

Board of Crawford County Commissioners

Commissioners' Journal

2014, [SEVENTIETH](#) MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS **Tuesday, September 30, 2014, 10:00 AM**

The Crawford County Board of Commissioners met pursuant to Kansas Statutes Annotated Chapter 19, Article 2, Section 18 in due and regular session with open doors.

Commissioner Bob Kmiec served as the presiding officer.

Commissioners Tom Moody and Carl Wood were in attendance.

County Clerk Don Pyle was seated with the Board.

Chairman Kmiec led the pledge of allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (14-241) of Commissioner Moody and the second of Commissioner Wood that the consent agenda be approved including:

1. Approval of the **September 26, 2014** minutes of the Board of Commissioners.

Yeas: Commissioners Moody, Kmiec and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed and the consent agenda was approved.

SIGNING OF MOTIONS

The County Clerk presented the following motions for Commissioners' signatures:

Motion 14	239	That the consent agenda be approved including: Approval of the September 23, 2014 minutes
Motion 14	240	To approve the Letter to Durable Medical Equipment Suppliers and authorize the Chairman to sign

UNDER THE HEADING NEW BUSINESS

NEW BUSINESS FOR CRAWFORD COUNTY BOARD OF HEALTH

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

MESSAGES FROM THE PUBLIC

MESSAGES FROM APPOINTED OFFICIALS

MESSAGES FROM ELECTED OFFICIAL

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

Board of Crawford County Commissioners

Item One: Ms. Tracy Harris, Administrative Director, Community Corrections presenting Fiscal Year 2014 Year End Outcome. Ms. Harris discussed the goals and objectives of the Community Corrections program that were met during the past year. Ms. Harris stated that the programs have tracked many offenders that have either been successfully discharged or their probation was revoked for one of several reasons. Ms. Harris discussed how important it is to find employment for the clients of Community Corrections and that having steady employment helps the clients in several other ways. The Commissioners commended Ms. Harris on the work she does.

Kansas Department of Corrections Community Corrections Services



Kansas Department of Corrections Community Corrections Comprehensive Plan Quarterly and Year End Outcome Report Format

Community Corrections Agency: 11th Judicial District Community Corrections

Fiscal Year 2014 Report Period

<input type="checkbox"/> 1 st Quarter	July 1 st - September 30 th
<input type="checkbox"/> 2 nd Quarter	October 1 st - December 31 st
<input type="checkbox"/> 3 rd Quarter	January 1 st - March 31 st
<input checked="" type="checkbox"/> Year End	July 1 st - June 30 th

Process Goals

✓ **Goal #1:** Facilitate the education of our team members and collaborative partners to the Evidence Based approach and this agencies practices and programming that is offered to enhance client reformation by June 30, 2014.

✓ **Objective #1:** The Adm. Director will dispense to the local stakeholders updated information regarding local practices as it applies to Evidence Based theories by November 1, 2013.

Target Date: 11/1/2013 COMPLETED AS SCHEDULED

Progress: On November 1, 2013, the annual stakeholder's letter was forwarded to community members, judges, sheriffs, prosecutors, mental health providers, commissioners and county counselors. The letter described changes to programming, progress with meeting our objectives, our new partnership with Labette Center for Mental Health and other pertinent statistical data.

On May 30, 2014, this agency, along with the Pittsburg Police Department, The Crawford County Sheriff's Office and Parole sponsored a speaking engagement by Secretary Ray Roberts to discuss the state of corrections. Invitations were sent to area stakeholders in the 3 county area to include: law enforcement agencies, legislators, commission members (city and county), mental health directors, advisory board members, Judges and the local bar association.

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✓ **Goal #2: To implement the SAP (Cognitive Behavioral Substance Abuse Group) by August 1, 2013.**

COMPLETED AS SCHEDULED

The first SAP group was implemented on August 6, 2013. Groups have continued to run continuously in our Crawford County area. We have conducted one group in Labette County. More of the eligible individuals qualified for our Thinking for a Change group in Parsons than for SAP.

✓ **Objective #1: By July 1, 2013, this agency will have established a plan with State Parole, how our groups will be implemented district wide.**

Target Date: 7/1/2013 COMPLETED AS SCHEDULED

Progress: Community Corrections and Parole met in June 2013 to establish a preliminary plan of action for the SAP program. The intention was to have at least 1 pre-treatment group (3 day program lasting 1 ½ weeks) in both Labette and Crawford counties each month, beginning in August in Crawford County and September in Labette County. Being that this is a new group to implement we wanted to start the process and work through any issues in Crawford county, before full implementation district wide. Those who are successful can transfer right into the SAP program in those counties.

