16-607](#)

A RESOLUTION TO NAME THE BUILDING LOCATED AT 271 WEST THIRD STREET IN WICHITA, SEDGWICK COUNTY, KANSAS "THE RONALD REAGAN BUILDING".
Presented by: Michael Scholes, County Manager.

RECOMMENDED ACTION: Approve the resolution.

PUBLIC COMMENT

Mr. Michael Scholes, County Manager, greeted the Commissioners and said, "This is a resolution to name the building located at 271 West Third Street in Wichita, The Ronald Reagan Building. To honor our nation's 40th president. Since the county acquired the building it has been referred to simply as the 271 building, as you know WAMPCO (Wichita Area Metropolitan Planning Commission Organization), MAPD (Metropolitan Area Planning Department), MAPCD (Metropolitan Area Planning and Construction Department) will now be located in this building.

"This naming would be excellent timing as we're hosting an open house and ribbon cutting for the building on October 11th. I would like to use the official name at that time and with that Commissioners I recommend you approve this resolution."

Chairman Howell said, "Very good, well thank you, Manager. I appreciate the presentation. I'd like to recognize Commissioner Peterjohn. I've asked him ahead of time if he would be willing to read this resolution for us to be able to understand what's being considered this evening, so with that Commissioner Peterjohn."

Commissioner Peterjohn thanked the Chairman and said, "It's an honor and privilege to be able to read this resolution into the record. A resolution to name a building located at 271 West Third Street, Wichita, Sedgwick County Kansas, the Ronald Reagan Building.

WHEREAS, Ronald Wilson Reagan was the 40th President of the United States, serving two terms beginning in 1981, and

WHEREAS, President Reagan oversaw the longest recorded period of peacetime prosperity without recession or depression by the end of his term, promoting economic policies that freed Americans from an overburdening tax system, including: creating 20 million new jobs, reducing inflation by almost 10 percent, slashing the prime interest rate from 21.5 percent to 10 percent, and cutting income tax rates to the lowest of any industrialized country in the world, and

WHEREAS, President Reagan promoted "peace through strength" by taking on the Soviet Union and international terrorists, protecting American interests from those who would harm them, and laying the groundwork for the Intermediate Range Nuclear Forces and the Strategic Arms Reduction Treaties, which eliminated an entire class of nuclear weapons and limited the total nuclear arsenals of the United States and the Soviet Union, and

WHEREAS, President Reagan implemented policies, including economic pressure

and diplomacy, that accelerated the end to the Cold War. Ultimately, President Reagan, in front of the Berlin Wall, famously challenged then Soviet General Secretary Mikhail Gorbachev to "tear down this wall," an event that occurred shortly after Reagan left office, and

WHEREAS, President Reagan broke previously-established judicial precedents by appointing Sandra Day O'Connor as the first female Justice of the United States Supreme Court and Clarence Pendleton, Jr. as the first African American chair of the United States Commission on Civil Rights, and

WHEREAS, President Reagan's leadership and core values represent the ideals of United States of America, the State of Kansas and Sedgwick County, and

WHEREAS, the Board of County Commissioners of Sedgwick County wish to honor the memory of President Ronald Reagan, and

WHEREAS, Sedgwick County owns the property located at 271 West Third Street, Wichita, Sedgwick County, Kansas.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, THAT:

The building located at 271 West Third Street, Wichita, Sedgwick County, Kansas shall be named "The Ronald Reagan Building" in honor of the 40th President of the United States.

"Thank you for the privilege of reading this resolution, Mr. Chairman."

Chairman Howell said, "Alright, thank you Commissioner Peterjohn. I'd like to open this up to the public and see if there is anyone who would like to speak on this agenda item this evening. Alright, please come to the podium and state your name and address for the record."

Mr. David Dennis, 615 North Rainbow Lake Rd, Wichita, greeted the Commissioners and said, "I'm a citizen in district three. I was born at the very beginning of the Cold War. I was not old enough to remember when Winston Churchill came over to Missouri and gave the famous iron curtain speech. But I lived under the Cold War during the majority of my life.

