

# Sedgwick County

525 North Main Street 3rd Floor  
Wichita, KS 67203



*Sedgwick County...  
working for you*

## Meeting Minutes

Wednesday, June 7, 2017

9:00 AM

BOCC Meeting Room

### **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](mailto: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**

### **CALL MEETING TO ORDER**

#### *MEETING OF THE BOARD OF COUNTY COMMISSIONERS*

#### *REGULAR MEETING*

*June 7, 2017*

*The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 9:03 a.m. on June 7, 2017 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman David M. Unruh, with the following present: Chair Pro-Tem Commissioner Michael B. O'Donnell II; Commissioner David Dennis; Commissioner Richard Ranzau; Commissioner James M. Howell; Mr. Michael Scholes, County Manager; Mr. Thomas Stolz, Interim Deputy County Manager; Mr. Eric Yost, County Counselor; Mr. David Spears, Director, Bureau of Public Works; Ms. Susan Erlenwein, Director, Environment Resources; Mr. Dale Miller, Director, Metropolitan Area Planning Department; Mr. Steven Stonehouse, Deputy Director, Division of Corrections; Ms. Kristen McGovern, Senior Purchasing Agent, Division of Finance; Mr. Jon Von Achen, Assistant County Counselor; Ms. Kate Flavin, Public Information Officer; Ms. Heddie Page, Deputy County Clerk.*

#### *GUESTS*

*Mr. James Breitenbach, 9841 West Shade Lane, Wichita  
Mr. Steven Walters, Appointee  
Mr. George Theoharis, Appointee  
Mr. Clifford Helms, Appointee  
Mr. David Calvert, Chairman, Wichita/Sedgwick County Access Advisory Board*

### **INVOCATION: Dr. Michael O'Donnell, Grace Baptist Church.**

### **FLAG SALUTE**

### **ROLL CALL**

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

### **PUBLIC AGENDA**

*Chairman Unruh said, "We have two persons signed up for public agenda. One person, I think will be speaking on an agenda item. So we will hold that, we have another individual who wants to speak on flood water. Is that right? Would you want to step to the podium? If you just state your name, we would appreciate it, and you have five minutes."*

*Mr. James Breitenbach, 9841 West Shade Lane, greeted the Commissioners and said, "I'm the other Breitenbach in Sedgwick County, Jim. Anyway, I've been doing flood water since February of 1941 when I was six years old. I pointed out the*

location for the damn above Andale that saved Andale some floods for, since 1963. "Anyway, the flooding situation has gotten worse and the things that the county has done has not helped a thing. Give you a little easy example was about five o'clock on Saturday in July last year, I got caught out in the rain at 55th Street South and Oliver and I live in west Wichita, and I was trying to figure out where to go home. So, I thought, gee they have redone Oliver at 55th Street to Boeing, and that would be the easiest place to go. There is a new fire station there and all that kind of stuff. I mean to tell you there was three foot of water going over the road at that newly engineered road, unbelievable.

"Anyway back at the '98 flood where the lady died up at 125th and North Broadway, the answer was put in a new bridge, new bigger bridge on Seneca near 125th. This summer, water went over the road on North Broadway north of 125th, went over the road at 125th, going east and west of Broadway. It went over the road by the new bridge, it's obviously somebody needs to put a conservation damn or two, or three, or four, or five, on just their lake, just their creek, excuse me.

"It would save, you know, a lot of flooding in the whole area. Anyway, in the 2014 farm bill they had provisions for agriculture and flood waters and those kind of things. Senators from Oklahoma got, the minute President Obama signed the bill, he had about \$250 million in projects, ready to go, they put them underneath the Secretary of Agriculture's nose. Six months afterwards, Salina and Saline County came up with their own projects. We didn't come up with any. Back in the day Sedgwick, City of Sedgwick turned down being in the big ditch, and so from north of Valley Center to 125th Street, that has been the abyss since the big ditch was built. There's all kinds of things that can be done in that abyss area to reduce the flooding and so forth, downstream and so on.

"Anyway, in the summer of '60, this past summer, the lady that lives the last house on Grove on 63rd Street, said there was a big audience standing on the big ditch to see whether it was going to wash out or the water was going to go over the top. She said it was lapping. She said my husband was down at the bridge, Ark River Bridge on 63rd Street, and it was up underneath the girders. That's how high the water. Anyway, our loveable Big Ditch Mitch always said, you know, the last high water mark is where you set the stake and you do your work from there. As far as I am concerned, last summer it reached that mark, you know, the big ditch is overwhelmed right now, more water than it can handle in a big rain. Thank you much."

Chairman Unruh said, "Thank you, Mr. Breitenbach. Appreciate your comments and would just say that we do have a Stormwater [Management] Advisory Board has being rejuvenated its activity right now and they will be discussing some of these issues."

Mr. Breitenbach said, "Well, along that line the [\$] 300,000 that could be in the budget?"

Chairman Unruh said, "I think we're going..."

Mr. Breitenbach said, "The \$300,000 that could be in the budget for studies, you know, you guys can go driving around and look and see Valley Center got a new flood maps and there's a lot more people on flood insurance then there was before December of '16. But that \$300,000 needed to be saved because the Corp of Engineers over at El Dorado has to approve everything and that would go a long ways in documenting what you're doing."

Chairman Unruh said, "Thank you very much."

*Mr. Breitenbach said, "Okay, sure."*

*Chairman Unruh said, "Appreciate your comments. Madam Clerk, next item."*

### **CONSIDERATION OF MINUTES**

**A**     [17-491](#)

REGULAR MEETING MINUTES OF MAY 3, 2017.

All Commissioners were present.

*Chairman Unruh said, "Commissioners, you've had the opportunity to review the minutes of May 3rd. Any additions or corrections?"*

**MOTION**

*Commissioner O' Donnell moved to approve the minutes of May 3rd.*

*Commissioner Howell seconded the motion.*

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

**VOTE**

<i>Commissioner Dennis</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner O'Donnell II</i>	<i>Aye</i>
<i>Chairman Unruh</i>	<i>Aye</i>

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

**Approved**

### **APPOINTMENTS**

**B**     [17-497](#)

RESOLUTION APPOINTING COMMISSIONER DAVID DENNIS  
(BOARD OF COUNTY COMMISSION APPOINTMENT) TO THE  
LAKE AFTON PUBLIC OBSERVATORY BOARD OF TRUSTEES.  
Presented by: Eric Yost, County Counselor.

**RECOMMENDED ACTION:** Adopt the Resolution.

*Mr. Eric Yost, County Counselor, greeted the Commissioners and said "Mr. Chairman, item B is a resolution appointing Commissioner Dennis to the Lake Afton Public Observatory Board of Trustees. That position, of course, had been held by Commissioner Peterjohn. Commissioner Dennis would be serving until he either resigned from that Board or until he left office. I understand there is no need to swear in Commissioner Dennis again, and I would urge adoption of this resolution."*

*Chairman Unruh said, "Thank you."*

**MOTION**

*Commissioner Unruh moved to adopt the resolution to appoint Commissioner David Dennis to the Lake Afton Public Observatory Board of Trustees.*

*Commissioner O' Donnell seconded the motion.*

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

VOTE

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O'Donnell II	Aye
Chairman Unruh	Aye

*Chairman Unruh said, "Commissioner Dennis does not need to be sworn?"*

*Mr. Yost said, "Does not need to be sworn."*

*Chairman Unruh said, "Okay, thank you. Next item, please."*

**Adopted**

**C**     [17-516](#)

RESOLUTION REAPPOINTING SANFORD ALEXANDER  
(COMMISSIONER DAVE UNRUH'S REAPPOINTMENT) TO THE  
WICHITA/SEDGWICK COUNTY ACCESS ADVISORY BOARD.