✓ **Objective #2: By July 1, 2013, this agency will have provided training to all Community Corrections officers in the program design and implementation of the SAP program. Training will include qualifications of attendees and the referral process.**

Target Date: 7/1/2013 COMPLETED AS SCHEDULED

Progress: Training was provided by ISO II Hollon and Job-Cog Specialist Vickie LeFever on 6/20/13. Training included the design and implementation of SAP, more specifically who was qualified or does not qualify for services, as well as the group structure. Officers were instructed that clients would be given urinalysis testing and incentives for attendance. A review of the referral process and the specific modules of SAP as well as Pre-treatment were presented, with officers participating in role play of the modules. The training lasted approximately 6 hours.

All officers were trained as full facilitators in May 2014.

✓ **Objective #3: By August 1, 2013, this agency will have identified and evaluated candidates to participate in the first SAP group to be conducted in our Pittsburg location.**

Target Date: 8/1/2013 COMPLETED AS SCHEDULED

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Progress: The referral process for the first group in Pittsburg concluded on July 12. A total of 15 referrals were made. All referrals were reviewed by ISOI Hollon and Job-Cog Specialist LeFever on July 18th. 13 of the 15 referrals were accepted for Pre-Treatment, the preliminary stage of SAP. Two referrals were denied, one because she needed to follow through with an A/D assessment, due to continued use and the other was denied due to having a pending warrant for new charges.

Of those 13 individuals, only 4 completed successfully. Pre-treatment is a pre-requisite for SAP. Since it is only a three day-6 hour group, one no show appointment means immediate termination from group. The remaining 9 individuals were terminated due to a lack of attendance at one time during the group process. Those individuals are then immediately considered for the next Pre-treatment group.

Outcome Goals

Goal: To achieve a supervision success rate of at least 72.2% on discharged clients in FY 2014.

In the 4th quarter of FY 2014, this agency discharged 42 clients with the following discharge types:

- 1- Death
- 2- Not Sentenced
- 26- Successful
- 9- Revoked, Condition Violator
- 1- Revoked, New Felony
- 1- Revoked new misdemeanor
- 2- Unsuccessful Discharges

Of the 9 revoked as condition violators, 3 requested to serve their time, 3 were Absconders who were not considered for HB 2170 jail sanctions; 1 Absconder was ordered to serve his time on one case, then do a 120 day sanction on another case; 1 had A/D issues and he served a 120 days sanction but not a 180 day; the final condition violator had a new rape charge pending and he was revoked for A/D issues.

Seven of the nine Condition violators were out of Crawford County.

The agency success rate for this quarter was 73.8%, up from 61.9% last quarter

FY 2014 TOTAL DISCHARGES

In FY 2014, this agency discharged 146 clients (This is 52 more clients than FY 2013, and increase of 53%) with the following discharge types:

- 3- Death
- 10- Not Sentenced (SB 123 clients)
- 86- Successful
- 27- Revoked, Condition Violator
- 12- Revoked, New Felony
- 2- Revoked new misdemeanor
- 6- Unsuccessful Discharges

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This fiscal year our success rate stands at **71.9%**, an increase from 70.4% in FY 2013. (We were 2 successful releases shy or 1 revocation over meeting our agency goal)

OTHER DATA ABOUT REVOCATIONS

- 78% or 32 of the 41 revocations occurred in Crawford County, with the remaining 22% in Labette County.
- There were no revocations in FY 2014 in Cherokee County.
- Of the 27 Condition Violators:
 - 9- Requested to serve their time
 - 5- Had continued substance abuse issues
 - 12- Were Absconders that the Court did not consider any HB 2170 sanctions
 - 1- Had new charges, but no conviction.
- 67% or 18 of the 27 had at least 1 prior revocation with 5 having more than one.
- 33% or 9 of those revoked were done so at the first revocation. Of those 9 at first revocation,
 - 5- requested to serve their time,
 - 1-was a departure case already;
 - 1-had absconded for over 1 year;
 - 1- was revoked on 2 cases and ordered back on supervision on the third after her release; and
 - 1-the Court took notice of a previous revocation with Court Services.
- 3 of the 27 condition violators, were departure cases that were presumptive prison at sentencing.