"I have the highest respect for President Reagan. He won the Cold War without ever firing a shot. I served with nuclear weapons for about 25 years of my career. I was on alert in a nuclear missile complex on the date that President Reagan was shot. It's testament to our country that we did not change nuclear posture one bit. Because of the way our constitution is set up and our chain of command.

"But he won the Cold War by economically destroying the former Soviet Union. He proposed the SDI (Strategic Defense Initiative) initiative. He modernized our submarine forces, modernized our bomber forces, and as a result and calling for Mr. Gorbachev to tear down that wall, shortly thereafter the wall did come down.

"It allowed me to go over to the former Soviet Union and work for three years helping them dismantle their nuclear, chemical and biological weapons. All that happened because of President Ronald Reagan. He is one of the people that I have the most highest respect for and I appreciate you're honoring him tonight. Thank you, very much."

Chairman Howell said, "Alright, Mr. Dennis, thank you, so much for your comments tonight. It's very fitting and I appreciate you coming up to speak this evening. Is there anybody else in the audience that would like to speak on this agenda item? Alright, seeing none, I'll bring it back to the board. Commissioner's what's the will of the Board?"

MOTION

Commissioner Peterjohn moved to adopt the resolution naming the 271 building the Ronald Reagan Building.

Commissioner Ranzau seconded the motion.

Chairman Howell said, we have a motion and a second. I should have asked for other comments as well, so Commissioner Peterjohn please continue."

Commissioner Peterjohn said, "Well, thank you. I remember as a small boy, before color tv had even appeared. I remember going out in the back yard and my parents and grandparents, we were looking up into the sky trying to see Sputnik. What had happened at that point, and a few years later is a slightly older little boy I went to watching a black and white tv watching the U.S. Army tank outside of a place called Checkpoint Charlie right outside the Brandenburg gate in Berlin.

"As the wall went up, and I thought that wall, that wall's going to be there, well, I don't know how long it's going to be there probably not only my lifetime, but my children and my grandchildren's lifetime. It seemed like it was going to be forever, and just a couple years later I saw President Kennedy come on tv and talk about missiles, thermos nuclear tipped missiles in Cuba, pointed here at the United States.

"In October of 1962, and as a child of the Cold War, like Mr. Dennis, I don't remember the beginnings, and with Winston Churchill's famous speech at Fulton Missouri, but I do remember those incidents from it and how it continued and how United States federal government struggled and focused, focused trying to keep this country safe. Trying to keep the people in this country safe, and it's a challenge that continues, albeit in a different form today.

"So, this effort that we will take an action, I hope we will take this evening is one that I think is long overdue in recognition of one of the truly great American Presidents of the twentieth century, Mr. Chairman, so I am honored to make this motion and honored to be able to speak in support of it this evening. Thank you."

Chairman Howell said, "Thank you Commissioner Peterjohn. Other comments from Commissioners? Alright, seeing none, let me just say when I was a kid growing up in public school, I remember having drills of having to hide under your desk. I don't remember what that was all about. What I remember was though, worried about people coming in and invading this country.

"I was kind of small, so I don't remember a lot about that, but I do remember for some reason being trained to hide under the desk. I don't remember what that was all about. I do remember that, there was a movie that came out in 1983 called War Games. Anybody remember that? Okay, silly, it was kind of a silly movie, but the reality was it was a popular movie based on the idea of a Soviet invasion into this country, or at least missiles coming in.

"So this was the world we lived in back then. Again, I'm 52 years old and I remember things back in my lifetime that, it was a different world back then, and Ronald Regan changed the world. Because of his leadership. I do remember that he worked with congress in a way that it wasn't really partisan, he worked with both sides of the aisle. He was a great leader. He worked with Tip O'Neil and others and he was a strong leader.

"I remember he had to fire the air traffic controllers for example. Thanks to Commissioner Norton, he gave me a book to read last Christmas, and I read that this last couple weeks and learned a lot about Ronald Reagan as a result. It was a book about Ronald Reagan. I learned a lot about him, and again he was a fantastic person and a leader, he was passionate about the defeat of communism, and a lot of good

things we can say about him.

"But, I think the world is freer, and we have a better life today because of President Ronald Reagan, so I am also pleased to support this resolution this evening. Any other comments before we vote? Yes sir, Commissioner Norton."