Presented by: Eric Yost, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

*Mr. Yost said, "Mr. Chairman, items C and D pertain to the Sedgwick County Access Advisory Board. The first resolution, item C, is a resolution reappointing Sanford Alexander to that board. Mr. Alexander had been serving, and his term expired on April 30th of this year. Commissioner Unruh is recommending that he be reappointed for a new term that would end May 31st of 2019. I understand he will not be present.*

*"Then, item D, is a resolution reappointing Steven Walters to that same board. He has been serving as an appointee of Commissioner Skelton, but his term expired April 30th of 2016. Commissioner Howell is recommending that he be reappointed for a new term ending May 31, 2019. I understand he is present to be sworn. I would urge adoption of both of these resolutions."*

*Chairman Unruh said, "Alright, thank you."*

*Commissioner Howell said, "Mr. Chairman, if it's okay I'd like to make the motion this morning that we would make these two appointments, appointing Sanford Alexander as well as Steven Walters to the Sedgwick County Access Advisory Board."*

*Chairman Unruh said, "I will second. Madam Clerk, will you call the vote please?"*

MOTION

*Commissioner Howell moved to adopt the resolutions appointing Sanford Alexander and Steven Walters to the Sedgwick County Access Advisory Board.*

*Commissioner Unruh seconded the motion.*

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

VOTE

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O'Donnell II	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Is Mr. Walters present?"

Mr. Kelly Arnold, County Clerk, thanked the Commissioners and said, "I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Kansas, and faithfully discharge the duties of the office of Wichita/Sedgwick County Access Advisory Board so help me God."

Mr. Steven Walters said, "I do."

Mr. Arnold said, "Congratulations, would you like to say anything to the Commissioners?"

Mr. Steven Walters, appointee, greeted the Commissioners and said, "I would like to take this time now to say thank you to Commissioner Howell for reappointing me to the Wichita/Sedgwick County Access Advisory Board. Since I have been on the board, I've been able to help make very important decisions affecting people with disabilities, and it's been an honor to work with Chairman Calvert here, and it's been a great experience. I would advise people if you get a chance to serve on a board, I would encourage you to please step up and serve on a board if you are asked by your County Commissioner."

Chairman Unruh said, "Well, thank you. We have a comment from Commissioner Howell."

Commissioner Howell thanked the Chairman and said, "Thank you, Mr. Chairman. I just wanted to say a couple of things. I have never had the privilege of meeting Steven Walters until today, but I did talk to him on the phone and talked to some other folks about him, wanted to make sure he was a good appointment. I have heard that he has done a tremendous job. He's faithful, he works really hard, he cares greatly about the topic and so he is a very good appointment."

"I want to say, thank you for your service to the county as well as I just want to mention, he did compete this last weekend on a Special Olympics competition here and took home a number of prizes and ribbons, and trophies or whatever. I'm not sure exactly what all you got, but you got quite a lot of stuff there. You still plan on, I think, doing a competition out of state, I believe, next year. Is that correct, Steven?"

Mr. Walters said, "Yes."

Commissioner Howell said, "Alright. I think he plans on going to Seattle. Is that correct?"

Mr. Walters said, "Yes, I do."

Commissioner Howell said, "Alright. He is in the process of trying to raise some

*money. So, if anybody is interested in helping him to get there that would be something that you could consider doing. I wanted to say thank you once again for your service to the county. Thank you, so much."*

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

**Adopted**

**D**      [17-544](#)

RESOLUTION REAPPOINTING STEVEN WALTERS  
(COMMISSIONER JIM HOWELL'S REAPPOINTMENT) TO THE  
WICHITA/SEDGWICK COUNTY ACCESS ADVISORY BOARD.  
Presented by: Eric Yost, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

*Action for this item was taken with Item C.*

**E**      [17-493](#)

RESOLUTION APPOINTING GEORGE THEOHARIS  
(COMMISSIONER JIM HOWELL'S APPOINTMENT) TO THE  
SEDGWICK COUNTY ANIMAL CARE ADVISORY BOARD TO FILL  
THE UNEXPIRED TERM OF SANDRA GRITZ.  
Presented by: Eric Yost, County Counselor.

RECOMMENDED ACTION: Adopt the Resolution.

*Mr. Yost said, "Mr. Chairman, item E is a resolution appointing Mr. Theoharis to the Animal Care Advisory Board. It is to fill the unexpired term of Sandra Gritz, who resigned. Commissioner Howell, is recommending that Mr. Theoharis be appointed to fill that term which would end March 21st of 2019. I'm told that Mr. Theoharis is present to be sworn in, and I would urge adoption of the resolution."*

*Chairman Unruh said, "Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman. I just want to say thank you to Sandra Gritz. She does work in our Sedgwick County Election Office. I really appreciate her service, she's done a tremendous job. She cares deeply about the topic of animal care. Unfortunately she's been so busy with her job, I think, we've had five or six elections this year so far planned. She's been tremendously busy, and she feels like this would be appropriate for her to let someone else who has perhaps a different opportunity to serve there."*

*"So I just want to say that I've known George Theoharis for a number of years. He is a tremendous individual, cares deeply about a lot of topics, but this is one those things that he has really expressed a great desire to get involved in and has been working with the city already on their animal control board. Although, I don't think he's a member of that board, but he has been attending that and talking to the folks over there on these topics for a number of years. So I just want to say, I appreciate him, I think he's a good appointment and I would urge your adoption."*

**MOTION**

*Commissioner Howell moved to adopt the resolution appoint Mr. George Theoharis to the Sedgwick County Animal Care Advisory Board.*

*Commissioner Unruh seconded the motion.*

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

VOTE

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O'Donnell II	Aye
Chairman Unruh	Aye

**Adopted**

**F**     [17-529](#)

RESOLUTION APPOINTING CLIFFORD HELMS (COMMISSION JIM HOWELL'S APPOINTMENT) TO THE SEDGWICK COUNTY NUISANCE APPEALS BOARD.

Presented by: Eric Yost, County Counselor.

RECOMMENDED ACTION: Adopt Resolution.

*Mr. Yost said, "Mr. Chairman, item F is a resolution reappointing Mr. Clifford Helms to the [Sedgwick County] Nuisance Appeals Board. He has been serving and had been serving as appointee of Commissioner Skelton, but his term expired March 18th of this year. Commissioner Howell is recommending that he be reappointed for a new term that would expire on June 6th of 2020. I understand Mr. Helms is present to be sworn, and I would urge adoption of this resolution."*

*Chairman Unruh said, "Alright, thank you. Commissioner Howell."*

*Commissioner Howell said, "Thank you, Mr. Chairman. Just want to say, once again, say some nice things here. You know, Clifford is one of the nicest people I know. He'll do anything for you if you ask him. I think he doesn't know how to say no to people when they ask. So he has been very graciously serving the county for a long time. This board unfortunately hasn't been, or I should say fortunately, it depends on how you want to look at this, they have not been doing a lot of meetings lately. But I think it is an important board, I guess we're going to look at what their purpose is and try to make sure that, they're doing things that are effecting our community."*

*"But I had a great conversation with Clifford about this board just recently and want to say thank you, once again for stepping up and serving. You do, he does a lot of things in the community. He's involved in all kinds of community events and helping people in all kinds of ways. He's out there at [His] Helping Hands, a great organization that helps many people in our community that are disadvantaged or need help. I just know Clifford is just a tremendous individual. He's a good friend, and I appreciate your service to the county."*

MOTION

*Commissioner Howell moved to adopt the resolution appointing Mr. Clifford Helms to the Sedgwick County Nuisance Appeals Board.*

*Commissioner Unruh seconded the motion.*

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

VOTE



Commissioner Dennis                   Aye  
Commissioner Ranzau               Aye  
Commissioner Howell               Aye  
Commissioner O'Donnell II       Aye  
Chairman Unruh                   Aye

Chairman Unruh said, "Mr. Helms is here to be sworn in by County Clerk."

Mr. Arnold said, "I do solemnly swear, that I will support the Constitution of the United States and the Constitution of the State of Kansas, and faithfully discharge the duties of the office of Sedgwick County Nuisance Appeals Board so help me God."

Mr. Clifford Helms said, "I do."