Objective #1: 80% of all employable clients with a period of unemployment over 30 days will have a case plan developed outlining goals for employment opportunities within 15 days from their qualifying period

Target Date: 6/30/2014

Progress: During the 4th quarter, 19 new individuals were identified as unemployed for over 30 days. Of those 19, 15 or 79% had case plans developed with employability goals. Of the remaining 4:

- 1-Officer oversight
- 1-Client failed to notify officer they had been terminated from employment
- 2-Failed to report during that unemployed period and a revocation had not yet been filed.

FOR FY 2014, 70 individuals were identified for this goal and 55 or 78.6% had case plans developed with employability goals. Of the remaining 15:

- 5 – Were officer oversights
- 6 – Case plans were developed late
- 3- Clients failed to report during the time frame to complete said goal
- 1- Client failed to notify officer they had been terminated from employment.

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Target	1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter	Year End
80%	78.6%	70.5%	100%	79%	78.6%

Challenges: Individual officer's statistics are being reviewed with each ISO and explanation is being required as to their success at reaching this goal

✓ **Objective #2: 80% of all employable clients with a period of unemployment over 60 days will be referred to the next Employment group, if they have not already completed it. ACHIEVED**

Target Date: 6/30/2014

Progress: Two employment groups were held this quarter (Parsons and Columbus) Thirteen people were eligible for the group and all were referred. However; only 69% or 9 of the 13 people actually completed group. Three (3) of the thirteen (13) were no show/no call for both days and one (1) showed for the first day, but not the second.

FY 2014

In FY 2014, we conducted 6 employment groups district wide. Due to losing an officer in mid second quarter, our ISOII was pulled away from delivering groups to cover a caseload. There were no groups in Dec 2013, Jan 2014, and Feb 2014; however we were able to reinstitute groups beginning in March 2014. Overall, forty-eight individuals were eligible for groups and all 48 were referred. However, only 21 clients (44%) graduated. The remaining 27 failed to show for one or both days of group.

Target	1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter	Year End
80%	100%	100%	100%	100%	100%

Progress: Although agency referrals are being completed, it is apparent through these numbers that we need to re-evaluate the process in getting buy in from clients for participation.

✓ **Objective #3: To lower the agency unemployment rate by 1% by the end of FY2014. ACHIEVED**

Target Date: 6/30/2014

Progress: At the end of the 4th quarter, we averaged 49 out of 212 (23.1%) active clients being unemployed. At year end, we averaged 55 of 208 (26.5%) individuals unemployed, a rate of 26.5%, and a reduction of 3.8% from FY 2013.

We recognized a large reduction in the unemployment rate in the last two quarters, with the largest jump being noticed in Labette County.

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Target	1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter	Year-End
30.3%	30.2%	30%	23%	23.1%	26.5%

✓ **Objective #4: 80% of all clients who is found to be Moderate to High risk in the Alcohol/Drug Domain in any LSIR assessment will be referred to the SAP group, if they are not already participating in a treatment program, or have not been referred for an A/D assessment.**

Target Date: 6/30/2014 ACHIEVED

Progress: Crawford County is the only county at this time with a SAP group running. One group was initiated in the 4th quarter in Crawford County. We found 39 individuals who were Moderate to High risk in the Alcohol and Drug domain on their recent LSIR assessment. Of those 39:
 33 - Were currently in treatment already and not eligible for group referral; and
 1 - Was referred for Alcohol and Drug assessments

Of the remaining 5: 4- were referred to SAP (80%)

1- Was not referred due to being a LB CO client and SAP group was delayed in that county due to the ISOI training a new officer.

FY 2014

In FY 2014, 184 clients met this eligibility in their LSIR score. Of those, 124 were already in treatment and 14 were referred for substance abuse assessments, leaving 46 individuals eligible for referral. Of those 46, 38 or 83% were referred. Of the remaining eight:

- 1 had medical issues and could not start group
- 2 had a work conflict with group hours
- 3 were clients in LB and CK counties and groups were only being conducted in Crawford County at the time. None of them had means of transportation to get to Pittsburg, even if the agency provided gas cards to do so.
- 2 clients had already proven their sobriety for a period of time and were given the opportunity to maintain their course.

Target	1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter	Year End
80%	82.6%	90%	62.5%	80%	83%

Challenges: We did not necessarily consider the wording of this objective when we looked at referrals. This agency could refer all of those individuals that are working to factor into our statistics; however they would be denied due to their work schedules and therefore pointless for the actual referral, but they would help us to meet our objective of making referrals.