Commissioner Norton thanked the Chairman and said, "Well, people might think that I would be opposed to this, but I'm going to vote for this tonight. I admire our president, as I've admired all of our presidents for just serving our country. Under so many difficult conditions and times that they are in.

"I have my favorite president too. I grew up under John F. Kennedy and admire him as a young man. I don't know that he was going to be a great president because he died after 1,000 days in office. My cautionary tale is here that in the future, if we're going to name buildings, we might want to get public input and what they think about naming buildings after national figures. And that we be open to the conversation of voting for and naming a building after somebody that maybe you don't have as much desire to, but that you honor them because of their great service to our nation and to our community.

"It's just a cautionary tale, because you know politics change. The people in charge change. Ideals change, and I would hope that we always stay open minded enough that we can honor great service, regardless of where it comes from, what side of the aisle, what was done before or after that time. So, I will vote for it today, but I'm going to make sure that we keep an open dialog as we may have other buildings that we might want to name sometime and we need to keep a very open dialog with good public input before we do so. Thank you, Mr. Chairman."

Chairman Howell said, "Thank you, Commissioner Norton. Any other comments before we vote? Alright, seeing no other comments, Madam Clerk, please, call the vote."

There being no further discussion a vote was called.

VOTE

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

Chairman Howell said, "Next item, please."

Approved

H [16-592](#)

PRESENTATION OF THE JUVENILE JUSTICE REPORT.

Presented by: Marvin Duncan, Public Safety Director.

RECOMMENDED ACTION: Receive and file the report.

VISUAL PRESENTATION

Mr. Marvin Duncan, Director, Public Safety, greeted the Commissioners and said, "We're going to take a quick look here, for the second quarter of 2016, what was going on with our quarterly or look at Juvenile Justice system. As we always do upfront, we show you the continuum of services that a youth could progress through.

On that ladder, so to speak, you'll see the letter M, in those three or four boxes and those are mandatory programs for us to have.

"On the next slide, we'll look at prevention programs for the State Fiscal Year 2016, and there were no primary programs funded for this year. But in the secondary programs there were over 874 youths served in that same fiscal year. In the tertiary programs there are over 713 youths that were served. Next slide, please.

"Let's talk about what we call JIAC (Juvenile Intake and Assessment Center) Juvenile Intake and Assessment. These are the types of intakes, and that blue line is the total of all the lines that are below that, and the red line are intakes for assessments, intake and assessments, and then there are some that are intakes that go directly to JDF (Juvenile Detention Facility), and then there are some that are just bookings only. Next slide, please.

"After we're in the JIAC, how are those used, placed after they're processed into JIAC and this top slide, the orange slide, again I'll show you the total of those charts that are below it. But, you can see the red line there in the middle. Most of our youths get released back to their families. However, there are some that are shelters, and go into detention, and then there are others that may go into hospital or foster families. Next slide, please.

"Of the JDF admissions, again the blue line is the total of those at the bottom and you can see they, the green line are intakes for warrants, the purple there, the reds go to the top two. They go into JDF that's a 24 hour facility that will house them, and it's a safe place for them to stay until we figure out what to do with them. Next slide, please.

"This is the average daily population for the JDF. There are 108 beds. In JDF, please recall that we only find for 81 beds and what the chart will indicate to you is we're running about 50 to 60 youths in there right now, so we have plenty of room for expansion if needed and things are working fine there. Next slide, please.

"The average length of stay for a youth in a calendar year 2015 was 20 days, and the average cost per day was \$247 per youth. Next slide, please. In the JRF, Juvenile Residential Facility, this facility can hold up to 24 residents it's a staff secure facility that provides less costly alternative to the secure detention. You can see there that we, in July, in June and July. I know about July you can't see it on the slide, but in June there were about 15 there so we have room that we can expand that program there. Okay, next slide, please.

"Home-Based Supervision. This is where juveniles go home and their waiting for adjudication. Most likely their wearing ankle bracelets for security so we can track their whereabouts. But, this is again, helps reduce the population in our JDF and is a much lower cost. That's about \$20 a day for each Home-Based youth. Next slide, please.