Mr. Arnold said, "Okay, Congratulations."

Mr. Clifford Helms said, "Thank you."

Mr. Arnold said, "Would you like to say anything?"

Mr. Clifford Helms, appointee, greeted the Commissioners and said, "There's a lot of, I think, a lot of opportunity on the [Sedgwick County] Nuisance [Appeals] Board. It's been rather inactive the last few years. I do hope that the County Commissioners will look at that, see if there is some improvement that can be made. I think there should be as we see more and more five acre tracts coming out in the surrounding area, up against farmers and so forth. Sometimes there's conflicts. Sometimes those conflicts might include an auto shop or something like that that might be a nuisance to somebody else. Those kind of things need to be addressed. Hopefully we can do that. I thank you for the opportunity."

Chairman Unruh said, "Thank you, sir, for your willingness to serve. Madam Clerk, next item."

**Adopted**

**G      [17-515](#)**

**RESOLUTION APPOINTING TONY MARTINEZ (COMMISSIONER MICHAEL O'DONNELL'S APPOINTMENT) TO THE SEDGWICK COUNTY SOLID WASTE MANAGEMENT COMMITTEE.**

Presented by: Eric Yost, County Counselor.

**RECOMMENDED ACTION: Adopt the Resolution.**

Mr. Yost said, "Mr. Chairman, item G is a resolution reappointing Mr. Martinez to that Solid Waste Management Committee position 12. He had been serving as appointee of Commissioner Norton, but he will be going off that committee. Commissioner Michael O' Donnell is recommending that Mr. Martinez be reappointed for a term that would expire December 31st of 2018. I understand that he is not present, but I would urge adoption of the resolution."

**MOTION**

Commissioner O' Donnell moved to adopt the resolution to appoint Mr. Tony Martinez to the Solid Waste Management Committee.

Commissioner Unruh seconded the motion.

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

VOTE

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O'Donnell II	Aye
Chairman Unruh	Aye

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

**Adopted**

**NEW BUSINESS**

H

[17-552](#)

REPORT FROM THE WICHITA/SEDGWICK COUNTY ACCESS  
ADVISORY BOARD.

Presented by: David Calvert, Chair.

RECOMMENDED ACTION: Receive and file.

*Chairman Unruh said, "Mr. Calvert is with us this morning, and he wants to make some comments."*

*Mr. David Calvert, Chair, Wichita/Sedgwick County Access Advisory Board, greeted the Commissioners and said, "Thank you Mr. Chairman. As you know, I chair the Wichita/Sedgwick County Access Advisory Board and have forever, it seems.*

*"We have taken a look at some of the people that have helped us and decided that it was time to recognize the city and the county for the help that we have been receiving. We adopted a resolution that I would like to read that resolution if I may."*

*WHEREAS, the city of Wichita and Sedgwick County have been proactive in building and maintaining a good working relationship with the Wichita/Sedgwick County Access Advisory Board, striving for over 10 years toward full implementation of the Americans With Disabilities Act (ADA) to the benefit of all residents of Sedgwick County; and*

*WHEREAS, the city of Wichita and Sedgwick County have conducted this self-evaluation and created Sedgwick transition plans to implement significant access to programs and facilities in compliance with the Americans With Disabilities Act; and*

*WHEREAS, the ADA coordinators, other public employees and their predecessors for both governmental agencies have been active members of the Wichita/Sedgwick County Access Advisory Board; and*

*WHEREAS, the city of Wichita and Sedgwick County have demonstrated their full commitment to providing access to all city and county programs and facilities to people with disabilities and for being in full compliance under the Americans With Disabilities Act; and*

*WHEREAS, the city of Wichita and Sedgwick County, with the assistance and leadership of their respective ADA coordinators and employees, have often gone above and beyond the requirements of the ADA in providing collaborative access to programs and facilities.*

*NOW, THEREFORE BE IT RESOLVED, by the Wichita/Sedgwick County Access Advisory Board, that the board hereby publically expresses its appreciation for their extraordinary service to John D'Angelo, who is manager of the City of Wichita's Arts and Cultural Services Division, Brian Coon, the ADA coordinator for the City of Wichita, Migwi Karugu, Associate Engineer, City of Wichita, Crissy Magee, ADA coordinator, Sedgwick County, Ellen House, the ADA coordinator for the 18th Judicial District, Steve Spade, the Wichita Transit Director, Jay Hinkle, Deputy City Attorney, Patricia Parker, Assistant County Counselor, Lorien Showalter Arie, Sedgwick County Budget Director, and all of the other public employees of the city and county who are too numerous to list, that we adopted this on the 24th day of May of 2017.*

*Mr. Calvert said, "On a personal note I would like to acknowledge the county employee who kind of was the spark that started this, Bill Buchanan. When he and I met, and I made a couple of suggestions, and he said ok, and the County Commission backed him up. Things really started to happen a few years ago. I would also like to acknowledge and thank the Commission and the County Manager for their support by assigning interns, nameless people, who come and help us during their term.*

*"Their help has been invaluable and has made it possible for me to try to make a living on one hand and for them to run the board. So we appreciate that and thank you very much. Thank you."*

*Chairman Unruh said, "Well thank you Mr. Calvert. We appreciate your comments and we are appreciative of your proclamation of recognizing county's involvement with you. I think for folks who are involved in some of these Americans for [with] Disabilities activities and making our community more accessible. People who know, know that you had a tremendous position of leadership in that and have really moved the ball and caused a lot of things to happen, and in the doing of that, you've also been a very good partner, and so we want to express our appreciation for your leadership and for the progress that you've made and for being a good example for what it means for the private sector and the public sector to work together to achieve things for the betterment of our community. So, we want to thank you for your leadership."*

*Mr. Calvert said, "Well thank you very much. We serve on behalf of the 20 percent of people in this county who are classified as people with disabilities, and we also serve for the 80 percent left who will be persons with disabilities if they live long enough. So, I guess that covers about 100 percent of us."*

*Chairman Unruh said, "That's about 100 percent and at my age I know what you mean. But, anyway thank you very much for being here, David. We appreciate it."*

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

#### **MOTION**

*Commissioner Unruh moved to receive and file.*

*Commissioner Dennis seconded the motion.*

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

VOTE

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O'Donnell II	Aye
Chairman Unruh	Aye

Chairman Unruh said, "Next item, please."

**Received and Filed**

I [17-455](#)

CONTRACT FOR A HOUSEHOLD HAZARDOUS WASTE REMOTE  
COLLECTION EVENT ON JUNE 10, 2017 WITH TEXTRON  
AVIATION/BEECHCRAFT DIVISION.

Presented by: Susan Erlenwein, Director, Environmental Resources.

RECOMMENDED ACTION: Approve the contract.

*Ms. Susan Erlenwein, Director, Environmental Resources, greeted the Commissioners and said, "We receive many calls from residents on how can I get rid of unused household hazardous waste. This includes used oil, gasoline that has been mixed with water, pesticides, herbicides, cleaners under the sink, materials that they really don't have a use for anymore. So what we have is a facility at 801 Stillwell where people can bring this material for proper and free disposal. That facility is located at 801 Stillwell and is open Tuesday through Friday 9:00[A.M.] to 5:00 [P.M.], Saturdays 9:00 [A.M.] to 3:00 [P.M.]. But in order to better to serve our community, we also offer remote collection events.*

*"Our next event is this Saturday, June 10th at the Textron Beechcraft Campus. The location is at parking lot E which is on the south side of Central [Avenue] about halfway between Webb Road and Greenwich Road. So we encourage anyone who has household hazardous waste they want to get rid of, to come to that event this Saturday from 9:00 [A.M.] to 1:00[P.M.], drop off the material. There will also be testing if people want to choose to have their exhaust tested from the car. That's a free service provided by the City Environmental Health Department. So that's a joint effort going on at this remote event this Saturday. Textron has approved the contract that's before you. I'd recommend that you approve it and ask the Chairman to sign. I'd be happy to answer any questions."*