When this agency loses an officer, the first area that suffers is group programming. The ISOI who would cover a caseload and train a new officer is also the Program Coordinator who facilitates all

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the groups with Parole in the district. Modifications were made to the 2nd Quarter after calculations errors were identified.

Objective #5: 80% of all clients who test positive for drugs or alcohol, and who are not already in a treatment program, or referred to treatment through an assessment will be referred to SAP.

Target Date: 6/30/2014

Progress: There were a total of 45 individuals who had positive substance abuse tests during the 4th quarter. However 2 of those were individuals who had prescription medications. Of the remaining 43 individuals, 38 were referred to or already in treatment. Of the remaining 5:

4- Were referred to SAP (80%)

1- Client absconded before a referral could be made to SAP

FY 2014

Overall in FY 2014, there were 251 individuals who testing positive for substances. 218 of those were ordered an assessment or already involved in treatment. 10 were testing positive for prescribed medications. Of the remaining 23 individuals, 18 or 78.3% were referred to SAP. Those 5 that were not referred:

3- Were sanctioned in alternative manners

2- Absconded before a referral could be made

Target	1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter	Year End
80%	90.9%	50%	100%	80%	78.3%

OVERALL PROGRESS: Overall, this agency met 2 of our 3 identified goals and 7 of our 9 objectives.

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FY 2014 Community Corrections Year End Outcome Report Signatory Approval Form

Agency Name: JUDICIAL DISTRICT COMMUNITY CORRECTIONS

Agency Director: TRACY HARRIS

Report Period: July 1, 2013 - June 30, 2014

My signature certifies that I did author this report, and assist in the compilation and analysis of the data cited therein.

Director

Date

9-18-14

My signature certifies that the Community Corrections Advisory/Governing Board reviewed the Year End Report of Outcomes for Fiscal Year 2014 and agreed with the findings and discussion therein.

Advisory/Governing Board Chairperson (Honorable O. Kent Lynch)

Date

9-18-14

Address: 111 W. Maple, P.O.Box 189
Columbus, Kansas 66725

Phone: 620-429-3518 Fax: 620-429-1130 E-Mail: oklynch@11thjd.org

My signature certifies that the Board of County Commissioners reviewed the Year End Report of Outcomes for Fiscal Year 2014 and agreed with the findings and discussion therein.

Board Of Co. Commissioners Chairperson (Host Co) (Bob Kmiec)

Date

9-30-14

Address: Crawford County Courthouse, 111 E Forest PO Box 189
Girard, Ks 66743

Phone: 620-724-6115 Fax: 620-724-6007 E-Mail: countyclerk@ckt.net

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My signature certifies that the Board of County Commissioners has reviewed and approved the attached Year End Outcome Report for submission to the Kansas Department of Corrections.

County: CHEROKEE

Richard Hilderbrand 9-29-2014
Board of Co. Commissioners Chairperson (Richard Hilderbrand) Date

County: LABETTE

Jack W. Martin 9-30-2014
Board of Co. Commissioners ~~Chairperson~~ (Fredrick Vait) Date
vice-chair Jack W. Martin

On motion (14-242) of Commissioner Moody and the second of Commissioner Wood to approve the Community Corrections Fiscal Year 2014 Year End Outcome as presented by Ms. Tracy Harris, Director, and authorize the Chairman to Sign.

Yeas: Commissioners Kmiec, Moody and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

PROCLAMATIONS AND ORDERS OF THE BOARD NEW BUSINESS:

Item One: County Clerk Don Pyle presenting Resolution #2014-028, a resolution regarding the Environmental Protection Agency's Proposed Clean Power Plan. The text of the resolution was given to the commissioners by retired members of the United Mine Workers of America. The commissioners discussed that they support this resolution that discusses the possible loss of jobs in the coal mining industry if the EPA adopts the proposed Clean Power Plan. The resolution states that the county asks the EPA to withdraw the proposed rule or revise it so that it is not so devastating to the coalfield communities in the United States.