"Weekend Alternative Detention Program. This is offered twice a month, and the capacity is 12 juveniles per session. Year to date, we've served about 130 youth, and what they do is they have to get up on the weekend and they have to go out to get instruction, cognitive training, skills and practicing decision making skills. Helping them realize the consequence of their actions, and teach pro-social behavior. Next slide, please.

"These are the Graduated Sanctions in Sedgwick County. You probably recall those from the chart I showed you at the first of the briefing, Juvenile Intensive Supervision

(Probation) [JISP], Juvenile Case Management, and we have a residential facility that's a YRC II that's a Sedgwick County Youth Program (SCYP) in what we refer to as SCYP, and then there are two other programs that are operated by other agencies. The Juvenile Diversion, operated by the DA (District Attorney) and Juvenile Probation, operated by the District Court. Next slide, please.

"This is a Juvenile Intensive Supervision (JISP). It's remained fairly steady, it's up a little bit. But, I don't see that there's any concern there right now. The next slide will give you brief view of the trends that are going on in Juvenile Case Management. Their slowly declining. In the next slide, Sedgwick County Youth Program, SCYP that we talked about a little while ago. That's a 20 bed facility for juvenile offenders and it helps prepare them for independent living as they receive assistance in finding and maintaining jobs and completing their education and saving money and learning how to take care of themselves. Currently there is about 92 percent of them that have some form of employment. Next slide, please.

"Here's the total funding costs for our Juvenile Programs, and you can see there the grand total, we are spending almost \$13 million on the Juvenile Programs. On the next slide, you see the cost for the Mandated Programs that I pointed out on that first slide. Our biggest cost there is the Juvenile Detention Center facility. Next slide, please.

"This is the cost for the Other Programs, and finally I think we come to the end, and I'll stand for any questions or comments. If there are none, I'd ask you to receive and file this report."

Chairman Howell said, "Alright, thank you for the presentation. Commissioners, are there any comments or questions for Marv Duncan? Commissioner Unruh."

Commissioner Unruh thanked the Chairman and said, "Marvin, I just want to point out that I guess that I'm proud of the effort in our Juvenile Justices Services. We've, as you pointed out on your first slide there, about 11 different levels in our continuum of services, and only four are mandated. So, I just really am making my comment to let the record show that we have expanded that according to evidence based practices and what we think are the best practices in order to best serve this population and not just kind of respond in the old way, but in a way that we can try to intervene and help these offenders before they get into the really deep part of our system.

"So I just want the record to show that and I want to express my appreciation to you and all the folks involved in Juvenile Justice for their what I consider outstanding efforts for our community. Our side, they have this population and manage it in a very effective way."

Mr. Duncan said, "Thank you, sir."

Chairman Howell said, "Alright, any other comments or questions from Commissioners?"

MOTION

Commissioner Ranzau moved to receive and file the Juvenile Justice report.

Commissioner Peterjohn seconded the motion.

Chairman Howell said, "Alright, we have a motion and a second. I only have a couple of quick questions. I was curious about the Judge Riddell boys and girls alternative

program. Is it shown in here somewhere that I...

Mr. Duncan said, "Yes, it's on slide 18, the last one before the end, and you'll see what we spent last year. That was just to get the program up and running. It is up and running. Live and well. In 2016 we have I think \$437,000 in there and then for 2017 I think there's \$341,000 or so. So, we are doing very well. To date we've served 76 youth, 97 percent of Sedgwick County youth are placed locally, and then there's a lot of other stats here about how far they are in their training. But, I want you to know that it's doing very well. Thank you, for your support in that program."

Chairman Howell said, "You bet, I'm glad to do so, and I have attended the first graduating class of the first wave of youth that went through that program, and it was very positive I thought, and everyone there thought it was a worthwhile investment from the county. So, I'm glad to see that continuing and hopefully we'll continue to be successful."

"What's the status of the SCYP program in regards to the State funding? Is there any threats on the horizon regarding funding for that from the State?"

Mr. Duncan said, "Well, SCYP has plenty of room for more candidates, there just aren't any available or being assigned to SCYP right now. For that, as you know, that program shares the same facilities as the adult residential. So if, and we get reimbursed from the State for SCYP, but it's still at that 127, 126 per day and so with the low numbers in SCYP right now around 15 or so the corrections folks are watching that very closely. They have some other idea's that we might be able to use that facility for. Even been discussion with the Sheriff on it. But, you're right, we have to watch that very close."