*Chairman Unruh said, "Thank you. Commissioners, any questions? This is something that you've kind of made the last several years a routine activity that's a great benefit to our community and moving it around different locations I think is especially convenient and helpful for folks to take advantage of, so thank you for your leadership on that."*

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

MOTION

*Commissioner Unruh moved to adopt the resolution.*

*Commissioner O' Donnell seconded the motion.*

*Chairman Unruh said, "Thank you Commissioner. Is there any discussion?"*

*Commissioner Howell.*

*Commissioner Howell said, "Thank you Mr. Chairman, just one question. I know that we're getting ready to do one of these in Derby. That's coming up I believe, I'm not sure of the date."*

*Ms. Erlenwein said, "The 24th."*

*Commissioner Howell said, "June 24th? That's right. On that event you did say you needed some volunteers and I was curious if you need volunteers at each one of these events?"*

*Ms. Erlenwein said, "Yes, we get volunteers each time I do this. I ask the people who are sponsoring it if they have some available, if not I'll find them."*

*Commissioner Howell said, "I was just curious as you had volunteers lined up for this event or are you still looking for anybody?"*

*Ms. Erlenwein said, "No, no, got the volunteers for this one."*

*Commissioner Howell said, "Alright, I just wanted to say I guess if anybody's interested in volunteering for the Derby event I'd like to talk to you, so please give me a call. It's again, I think the June 24th event, not to confuse anybody, but this one but I know that's coming up and I'm looking for I believe six or maybe six or seven or eight volunteers who would like to help out, 9:00 [A.M.] to 1:00 [P.M.] on that date would be great."*

*Ms. Erlenwein said, "In fact we've got three Saturdays in a row now. I'll be back next Wednesday talking about the next two."*

*Commissioner Howell said, "Anyway, just think it's a great way for people to serve for one day if they want to do something like that, so thank you. I'd just wanted to make that point. Thank you Mr. Chairman."*

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

*Chairman Unruh said, "Thank you. We have a motion and a second. Any further discussion? Madam Clerk call the vote please."*

**VOTE**

<i>Commissioner Dennis</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner O'Donnell II</i>	<i>Aye</i>
<i>Chairman Unruh</i>	<i>Aye</i>

*Chairman Unruh said, Thank you, Susan. Next item, please."*

**Approved**

**J**      [17-492](#)

ZON2017-00006 - A COUNTY ZONE CHANGE FROM SF-20 SINGLE-FAMILY RESIDENTIAL DISTRICT (SF-20) TO LC LIMITED COMMERCIAL DISTRICT (LC) ON PROPERTY AT THE NORTHWEST CORNER OF EAST 63rd STREET SOUTH AND SOUTH CLIFTON AVENUE.

Presented by: Dale Miller, Director of Planning.

RECOMMENDED ACTION: Approve the zone change, subject to the conditions recommended by the Metropolitan Area Planning Commission (MAPC), adopt the findings of the MAPC and authorize the Chairman to sign the prepared resolution.

*VISUAL PRESENTATION*

*Mr. Dale Miller, Director of Planning, greeted the Commissioners and said, "As you can see here, this property is located on the northwest corner of 63rd and Clifton. It is currently zoned SF-20 (single-family) which means it has a minimum lot size of 20,000 square feet, and its primarily restricted to residential uses.*

*"The applicant has requested limited commercial zoning, and their primary focus is that they believe that this undeveloped part of town, or the county, will ultimately be developing, and they'd like to get their zoning in place before there are additional residences in place so that people would know where the commercial corner would be.*

*"The land to the north is vacant. There's vacant land to the west. There is a house right here. There is also a house right here, that's why there's a notch in the application area, it's not owned by the applicant. To the south, there is a developing subdivision with duplexes, and then to the east is a farm field. The comprehensive plan recommends this area, it'd be appropriate for park land, primarily because most of this area is impacted by the floodway fringe. It is developable by filling the area and matching the elevation for flood heights, and so with that I try and answer questions. MAPC approved it unanimously. There was no protest. In fact, I believe MAPC approved it on a consent agenda 12-0."*

*Chairman Unruh said, "Alright, thank you Dale. Commissioners are there any comment or questions? I don't see any, so this is not a public hearing, but on zone changes we like to ask if there's any public comment or input that anyone would like to make. So if you have an interest in this piece of property, and want to make a comment, now is your time. I see no one rising to speak so we'll just restrict comments to the bench and Commissioner Howell."*

*Commissioner Howell said, "Mr. Chairman, I don't really have any questions, but this is in my district, and I'm familiar with the area. The area, the subdivision across the street that's developing, I believe it's really under construction right now. There's really virtually no one living in that area right now. Maybe there may be one, maybe one or two at the very west end of that perhaps that may be occupied at this point, but it looks like those are all probably rentals I'm guessing. I don't know. I think it looks like it. I'm going to guess those are rentals, but I'm not sure. But nevertheless, I don't have a problem with this. I think this is probably a good idea to, seems like a reasonable request."*

*MOTION*

*Commissioner Howell moved to approve the zone change subject to the conditions recommended by MAPC to adopt the findings of MAPC and authorize the Chairman to sign the prepared resolution.*

*Commissioner O' Donnell seconded the motion.*

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

**VOTE**

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O'Donnell II	Aye
Chairman Unruh	Aye

*Chairman Unruh said, "Thank you, Dale. Next item please."*

**Approved**

**K**     [17-468](#)

**CONSIDERATION OF GRANT IN THE AMOUNT OF \$3,051,441  
FOR THE KANSAS DEPARTMENT OF CORRECTIONS - JUVENILE  
SERVICES (KDOC-JS) SFY18 FUNDING.**

Presented by: Steven Stonehouse, Deputy Director, Sedgwick County  
Division of Corrections.

**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.

*Mr. Steven Stonehouse, Deputy Director, Division of Corrections, greeted the  
Commissioners and said, "This morning I'm here to present for your approval, the  
State Fiscal Year (SFY) '18 Juvenile Grant Application to the Kansas Department of  
Corrections (KDOC). The grant funding provides juvenile justice programming to  
prevent and address delinquency. The application before you includes funding for  
one prevention program, one immediate intervention program and three mandatory  
graduated sanction programs.*

*"The Juvenile Corrections Advisory Board approved the grant application on May 5,  
2017. We received a planning allocation for State Fiscal Year 2018 of \$3,051,441. It's  
a planning allocation since the legislature has not finished their work, so if there are  
any changes, we will be back to inform you of that, but right now, this is what the  
Department of Corrections (DOC) is anticipating for us. The funding  
recommendations for prevention includes the Detention Advocacy Services Program  
totaling \$167,327.*

*"The Detention Advocacy Service Program provides attorney services to juvenile  
detention hearings and the case management alternative program to facilitate release  
from detention pending further court action. This program is provided by Kansas  
Legal Services and serves over 400 youth annually.*

*"The intermediate intervention program is a new Senate Bill 367 mandated program  
that provides immediate interventions in a pre-filed diversion type program. The new  
program will be operated within the current JIAC (Juvenile Intake Assessment  
Center) program, and the recommended funding amount is \$171,020. The remainder  
of the funding application is for the state mandated graduated sanctions programs.*

*"These programs are operated by the Department of Corrections and include the  
Juvenile Intake Assessment Center, Juvenile Intensive Supervision and Juvenile*

*Case Management. JIAC is the first contact many youth have with the juvenile justice system in Sedgwick County. JIAC strives to assist youth from getting more deeply involved in the Juvenile Justice System by providing effective assessment and referral services 24 hours a day. Annually, JIAC serves about 2,500 youth with 59 percent of those youth accepting referrals for services.*

*"Juvenile Intensive Supervision serves high and moderate risk youth placed on probation living in the community. Annually, this program serves about 300 clients with a 63 percent success rate. Juvenile Case Management serves high and moderate risk youth placed in the custody of the Kansas Department of Corrections. These youth may be in a YRC II (Youth Residential Center), in a juvenile correctional facility or at home receiving aftercare services. Annually, this program serves over 400 youth with a 76 percent success rate.*