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BOARD OF COUNTY COMMISSIONERS
CRAWFORD COUNTY, KANSAS
GIRARD, KANSAS

RESOLUTION NO. 2014-028

WHEREAS, America's coal miners have worked for decades to provide the means to energize our nation; and

WHEREAS, doing so has cost the lives of more than 100,000 miners who have been killed in the mines over the last 100 years, and another 100,000 who have died from contracting occupational diseases; and

WHEREAS, tens of thousands of retired miners, their dependents and surviving spouses depend on the pensions and health care earned through decades of hard, dangerous work; and

WHEREAS, thousands more miners are at work every day in our nation's coal mines to provide a decent standard of living for their families and are the economic drivers of their local economies; and

WHEREAS, the U.S. Environmental Protection Agency (EPA) has proposed a "Clean Power Plan" (CPP) rule with the stated intention of reducing the amount of greenhouse gas emissions which contribute to climate change; and

WHEREAS, the CPP rule will lead to the closure of coal-burning power plants throughout the United States, resulting in the loss of more than 52,000 jobs in the coal, utility and railroad industries by 2020; and

WHEREAS, further direct job losses in those industries will reach 65,000 by 2030 as a result of this rule; and

WHEREAS, these job losses will have a ripple effect in the communities throughout the coalfields and beyond, where more than 208,000 jobs will be lost by 2030; and

WHEREAS, the retirement security for retirees, spouses and widows will be put at significant risk as a result of this proposed rule; and

WHEREAS, independent analysis indicates that there will be approximately a one percent reduction in global greenhouse gas

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emissions as a result of the CPP rule, meaning that it will have little real effect toward meeting its stated goal; and

WHEREAS, the EPA has not seen fit to hold public hearings on this rule in coalfield communities, but has instead held them in cities that aren't near coal mines or coal workers; and

WHEREAS, the people who will be most adversely affected by this rule are being shut out of the process, with no vote, no voice and no consideration being paid to what will happen to them and their communities; now,

NOW THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Crawford County, Kansas that the U.S. EPA schedule public hearings in the coalfields; and

BE IT FURTHER RESOLVED that Crawford County does hereby call on U.S. EPA to either withdraw the proposed rule or revise it to eliminate the economic shocks that will occur to critical coalfield communities throughout the United States; and

BE IT FURTHER RESOLVED that the County Clerk will send copies of this resolution to the United Mine Workers of America and to our federal elected officials.



Bob Kmiec, Chairman



Tom Moody



Carl R. Wood

ATTEST:



Donald P. Pyle, County Clerk

On motion (14-243) of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2014-028, a resolution regarding the Environmental Protection Agency's Proposed Clean Power Plan.

Yeas: Commissioners Kmiec, Moody and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: County Clerk Don Pyle regarding the schedule for the Canvass of the October 7, 2014, USD 247 Special Question Election. Mr. Pyle discussed that the

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canvass of that election, according to state statute, must be held on the following Monday, October 13, or on the following Thursday, October 16. The Commissioners asked Mr. Pyle to discuss this with County Counselor Jim Emerson to see what possibilities there are to hold the canvass.

Item Three: Commissioner Tom Moody stated that he has selected Mr. Mike Wolownik, of Frontenac, to be his representative on the Crawford County Technical School Board of Directors. Mr. Moody stated that Mr. Wolownik is the Area Representative for the Pipefitters Union and that he has over 30 years of experience as a certified welder and pipe fitter. Mr. Wood mentioned that the Technical School Committee will meet again on October 17 and he hopes to have the names of all potential board members at that time.

UNDER THE HEADING OLD BUSINESS

Item One: Commissioner Wood mentioned that the Commissioners need to get the number of employees that will attend the Westar Safety Training on October 23, 2014. Mr. Wood mentioned that Tom Ragonese is sending 3 employees from the Maintenance Dept. for the training and that the numbers for Road & Bridge employees should be turned into Liz Hart in the Road & Bridge Office.

EXECUTIVE SESSION

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: October 2, 2014 - County Clerk Don Pyle, presenting the September 2014 Clerk's Report.

ANNOUNCEMENTS:

UNDER THE HEADING MOTION TO ADJOURN MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Moody and the second of Commissioner Wood to adjourn the [September 30, 2014](#) meeting of the Board of Crawford County Commissioners at 10:37 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Kmiec and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Board of Crawford County Commissioners

In Testimony whereof, I have hereunto set my hand and caused to be affixed my official seal and submitted these minutes for the approval of the Board of Crawford County Commissioners:

Don Pyle
County Clerk

◇

This submission completed at the Crawford County Courthouse in Girard.

Taken by DPP on 09/30/2014 at 10:37 AM, Amended by DPP on 9/30/2014 at 4:37 PM, Amended by JH on 10/02/2014 12:28 PM