Chairman Howell said, "Very good. Alright. Seeing no other comments or questions. We have a motion and a second. Madam Clerk, please, call the vote."

VOTE

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

Chairman Howell said, "Alright, next item, please."

Received and Filed

I [16-593](#)

CRIMINAL JUSTICE PROGRAM REVIEW.

Presented by: Marvin Duncan, Public Safety Director.

RECOMMENDED ACTION: Receive and file the report.

VISUAL PRESENTATION

Mr. Duncan said, "Again, this is the Criminal Justice review, this is the adult side. This is for the second quarter of 2016 as well. Next slide, please. This slide indicates the average daily population in the Sheriff's department or office. The average monthly total for this quarter last year was 1,415 and this year was 1,397. So, we actually reduced the count by about, by 18 inmates on average for this quarter over last year."

"Next slide shows the Municipal Inmates. The blue slide are inmates that have multiple charges in different levels of government. The red portion are municipal inmates from one municipality. Next slide, please. This breaks down where those municipal inmates come from. There was, when we did the snapshot, there was 117, 106 were from Wichita. Obviously, Wichita has a lot larger population and there you can see the rest of them. Onesie, twosie, from different municipalities. Next slide, please.

"The municipal inmate hours that are billed to Wichita. As you can see over the years, they've been reduced by about half. The total for June was 96,000 hours. Next slide, please. This talks about the bookings and releases. Year to date bookings were up 386 for this quarter over the same time last year. But, the good news is the releases were up 538 for this quarter over last year. Next slide, please.

"The top line, the gray line, are the housing days or length of stay for only the detention facility, and then when we combine those with the booking hours, you get the red line. So, for all the folks that are getting processed into the jail, it's about 17 days on the average. When you average them all together. Next slide, please.

"This is the average length of stay for booking, and we had watched this grow up and up and CJCC (Criminal Justice Coordinating Council) was also keeping an eye on it, and working with the Sheriff's department, what we figured out is when the jail is fairly full on the weekends, they will hold prisoner's in the booking area. So, you can see where it started coming back down, that's where they're moving more people out of county, and that way they can move them out of booking and into the detention facility much faster.

"So, in July, I know it's not in your chart, but I did check the data and it's down to 11.7 hours, which gets us back to where we were before all the, before that chart started moving upward. So, on the next slide the average length of stay, the year to date average combined at the bottom there, we're up about 2/10ths of a day over last year. So there is a little bit of growth, but I wouldn't be too alarmed yet. We'll watch it for the rest of the year.

"The next slide, if there was one slide to take a look at to kind of get the feeling of how we're doing in the adult area, would be this slide, and you can see where our, the trend there, the annual ADP (Average Daily Population) is at 1,396 and we've been relatively flat for the last three years or so. So, I would continue to monitor that to see if we get any growth in that.

"The next slide will actually give you the monthly ADP. You see a lot more jumping around because it is by monthly, but overall for 2016 we're in pretty good shape so far. Next slide. This is the adult supervision snapshot, and you can see, I'll just tell you very quickly day reporting is being phased out, that's why those numbers are low. Pretrial services, we were down over this time last year, but in DA (District Attorney) diversion and SCOAP (Sedgwick County Offender Assessment Program) we were up.

"So, in the drug court we were down some. So, some are up, some are down, but when you go back to that one master slide that I showed you, as long as we stay fairly flat there these are going to move around between each other as the year goes along.

"The next slide is the other funded items. A lot of those are from Wichita. The first four are down in population over last year at this time. But, then the next one Wichita

DUI (Driving Under the Influence) diversion is up, so that's good. The 18th Judicial Court is down some in probation, but corrections intensive supervision, that's up a little and then adult residential monthly average is up by about 2 over this time last year.

"So, BICE (Bureau of Immigration and Customs Enforcement) holds they're fairly low. Now, felony inmates, we have the next slide, again, we started watching this because it jumped up so bad last August, and what we found was either due to maintenance or some glitch in the software system prior to when the spikes started those were inmates where all their charges had been adjudicated and we knew we were going to keep them in the Sheriffs custody until they got out.