*"The recommended funding for these graduated programs, these three programs, is \$2,713,094. The state fiscal year '18 grant application sustains current programming while adding the new IIP (Immediate Intervention Program) Program. No new FTE's (full time equivalent) are being requested in this grant application and there are no grant match requirements. I request your approval to submit this application, and if awarded, accept the state fiscal year '18 grant application. I'll be happy to answer any questions."*

*Chairman Unruh said, "Alright, thank you. We have been briefed on this item, and Commissioners are there any further questions for Steve? I don't see anyone asking to speak so what is the will of the board?"*

#### **MOTION**

*Commissioner Dennis moved to approve the application of the grant, and if awarded, authorize acceptance of the grant and establish budget authority as provided by financial consideration selection of this request.*

*Commissioner O' Donnell seconded the motion.*

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

#### **VOTE**

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O'Donnell II	Aye
Chairman Unruh	Aye

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

**Approved**

## **L      [17-550](#)**

### **REPORT OF THE BOARD OF BIDS AND CONTRACTS' REGULAR MEETING ON JUNE 1, 2017.**

**Presented by: Joe Thomas, Director, Purchasing.**

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

*Ms. Kristen McGovern, Senior Buyer, Division of Purchasing, greeted the*



Commissioners and said, "The meeting of the Board of Bids and Contracts for June 1, 2017 results in nine items for your consideration:

1. INSTALLATION OF ICE SHIELDS ON RADIO TOWERS – EMERGENCY COMMUNICATIONS

FUNDING – EMERGENCY COMMUNICATIONS

"The recommendation is to accept the quote from Hayden Tower Service, Inc. in the amount of \$98,550.

2. 2017 NOVA CHIP R175-B—PUBLIC WORKS

FUNDING-R175 PREVENTIVEMX-16+

"The recommendation is to accept the low bid from Cornejo & Sons, LLC in the amount of \$4,041,228.09.

3. STORM DRAINAGE CLEANING – PUBLIC WORKS

FUNDING - PUBLIC WORKS

"The recommendation is to accept the overall low bid from Mayer Specialty Services, LLC at the rates listed above and establish contract pricing for one (1) year with three (3) one year options to renew.

4. CQS-1F EMULSIFIED OIL – PUBLIC WORKS

FUNDING – R175 PREVENTIVE MX – 16+

"The recommendation is to accept the low bid from Ergon Asphalt & Emulsions, Inc. for an initial purchase in the amount of \$70,800 and establish contract pricing for one (1) year with two (2) one (1) year options to renew.

5. ELECTRONIC MEDICAL RECORDS SOFTWARE – DIVISION OF HEALTH AND HUMAN SERVICES

FUNDING – DIVISION OF HEALTH AND HUMAN SERVICES

"The recommendation is to accept the low proposal from Go Beyond, LLC for a total five (5) year cost of \$47,500 and establish contract pricing as listed for any additional consulting/customization and on-site training."

6. LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT, AND DEPENDENT LIFE INSURANCE – DIVISION OF HUMAN RESOURCES

FUNDING – DIVISION OF HUMAN RESOURCES

"The recommendation is to accept the proposal from Advance Life Insurance Company of Kansas dba Blue Cross and Blue Shield of Kansas (Advance Life) Option 2 for Life and AD&D coverage, and Option 1 for Dependent Coverage and establish contract pricing at the rates listed above for five (5) years.

7. EMPLOYEE ASSISTANCE PROGRAM SERVICES – DIVISION OF HUMAN RESOURCES

FUNDING – DIVISION OF HUMAN RESOURCES

"The recommendation is to accept the proposal from EMPAC, Inc. at the rates listed

*above and establish a three (3) year contract with two (2) one year options to renew.*

8. PHARMACY SERVICES – DIVISION OF CORRECTIONS  
FUNDING – DIVISION OF CORRECTIONS

*"The recommendation is to accept the proposal from Genoa Healthcare Company, LLC and establish contract pricing for three (3) years, with two (2) one year options to renew.*

9. GROUNDSKEEPING/LANDSCAPING – VARIOUS COUNTY DEPARTMENTS  
FUNDING – VARIOUS COUNTY DEPARTMENTS

*"The recommendation is to accept the low responsive bid from Commercial Lawn Management of Wichita, at the rates listed above and establish contract pricing for three (3) years with two (2) one year options to renew. I'll be happy to try and answer any questions you may have and I recommend approval of all items."*

*Chairman Unruh said, "Alright, thank you. That was quite a list, a variety of items, so Commissioners, do you have comment or questions or need for clarification? Commissioner Howell."*

*Commissioner Howell said, "Just a quick question. Thank you, Mr. Chairman. On the item number two, this might be a question for our Public Works Director, David Spears, potentially, but \$4,000,000 for 87 miles of half inch overlay. Is that what I'm reading?"*

*Mr. David Spears, Assistant County Manager, Public Works said, "Yes, that's correct."*

*Commissioner Howell said, "Curious..."*

*Mr. Spears said, "It's called Nova Chip."*

*Commissioner Howell said, "Okay."*

*Mr. Spears said, "It's one of our preventative maintenance products that probably, our favorite product which has really served us well over the years."*

*Commissioner Howell said, "Alright, I just wanted to, I guess comment, that's a lot of miles, and that seems like a tremendously big project to do 87 miles of half inch overlay. And is this one of those things where they actually remove some of the asphalt? Do they just put this on top of what happens to be there? How's that work?"*

*Mr. Spears said, "This product is a little over half-inch thick of a coarse graded material's put down with what's called a spray paver machine. And it'll last, we've had this last before up to nine years on certain locations depending on the amount of traffic, type of traffic. But in general it'll last at least six, we're going onto a six year program now. We're very happy with, I will tell you this that the price this year is less than the price we had last year, which we're very happy about. Per ton, in '16 it was \$77 a ton, and this year it's \$70.75 a ton. So we're pretty happy about it."*

*Commissioner Howell said, "Alright, well thank you for those answers. I appreciate*

that.”

**MOTION**

Commissioner Howell moved to approve the Board of Bids and Contracts of June 1st, 2017.

Commissioner O’ Donnell seconded the motion.

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

**VOTE**

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O’Donnell II	Aye
Chairman Unruh	Aye

Chairman Unruh said, “Thank you very much. Well we had lots of folks here to support this item and there beating a hasty retreat. Madam Clerk, next item.”

**Approved**

**CONSENT**

Mr. Mike Scholes, County Manager, greeted the Commissioners and said, “I recommend you approve the consent agenda items Mike (M) through Alpha Lima (AL).”

**MOTION**

Commissioner Ranzau moved to approve consent agenda M through AL with the exception of Item AC.

Commissioner O’ Donnell seconded the motion.

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

**VOTE**

Commissioner Dennis	Aye
Commissioner Ranzau	Aye
Commissioner Howell	Aye
Commissioner O’Donnell II	Aye
Chairman Unruh	Aye

Chairman Unruh said, “And now there is discussion for item AC. Commissioner Ranzau, would you just want to make some comments?”

Commissioner Ranzau said, “Yeah this is about another courthouse police officer. I, I’m not, based on the information I’ve been given, I’m not convinced we’ve done everything we could to avoid this additional expense. I’ve been told that the driving factors are, one, a new computer program that the Supreme Court wants in place and somehow was requiring us to move some people around and change how we’re doing business down here, and also, a move done by the District Court down here in conjunction that I don’t believe was, I’ve been told, was coordinated with us, and so I, we’ve got a lot of requests here.

*"I'm not convinced we need another courthouse police to do this. I'd like to see if, try to avoid that whether on our side or the District Court's side, or perhaps empower the state who pays for employees for the District Court to hire and fund that position themselves, as since they created this situation, and so I'm just not, particularly since we're going through budget and I know the District Court had put in I think several hundred thousand dollars of requests for additional funding, and every dollar we spend on personnel that, like this, is that much less that we can spend on other stuff. Include things that may be a higher priority, so that's just where I'm at, so I won't be supportive of this (inaudible), I recognize I may be in the minority on this, so."*

Chairman Unruh said, "Well, thank you for your comments. Commissioner O'Donnell."

Commissioner O'Donnell said, "Thank you, Mr. Chair. With this additional courthouse officer, and I wasn't on the commission when we, when the commission approved to have courthouse gun lockers. I'm under the understanding and the impression from the manager that part of this courthouse officer is going to be in response to the gun lockers that the last commission approved, and I believe the, that Commissioner Ranzau was supportive of. Is that, is that correct Mr. Manager?"

Mr. Scholes said, "This is actually, if you remember, we had pushed for about eight months ago the request for four additional. We worked it and been able to do some good management decisions in terms of how we're going to use them, and we've whittled it down to where this one person is going to do multiple functions. But Judge Fleetwood did come to me about six months ago, maybe less, and talked to me in detail about the need for another courthouse policeman. Since we have so many requirements, you know, his request and based off of our analysis of what his request was, it is going to take another police officer."

"But we feel like that one police officer can where many hats. We've got a lot of things going on. The gun lockers is just another additional duty that this one courthouse police officer would do. So, this courthouse police officer is going to where multiple hats, and we're going to use him as efficiently as we can. It's actually a savings of money, otherwise we would still need the four police officers we had talked about because we do have a lot of requirements."

"If you remember the budget last year, and as you've seen the budget workshop this year, Public Safety continues to continue to gradually escalate the requirements and services that we provide to, not only 18th [Judicial] District Court, but the Sheriff, all aspects of public safety. So, you're going to see that, you know, in all the services in lines with that particular function grow. And in this case, this is what is necessitating the need to get his one extra police officer. So, I'm supportive of it. He's going to be wearing multiple hats, and I think it's a good use of dollars."

Commissioner O'Donnell said, "Thank you."

Chairman Unruh said, "Alright thank you Commissioner. Commissioner Howell." Commissioner Howell said, "Thank you, Mr. Chairman. I have a couple of questions. The bottom of the page here on in the briefing book here talks about additional budget authority \$26,460 is a request from the operating reserve to pay for the salary and benefits of 2017, but what's the cost for, I assume this position is going to change our staffing table and this will be an ongoing cost going forward. What's the, what's the future cost for per year to add this position? Salary and benefits."

Mr. Scholes said, "Well I'll get that information for you Commissioner and provide it for you."

Commissioner Howell said, "Okay. Again, I appreciate the fact this person is going to have multi tasks, but I would like to say that it was my intention from the very beginning these gun lockers would be self-service, they would not require any staff. It was a, you know, what what seems like a very simple thing adding gun lockers, we actually already owned the lockers I guess at some point. So I don't think there was actually any expense to purchase lockers because they were, maybe I'm wrong about that, I'm not sure where the lockers came from, but there's been a cost about trying to make the aesthetics of the enclosure and try to create a safety zone around that, which I think is a good thing to do, and I think that's the right way to handle this, but but that got to be expensive because trying to make it match the existing architecture of the lobby.

"So, again, what seems to be a small thing provide a place for people to store their firearm as they come and go to the courthouse is continues to add expenses. I didn't want to have reoccurring annual expense tied to gun lockers, and so if there's justification for this position unrelated to the gun lockers, that that might get my support, but gun lockers alone is not going to get my support. I don't think that's what I envisioned how this would work. For example, the jail. There are lockers over there. People can put their firearms in them or cell phones, whatever they want over there, and there's nobody managing those lockers.

"They just, you walk into the lobby and you put whatever you want in that locker, and you do your business at the jail, and when you leave, you pick up your belongings. That's the vision that I would like to see us use here, and it doesn't require staff to do that. If there's justification for this position independent of the gun lockers, then then I'm supportive of that, I guess, but some of this seems like there's configurations like where the courts are located and we're making decisions to do a lot of things at one time.

"One of the things I would like to see, say, is I would appreciate if we could stabilize our configuration and assess our needs. I would support that position if that position is still needed. But right now, we're, we're, there's so many things changing. I don't, I don't know this is the right time to do this. I'm not necessarily against the idea, but I like to know from a stable configuration what our needs are, and we're not there yet. So I guess right now I'm probably inclined to say I'd like to wait on this one for a while. I'd like to not approve this at this time and potentially approve it once things are stabilized, and we can assess our needs better. That's kind of where I'm at right now. Thank you Mr. Chairman."

Chairman Unruh said, "Thank you. Before I call on Commissioner Ranzau, Mr. Manager, do you want to make a statement?"

Mr. Spears said, "Yeah I want to answer his question. Its yearly requirement is [\$] 52,940 that's in your material. This year, for this year's budget impact is [\$] 6,000, next year would be the [\$] 52,000, but if you remember in my earlier comments, I took a [\$] 210,000 requirement and as a manager I looked at the management application of what this officer would do, and the gun lockers, it isn't just for the gun lockers. I mean, that is a requirement, but I solved the \$210,000 requirement with just this one, which is the \$52,000 requirement. From my vantage point as a manager, I felt it was a good decision."

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

Commissioner Ranzau said, "I'll just say I agree with Commissioner Howell. The gun locker issue should not even be a factor in this, the whole gun locker idea was, it was understood as, it doesn't need someone, the intent was never to have anyone monitor (inaudible). The fact that we've been fast-passed which allows more people to get through faster, it should be less cumbersome down there anyways. So, I'm just going back on what I was briefed on with respect to the courts, and it's troubling that I think there's going to be more, more costs associated with this dictate from the Supreme Court on how we do our business down here.

"Apparently, I'm hearing their computer system is what's going to dictate how we do business down here, and whether it's good or bad for us, I think that (inaudible) eluded to the cost of, cost of increase, and I guess looks good for us down here or having us involved in the decision making process evidently isn't important as long as we satisfy the requirements of the software program up in Topeka. So, that's very troubling as we go forward and (inaudible)."

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

Commissioner Howell said, "Thank you, Mr. Chairman. Just one more follow up question. What is the current FTE count for the courthouse police? Last number I heard I think was 27. Is that correct?"

Mr. Scholes said, "I think about 27."

Commissioner Howell said, "Let me just make a point. Again, you know the jail is a good example of how this could be done. They have a very similar, they have a lobby, they've got lockers, they've got a security guard scanning people. They only have one person managing their lobby. And of course the number of people coming in and out is very low compare to what we have here. But I understand that in talking to the Sheriff recently, I think there are over 45 FTE's low right now.

"They're trying to find people to fill those positions and so if somebody wants a job, the Sedgwick County Jail is a tremendous place to work. I encourage people to check that out. They pay well, there's benefits, but there's 45 positions open, and they're managing that with existing staff. I guess, again, I don't know if this is an emergent issue. I think that if there is, once we're stabilized, we can use existing staff. But there's 27 other folks doing this job, and they're asking for one. It seems like, pardon me..."

Mr. Scholes said, "Twenty-six."

Commissioner Howell said, "Twenty-six. My point is if there's that many folks in this department and they need to have one position filled, it's not an emergent issue. We can get stabilized and assess our needs and adjust that to, you know, potentially to reduce overtime or whatever, but this is not an emergent need, and to the extent there's configuration changes happening right now, and again, I don't think this is the right time.

"This is something that can be managed with existing staff at least initially until things are stable, and we can certainly visit this and support a change as needed, but this is not emergent issue and the time to talk about this is during the budget hearing not necessarily when we're not, we don't have the budget in front of us, we don't know what other competing items are. This is a little unusual to do it this way. It's as if it's an emergent issue, and I don't think that it is. So, again, I don't think this is the right time or the place to do this. Not to say there's not a need, but if it's a need, we can certainly address that through normal times and processes and the budget that we

are dealing with.

*"Parallel to this, between now and then between now and August, we're doing lots of budget decisions. That's when we should probably take a look at this. And again, there installing the gun lockers right now. I don't know what the schedule is, but we're very close to having a new configuration. Let's just, my opinion is, let's let things stabilize and figure out where we're at, so that's my comments. Thank you Mr. Chairman."*

Chairman Unruh said, "Thank you, Commissioner. Commissioner O'Donnell."

Commissioner O'Donnell said, "Thank you. I do believe that the courts have made a very valid argument as to why they need this, and I appreciate Judge Fleetwood for being so willing to work with us on the number and being willing to share, but I, from my research, I understand from the manager and from other conversations, that the gun locker issue was reviewed and that people believe we need to have it staffed. And I wasn't here to vote for that, but we can't be shocked that there needs to be staffing for gun locker issues that was voted on by the last commission last year."

*"There's expense to that, and that should've been studied before, and I think it's unfortunate that some individuals didn't study that issue before, but I am supportive of this, and I appreciate Judge Fleetwood being so willing to work with the Commission negotiating down to a part-time judge because they could be far more forceful, and the District Court could, and far more demanding than they are. And, our hands would be tied on that issue and we would have to provide it ultimately, so the court is being a very very good partner to the Board of County Commissioners on this particular issue. So, thank you Mr. Chair."*

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

Commissioner Ranzau said, "Well let me correct some things that were said with the issue of courtroom staffing, was talked about and discussed previously. There's plenty of staff down there (inaudible)...so to say that that wasn't discussed is factually incorrect. Beyond that, I don't believe that there's a statute that requires us to provide this training for civil court, so I don't think I've been told by the Chief Judge that it's only mandated for the criminal court, so I'm not so sure how much they can strong-arm us in reality. Anyway, nevertheless, I don't think there was any coordination with respect to a lot of the moves and reorganization that brought this up, so I want to clarify for the record. Thank you."

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

Commissioner Dennis said, "Thank you, Mr. Chairman. I know we've had a lot of discussion on this, but I know that we had a motion. I don't know if we ever had a second on the motion."

Chairman Unruh said, "I don't think, I don't think we've had a motion."

Ms. Heddie Page, Clerk, Sedgwick County Clerk's Office, said, "No Sir, we have not had a motion."

Commissioner Dennis said, "Did you make a motion?"

*Chairman Unruh said, "No."*

*Commissioner Dennis said, "Oh, you didn't?"*

*Chairman Unruh said, "I just asked him to open the discussion."*

*Commissioner Dennis said, "Okay. I was just trying to make sure that we were doing this thing legally. If we don't have a motion, and I'd like to make a motion that we approve Item Alpha Charlie."*

**MOTION**

*Commissioner Dennis moved to approve consent agenda Item AC.*

*Commissioner Unruh seconded the motion.*

*Chairman Unruh said, "Any further comment, Commissioners? Okay. Well before we vote, I just like to make a comment that I think this has been researched and analyzed by our manager and personnel staff and by Darrell Haynes, the Chief of the Courthouse Police, by Judge Fleetwood and his staff, and they've come to the conclusion that this staff addition is necessary. Actually, I think the conclusion is from many of them, is that more Courthouse Police are necessary.*

*"But we've come to the agreement that we think that we can use this person very flexibly and try to cover all our bases with just one addition to our staffing table. But the Chief of the Courthouse Police has been saying for some time that he needed additional staff, and the District Court has clearly illustrated, in my mind, their need for this additional security piece in their courts, and I believe, as Commissioner O'Donnell said, that Judge Fleetwood and his staff have been very cooperative with us to try to do what has to be done, what needs to be done at the least cost possible.*

*"So I think the security issue is very serious, and the addition of the gun locker in the lobby, I believe, that whether you were for that or against that, most everyone agrees that some additional security in that process is necessary. So I'm going to be supportive of it, and I don't think that this is an out of bounds, outrageous request. I think it's normal and everybody's worked real hard to try to get along in a cooperative way, when you consider that the original request was for four individuals. So everyone has done a good job to try to keep the cost of doing county business down. I think this is a necessary addition. So I will be supportive. Commissioner Howell."*

*Commissioner Howell said, Thank you, Mr. Chairman. As I indicated earlier, I was on the fence basically regarding whether this was the right time, and all of the reasons given are the right reasons, but there are, I have a desire, if you will, to cooperate with the District Court needs as they are presented to us. Obviously, the majority's already spoken in favor. It is clear this is going to pass. I do want to be supportive of the District Court to the extent that I possibly can.*

*"I just want to say this, my opinion has more to do with other needs, the need quote, unquote, the need for this to be tied to the gun lockers in any way is my opinion, is nothing more than an opinion. Nevertheless, for other reasons, I would like to be on board of supporting our District Courts. I will support the motion, but I would like to challenge our Courthouse Police to continue to look for efficiencies and make decisions that allow us to not continue to add more and more expenses and staff to this.*



*"I think that Sedgwick County does a great job with our security, but I think we do spend a tremendous amount of money, and to do this, and I think we need to be cognizant of the costs that taxpayers are incurring. Some of this may be, most of it is probably necessary, some of it maybe we could challenge ourselves to find some efficiencies. So, I'd like to continue to find ways to do things more efficiently, if possible.*

*"Every one of these police officers I think has a very similar training. Perhaps we can find some folks to do parts of what is being done, but may not have the exact same level of training perhaps, is the way to, to reduce some of our costs that type of thing. So, again, I guess I defer to them, to make these decisions, I'll support them, but this has more to do with other things, and not so much the gun lockers in my mind. And so with that, Mr. Chairman, I guess I'll plan on supporting the motion. Thank you."*

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

*Commissioner Dennis said, "Thank you. I appreciate the dialogue on this. I was actually going to second the motion if Commissioner Ranzau had made one, just for discussion purposes. I would not have supported it, but I wanted to make sure we were able to discuss the issue. This is an issue that started when we were first sworn in, the Chief came up and talked to us. And at that time I think it was five positions that he was wanting, four or five, and the fact that there are, District Judge indicates that there are some concerns about making sure that we have adequate security, that's the reason that I made the motion, first of all. For two reasons; one, is so that we could have discussion on this issue and we've been having a great deal of discussion, but second of all, I believe that the position is warranted."*

*Chairman Unruh said, "Thank you, Commissioner. Anyone else wishing to speak? I will ask if there is anybody from the audience here, from the public that wants to speak on this issue? I see no one rising to speak, so Madam Clerk, I will ask you to call the vote, please."*

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

**VOTE**

Commissioner Dennis	Aye
Commissioner Ranzau	No
Commissioner Howell	Aye
Commissioner O'Donnell II	Aye
Chairman Unruh	Aye

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

**Adopted As Amended**

**M**      [17-479](#)      One (1) Easement for Right of Way for Sedgwick County Bridge Project on 87th Street South between Webb Road & Greenwich Road; 640-33. District 5.  
**Approved on the Consent Agenda**

**N**      [17-494](#)      One (1) Easement for Right of Way for Sedgwick County Project on 95th Street South east of Ridge Road; 642-22-2906. CIP#R264-42.

District 2.

**Approved on the Consent Agenda**

- O**     [17-478](#)     Resolution designating and classifying certain roads within the Tiffani Breeze Subdivision to the Gypsum Township Road System per K.S.A. 68-506. District 5.  
**Approved on the Consent Agenda**
- P**     [17-482](#)     Resolution designating and classifying certain roads within the Stone Post Farm Subdivision to the Payne Township Road System per K.S.A. 68-506. District 1.  
**Approved on the Consent Agenda**
- Q**     [17-483](#)     Resolution designating and classifying a certain road within the Gilbert Addition to the Rockford Township Road System per K.S.A. 68-506. District 5.  
**Approved on the Consent Agenda**
- R**     [17-472](#)     Order for Road Vacation Matter on 71st Street South near 143rd Street East.  
**Approved on the Consent Agenda**
- S**     [17-485](#)     VAC2017-00005 - County request to vacate part of a building setback generally located East of South 311 St W and North of 23rd St S. (District 3 - City of Garden Plain's Urban Area of Influence)  
**Approved on the Consent Agenda**
- T**     [17-490](#)     CUP2006-00038 (associated with ZON2006-00039) rescind the one year platting requirement originally approved as part of commercial CUP and ZONE change from SF-20 Single-Family Residential to LC Limited Commercial; on property located on the east side of North Ridge Road between K-96 Highway and West 45th Street North (District 4).  
**Approved on the Consent Agenda**
- U**     [17-504](#)     First Amendment to the Multi-Carrier In-Building Neutral Host Lease Agreement with American Tower Corporation.  
**Approved on the Consent Agenda**
- V**     [17-438](#)     Consideration of a grant in the amount of \$297,743 from the Kansas Department for Aging and Disability Services (KDADS) to provide enhanced supported employment services.  
**Approved on the Consent Agenda**
- W**     [17-467](#)     Amendment to the annual contract between the Kansas Department on Aging and Disability Services and the Sedgwick County Developmental Disability Organization.

**Approved on the Consent Agenda**

- X     [17-487](#)     Regional Recovery Support Center Agreement with South Central Mental Health Counseling Center (SCMHCC).  
**Approved on the Consent Agenda**
- Y     [17-488](#)     Agreement with Heartspring, Inc. for Psychiatric Consultation Services.  
**Approved on the Consent Agenda**
- Z     [17-489](#)     Agreement with the Wichita Center for Graduate Medical Education (WCGME) and the University of Kansas School of Medicine-Wichita.  
**Approved on the Consent Agenda**
- AA    [17-496](#)     First Amendment of an Agreement between the City of Wichita and Sedgwick County to extend the agreement period to correspond with the extended ICAC Grant Award period.  
**Approved on the Consent Agenda**
- AB    [17-484](#)     Changes to the Division of Corrections Staffing Table.  
**Approved on the Consent Agenda**
- AC    [17-512](#)     Addition of one Courthouse Police Officer to the staffing table.  
  
*Discussion for this item will be added after minutes for this meeting are adopted.*  
**Approved**
- AD    [17-549](#)     Request to approve additional vacation leave.  
**Approved on the Consent Agenda**
- AE    17-475     Order dated 4/24/2017 to correct tax roll for change of assessment.  
**Approved on the Consent Agenda**
- AF    17-486     Order dated 5/10/2017 to correct tax roll for change of assessment.  
**Approved on the Consent Agenda**
- AG    [17-474](#)     Treasurer Claim Certification.  
**Approved on the Consent Agenda**
- AH    [17-447](#)     General Bill Check Register for May 17, 2017 - May 23, 2017.  
**Approved on the Consent Agenda**
- AI    [17-532](#)     General Bill Check Register for May 24, 2017 - May 30, 2017.  
**Approved on the Consent Agenda**

- AJ     [17-533](#)            General Bill Check Register for May 31, 2017 - June 6, 2017.  
                                 **Approved on the Consent Agenda**
- AK     [17-448](#)            Payroll Check Register for the May 13, 2017 payroll certification.  
                                 **Approved on the Consent Agenda**
- AL     [17-534](#)            Payroll Check Register for the May 27, 2017 payroll certification.  
                                 **Approved on the Consent Agenda**

### **LEGISLATIVE ISSUES**

*Mr. Jon VonAchen, Assistant County Counselor, greeted the Commissioners and said, "Obviously, the news of the day was the override of Senate Bill, vetoed Senate Bill 30 last night. Although previous versions of the tax bill did include some sales tax things that would directly affect collections for Sedgwick County, those were stripped from the final version so really where we're really going to see the impact is when they do the budget bill and the ability to fund, to fund that budget. So we'll see that in the form of whether or not there's any cuts to our contractual relationships, with the state, so, but as far as a direct impact of Senate Bill 30, we won't, we won't necessarily see anything from that. It'll be reflected in budget.*

*"We do have several items that are kind of in the hopper. Their advisors are busy this time of year, because they are working through several different things, and this is day 110 of the legislature. The record, by the way, is 114, so we are getting close. So we are waiting on the governor's actions on a couple of items. One of those is Senate Bill 21, which affects the working after retirement thing, which Human Resources will have to look at. We're waiting for the governor's action on that.*

*"Additionally, we are waiting for the governor's actions on some revisions to the juvenile justice code. This is kind of the trailer bill to last year year's major revisions, so they picked up some additional things, so Corrections will be looking at that once the governor takes action on that. The education bill is still pending, which we have kept track of that just to kind of see where it was at. At one point, that was a combination of tax bill and school bill, and they ended up splitting that out because they couldn't get it passed as a combination bill.*

*"We do have, pending enrollment, some items involving Medicaid reimbursement, and for medical transport reimbursement that will effect EMS (Emergency Medical Services) that has not yet been enrolled and headed to the governor, but that will involve the reimbursement that we get from Medicaid for medical transport. It also restores the 4 percent cut for fiscal year 2017, to Medicaid reimbursement which will effect directly for us COMCARE.*

*"One other thing that will effect COMCARE, is Senate sub for House Bill 2278, which is the conceal carry bill where they extended the exemptions for hospitals, that also includes community mental health centers. That would include COMCARE. There's not an indication yet as to what action the governor is going to take regarding that bill. He says he is contemplating his action on that one. That's all I have for this morning. Hopefully next time we meet the legislature will be done, because I don't believe we have a meeting until July 5th."*

*Chairman Unruh said, "Okay. We can hope. Commissioner Ranzau."*

*Commissioner Ranzau said, "I was just asking, did you send us a synopsis of the tax bill exactly?"*

*Mr. VonAchen said, "Yes, I will send you, I'll send you..."*

*Commissioner Ranzau said, "Some of the things that are going to change."*

*Mr. VonAchen said, "Right. I do, I can send you, I do have the supplemental notes. The enrolled version hasn't even been posted online yet. It's gone so quick, but it does include, you know, obviously, there's some changes to the tax rates and tax brackets. The LLC (Limited Liability Company) exemption has wiped out is beginning January 1st of this year, so those entities will have to figure out their tax obligations for not only the remaining part of the year, but having to go back and figure out what their income tax obligation would be, but I will send you all of that information."*

*Chairman Unruh said, "Thank you, Commissioner. I don't see anyone with another question, so Jon, thank you for that report."*

*Mr. VonAchen said, "Okay, thank you."*

*Chairman Unruh said, "Next item."*

## **OTHER**

## **EXECUTIVE SESSION**

### **MOTION**

*Commissioner O' Donnell moved that the Board of County Commissioners recess into executive session for 45 minutes to consider personnel matters of non-elected personnel, preliminary discussions relating to the acquisition of real property, and that the Board of County Commissioners return to this room from executive session no sooner than 11:10 a.m., and the executive session is required to protect the privacy interest of an identifiable individual, and to protect the County's financial interest and rights of confidentiality of its negotiating position.*

*Commissioner Dennis seconded the motion.*

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

### **VOTE**

<i>Commissioner Dennis</i>	<i>Aye</i>
<i>Commissioner Ranzau</i>	<i>Aye</i>
<i>Commissioner Howell</i>	<i>Aye</i>
<i>Commissioner O'Donnell II</i>	<i>Aye</i>
<i>Chairman Unruh</i>	<i>Aye</i>

*Mr. Yost said, "Mr. Chairman, we'll be in the manager's conference room."*

*Chairman Unruh said, "In the Manager's conference room. Alright, well we will recess to executive session."*

*The Board of County Commissioners recess into Executive Session at 10:18 a.m. and returned at 11:10 a. m.*

*Chairman Unruh said, "Alright, we are back from executive session, so I'll call the regular meeting of the Board of County Commissioners back to order and state for the record that while we were in executive session no bonding action was taken. Mr. Manager, anything to report?"*

*Mr. Scholes said, "Nothing further."*

*Chairman Unruh said, "Okay, Commissioners, anything to add? Alright then, we will stand adjourned."*

**Approved**

### **ADJOURNMENT**

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