"What happened in August, is the software starting picking up if you had three or four felonies and you had been adjudicated on one, but you're still waiting for the other two or three the software was counting you like we had done previously, and that's what caused that spike. So, we're going to go back to the way we used to count them, and that is when you're all done and your serving, we know you're going to serve your time in the sheriffs custody. We're going to count you. Some of those others in that spike, they may be shipped off to the State on other charges, or even federal.

"So, that's what caused that big jump. We know what caused it. We're going to fix it, and you should see that come down. In fact, it did in July when I checked the numbers. The felony inmates that were all done and belonged to the sheriff solely, that number was back to 131. So, I think we've got a fix on it.

"And then finally, and these are just some, a snapshot of some of the things that make up the long term inmates. They've evolved over the years when people asked questions. But, I think that concludes the briefing on the adult side, and I stand for any questions, and we ask that you receive and file the report."

Chairman Howell said, "Very good, Mr. Duncan. Thank you, for your report. Commissioners, questions?"

MOTION

Commissioner Ranzau moved to receive and file the report of the Adult Criminal Justice Review.

Commissioner Peterjohn seconded the motion.

Commissioner Ranzau said, "I have a question on the municipal inmates, is it possible, I don't remember if we've ask you this before, to get the report on what the underlying charge is, the municipal charge (inaudible).

Mr. Duncan said, "Yes, okay."

Chairman Howell said, "Commissioner Peterjohn."

Commissioner Peterjohn thanked the Chairman and said, "Marv, appreciate the report and understand the modification for the audience out there we've got whether it's 131 in July, or the larger numbers you showed in the previous months, convicted felons serving their sentences in Sedgwick County Jail, and that's a statewide problem and normally, most times, people have been adjudicated and convicted and served their felony sentences in the State Department of Corrections. I think it's unfortunate that, that's not the case here in Kansas for certain charges and that's a

lot of the pressure for operating a jail. We'd be in much better shape if those 131 in July anyway, were in the Department of Corrections, and I think that's an important number to keep in mind when looking at this report. Thank you, Mr. Chairman."

Chairman Howell said, "Thank you, Commissioner. Any other comments Commissioners? Alright, seeing none I'd like to say a final comment Marv, I think you've got through your last presentation."

Mr. Duncan said, "Thank you."

Chairman Howell said, "Once again, you've done a great job. With that Madam Clerk, please, call the vote."

VOTE

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

Chairman Howell said, "Alright, next item, please."

Received and Filed

CONSENT

- J** [16-595](#) Supplemental Agreement No. 3 to the KDOT Agreement for Construction of the I-235 and US-54 Interchange (R-334). District 2.
- K** [16-599](#) Agreement with Kyrie Foundation for Park Use and Controlled Access - Sedgwick County Park.
- L** [16-606](#) One (1) Easement for Right of Way for Sedgwick County Project on 61st North in Kechi. District 1.
- M** [16-610](#) General Bill Check Register for September 6, 2016 to September 13, 2016.
- N** [16-609](#) Payroll Check Register for the September 3, 2106 payroll certification.

Mr. Michael Scholes, County Manager, greeted the Commissioners and said, "I recommend you approve the Consent Agenda items Juliet through November."

MOTION

Commissioner Ranzau moved to approve the Consent Agenda.

Commissioner Unruh seconded the motion.

There being no further discussion, a vote was called.

VOTE

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

Chairman Howell said, "Next item, please."

Approved

LEGISLATIVE ISSUES

OTHER

Chairman Howell said, "Commissioners, any comments for Other this evening?
Commissioner Norton."

Commissioner Norton said, "The Clearwater Fall Festival is this weekend, the parade is at 10:00 in the morning. There will be all kinds of festivities, and activities for kids, and kids of all ages. And then the next weekend will be the Wagon Master Chili Cook-off, on the 24th. I think we kind of missed the time table for proclamations, so I'll proclaim Chili Cook off on September 24th in the City of Wichita, and it's a great time for people to be downtown and enjoy chili and all the activities that go with it. That's September 24th, on a Saturday. That's Wagon Master Chili Cook-off."

Chairman Howell said, "Very good, thank you Commissioner Norton. Commissioner Peterjohn."

Commissioner Peterjohn thanked the Chairman and said, "I'd point out that Monday, Sedgwick County hosted the Quad Counties Meeting, which is a four counties group that meets every quarter, and we rotate locations. It's, Butler, Reno, and Harvey County join Sedgwick County, and this month, this week actually, this Monday we held that at the new Child Advocacy Center, the old Lincoln elementary school on Emporia, and Lincoln Street. We were able to show it off for the, for our neighboring counties.

"Mr. Chairman, I'd also be remiss if I didn't point out that September 13th is an important date in American History. There has been a lot of discussions and controversy over National Anthem, the Star Spangled Banner. But, on September 13th, in 1814 during the war of 1812, a young lawyer by the name of Frances Scott Key, had gone out to a British ship that was in the Baltimore harbor to try and get a friend released who was in British custody, and because he had seen the British preparation for the bombardment of Fort McHenry outside of Baltimore that was going to occur at that time, the British wouldn't let him loose.

"Basically, he had to stay on the British ship and watch the bombardment. And on September 13th, he decided to write about that event, and put together the lyrics of course became the Star Spangled Banner that was adopted as our National Anthem in 1931. But, September 13th is an important day in American History and I wanted to get this on the record.

"Also, in 1948 the first woman was elected to both houses in congress, when Margaret Chase Smith was elected to the U.S. Senate, from the great state of Maine. Thank you, Mr. Chairman."

Chairman Howell said, "Thank you, for your comments Commissioner Peterjohn. Any

other comments from Commissioners? Let me just say, I appreciate the comments on the Quad County Meeting. That was a great meeting, we got to tour the Child Advocacy Center. Which we had a ribbon cutting just a week and a half or two, I guess two weeks ago now.

"A tremendous facility, and we were able to showcase that. Again, I wish that we didn't have to have a Child Advocacy Center, but to the extent that we needed one, it is a great facility. We have great staff, and the county has been involved in that, in getting that facility to where it is today and the county is continuing to be invested in that and providing these services for our children and families, and so appreciate having an opportunity, to talk about that with the other Commissioners.

"I would just say, my final comments would be, I wanted to just recognize, Tom Stoltz and Marv Duncan once again, this last week has been a tough week for you both especially and others. Manager Scholes and I look around the audience and I'm not sure who all's been involved with it. We have people from all kinds of agencies. David Spears is another one. His tremendous staff as well.

"We had a number of flood issues again on the 8th and 9th of September, and our emergency operation center was partially activated and we had agencies coming together and we had situation reports coming, being developed. We had virtual meetings. We had a lot, a number of people in the room plus online, or on the phone in collaboration and coordination amongst all the key players. It was good to see that happen. It was a real world event, but it wasn't a large magnitude, thankfully.

"It did impact 100's of homes in our community, so I don't want to downplay the importance of how devastating this is for those that were impacted directly, but thankfully it wasn't a, you know, county wide tornado or devastating earthquake that knocked down buildings and that type of thing. So, things that we had the opportunity to come together and do that. It was a tremendous to see and coordination, and we learned a lot and I feel really good about our EOC (Emergency Operations Center) and the capabilities down there.

"So, I just want to say thank you, for all you did this last week, and we'll continue to watch the rains and hopefully we won't have any more events like that. With that Commissioners, I don't think we have anything else for tonight's meeting. Mr. Manager, anything else?"

Mr. Scholes said, "No."

Chairman Howell said, "Alright, we're at the end of our agenda. We don't have an Executive Session, and we don't have a Fire District (No. 1) meeting tonight, so I think we're at the end of the agenda and with that Commissioners anything else before we adjourn? Alright, seeing none, thank you everyone, we're adjourned."

EXECUTIVE SESSION

ADJOURNMENT

There being no other business to come before the Board, the Meeting was adjourned at 7:58 p.m.

*BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS*

*JAMES M. HOWELL, Chairman
Fifth District*

*RICHARD RANZAU, Chair Pro Tem
Fourth District*

*DAVID M. UNRUH, Commissioner
First District*

*TIM R. NORTON, Commissioner
Second District*

*KARL PETERJOHN, Commissioner
Third District*

ATTEST:

Kelly B. Arnold, County Clerk
APPROVED:
